

New Jersey State Library

ACTS

OF THE

One Hundred and Forty-ninth Legislature

OF THE

STATE OF NEW JERSEY

AND

Eighty-first Under the New Constitution



TRENTON, N. J.
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The following laws, passed by the One Hundred and Forty-ninth Legislature, are published in accordance with "An act for the publication of 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-ninth Legislature
OF NEW JERSEY

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LAWS

ACTS

PASSED BY THE

One Hundred and Forty-ninth Legislature

CHAPTER 1.

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, to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' which said supplement was approved March eleventh, one thousand nine hundred and twenty-two," which amendment was itself approved March eleventh, nineteen hundred and twenty-four.

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

1. Amend section twelve of the act of which this act is amendatory so as to read as follows:

Section 12
amended.

12. The said clerk of the board of education shall at least seven days before the holding of such election obtain from the person having them in charge the registry lists for the municipality or municipalities, or election districts, comprised within said school district, and no person shall be permitted to vote at such school election unless his or her name appears on said lists as having been registered to vote at the preceding general election;

Voter's name
on registry
list.

- Proviso. *provided, however,* that any person who shall have become of age since the preceding general election, and shall be otherwise possessed of all the qualifications which would entitle such person to vote in any general election, may, at least two days prior to the holding of such school election, apply to the clerk of the board of education whose duty it shall be to compile separately a registry of such applicants and the list so compiled, as aforesaid, shall have the same force and effect for the purposes of this act as the registry lists, and any person whose name shall appear thereon shall be entitled to vote at such school election as if his or her name had appeared on the registry lists of the preceding general election. The clerk of the board of education shall cause said election to be advertised at least one week before the holding thereof in some newspaper circulating in said school district.
- Additional names.
- Notice of election.
- Polling places. 12(a). For the purpose of holding said school elections, the board of education shall provide at least one suitable polling place in a schoolhouse situated within the school district. In school districts in which there are two or more schoolhouses, the board of education shall provide an additional polling place in any such schoolhouse, whenever a petition signed by not less than five per centum of the registered qualified voters of said school district shall request that said schoolhouse be designated as a polling place for such elections; *provided,* that said petition shall have been submitted to the clerk of the board of education at least twenty days prior to the date of such election; *and provided, further,* that no person's name shall appear on more than one petition.
- Proviso.
- Proviso.

2. This act shall take effect immediately.

Approved February 3, 1925.

GEORGE S. SILZER,

Governor.

CHAPTER 2.

A Supplement to 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:*

1. When any township, the boundaries of which are identical with the boundaries of the local school district, shall have on hand, between the first day of January and the second Tuesday in February of any year, surplus revenue unappropriated, it shall be lawful for the township committee of such township, in its discretion, by resolution adopted at a regular or special meeting thereof at any time between the first day of January and the second Tuesday in February, to authorize the transfer of and to cause to be transferred all or any part of such unappropriated surplus revenue as the township committee shall deem advisable to the board of education of the school district of the said township; and the said board of education shall receive such surplus revenue so transferred and cause the same to be deposited with the custodian of school moneys of the school district, and thereafter, during the next ensuing fiscal year of the said school district, said board of education shall apply and expend the said surplus revenue so transferred, so far as the same shall be sufficient, to the payment, first, of the interest on the bonded indebtedness, and, second, of the principal of the bonded indebtedness of the said school district maturing and becoming due and payable in said next ensuing fiscal year of the said school district; and the balance, if any, to the payment of the current expenses of the said school district during said next ensuing fiscal year.

2. Upon the transfer of surplus revenue by the township committee to the board of education as herein

Transfer of unappropriated moneys for school purposes.

Use of funds:

Interest on bonds;

Current expenses.

Taxing officials notified.

authorized, the district clerk of the school district receiving such funds so transferred shall certify to the proper taxing officials the amount of such funds so transferred as shall be available for meeting the interest on and principal of bonds of the said school district becoming due and payable during the next ensuing fiscal year of the said school district, and the amount to be raised by local tax of the current year for such purpose shall be reduced accordingly; and the balance, if any, of such funds so transferred shall be credited by said board of education upon the amount recommended by it to the legal voters of the said school district to be raised by local tax of the current year for the payment of the current expenses of the said school district during the said next ensuing fiscal year of said school district.

Reduction in
local tax.

Disposition
of balance.

Future trans-
fer of surplus.

3. After the close of calendar year one thousand nine hundred and twenty-five, no transfer of surplus revenue by a township committee to the board of education of the local school district, under the authority conferred by this act, shall be made unless and until such proposed transfer shall have been included in the local township budget for the year in which it is intended to make such transfer and shall have been regularly approved, advertised and adopted as a part of such local township budget.

4. This act shall take effect immediately.

Approved February 9, 1925.

CHAPTER 3.

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:*

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

Section 29
amended.

29. It shall be unlawful to catch, kill, take or have in possession any trout or landlocked salmon, except only from the fifteenth day of April to the thirty-first day of July, both dates inclusive, in each year, under a penalty of twenty dollars for each fish so caught, killed, taken or had in possession; *provided, however,* that trout or landlocked salmon which have been artificially propagated may be sold at any time for food purposes, if properly tagged, pursuant to the authority and in accordance with regulations now or hereafter adopted by the Board of Fish and Game Commissioners of this State, or of any duly authorized board, commission or officer of any other State in which such trout or landlocked salmon shall have been propagated. Said tag shall be removed only by the consumer, and when so removed shall be destroyed.

Time for
taking trout.

Penalty.
Proviso.

Sale of
propagated
trout.

2. This act shall take effect immediately.

Approved February 10, 1925.

CHAPTER 4.

An Act to amend an act entitled "An act for the protection of fur-bearing animals in New Jersey," approved March twenty-fifth, 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 the act to which this act is amendatory be and the same is hereby amended so as to read as follows:

Time for
trapping cer-
tain animals.

2. It shall be unlawful for any person to hunt, pursue, take or trap any skunk, mink, muskrat or otter in this State at all times hereafter, except from the fifteenth day of November in every year to the fifteenth day of March of the year following, both dates inclusive, of each year; *provided*, that nothing in this act contained shall prevent the destruction at all times hereafter of muskrats which are damaging dams or canal banks by the owners or agents thereof.

Proviso.

2. This act shall take effect immediately.

Approved February 10, 1925.

CHAPTER 5.

An Act to incorporate the borough of Clementon, in the county of Camden.

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 Clementon, county of Camden, hereinafter set forth and described, are hereby constituted and declared to

be a body corporate in fact and in law by the name of "Borough of Clementon" and as such shall be governed by the general laws of this State relative to boroughs.

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

Beginning at a point in the north line of Blackwood road, said point being the southwest corner of lot No. 162, Barber tract, Clementon; thence (1) north along west line of said Barber tract to the center line of Chews Landing road; thence (2) westwardly along said center line of Chews Landing road to where the same intersects the center line of Wallace avenue; thence (3) northeastwardly along said center line of Wallace avenue to West Atlantic avenue; thence (4) following the same course to where said center line of Wallace avenue if continued would connect the center of the east branch of Timber creek; thence (5) southeastwardly along said east branch of Timber creek to center line of Oak lane (north Clementon tract); thence (6) northeastwardly in a straight line to the center line of Oak lane (Homestead tract); thence (7) still northeastwardly along center line of Oak lane (Homestead tract) to center line of White Horse pike; thence (8) southeastwardly along same to where said center line of White Horse pike intersects the center line of Gibbsboro road; thence (9) northeastwardly along center line of Gibbsboro road to the northerly corner of northeast Clementon tract; thence (10) southeastwardly along same to the north corner of Clementon Villa tract; thence (11) eastwardly along northerly line of Clementon Villa tract to east corner of said tract; thence (12) southeastwardly parallel with White Horse pike to the northwest line of Willett's farm; thence (13) southwestwardly along same to center line of White Horse pike; thence (14) southeastwardly along same to the center of Trout Run stream; thence (15) southwestwardly along same to the center line of New Freedom road; thence (16) southeastwardly along same to where the center line of New Freedom road intersects the center line of Clementon and Berlin road; thence (17) westwardly along same to where the said center line of Clementon and Berlin road intersects

Boundaries
of borough of
Clementon.

New Jersey State Library

the center line of Mohawk avenue (east Clementon tract); thence (18) southwestwardly along same to southerly end of said avenue; thence (19) southwardly in a straight and direct line to center line of Weikel avenue; thence (20) southwestwardly along center line of Weikel avenue to where the same if continued would intersect the center line of West Atlantic avenue; thence (21) northwestwardly along said center line of West Atlantic avenue to center line of Spring street; thence (22) southwestwardly along same to where the same intersects the center line of Sitley avenue; thence (23) westwardly along same to center line of Erial road; thence (24) southwestwardly along same to center line of Eavenson avenue; thence (25) northwestwardly along same to center line of Poplar avenue; thence (26) northwardly along same to center line of Davis avenue; thence (27) westwardly along same to center line of Hillside avenue; thence (28) northwardly in a straight and direct line to place of beginning.

Referendum.

Special election: when and where.

Notice given.

How conducted.

Registry.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above-described territory as a borough of this State until it shall have been adopted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within sixty days from the approval of this act, which special election shall be held within the said territory between the hours of six o'clock A. M. and six o'clock P. M. of a day and at a place within the said territory to be fixed by the clerk of the township of Clementon, in the county of Camden, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within said described territory, and published once in one newspaper circulating therein at least ten days prior to the day so fixed for such election.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the boards of registry and election of the township of Clementon which conducted the general election next preceding the holding of such election in said township and shall be by ballot. The registry of voters used at the last

general election in said township shall be used at said special election and the boards of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Clementon shall give public notice of such meeting of said boards of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions in the following form:

Public notice.

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."

Form of ballot.

	Yes.	Shall an act entitled "An act to incorporate the borough of Clementon, in the county of Camden," 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.

Marking ballot.

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.

5. The officers holding said election shall within two days after such election make a return in duplicate of

Duplicate statement of result.

the result of such election by statements in writing and under their hands; one of which certificates or returns shall be filed forthwith with the clerk of the township of Clementon and entered in full upon the minutes of the township committee of the township of Clementon, and one of which certificates or returns shall be filed forthwith with the clerk of the county of Camden.

Special election to choose 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 Camden, 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 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 ten days prior to said election. Such election shall be held at the time and place so appointed by the county clerk, and shall be conducted by the mem-

Notice given.

County clerk to furnish ballots.

Nominations by petition.

Conduction of election.

bers of the district board of registry and election of said township of Clementon wherein the foregoing described territory is located, 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 said district board of registry and election holding said election shall on the following day make return to the county clerk of the county of Camden of the result of said 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.

Registry.

Result filed.

Terms.

Approved February 13, 1925.

CHAPTER 6.

An Act to incorporate the borough of Stratford in the county of Camden.

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 Clementon in the county of Camden, 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 borough of Stratford, and shall be governed by the general laws of this State relating to boroughs.

Corporate name.

2. The territorial limits of said borough shall be as follows:

Beginning at a corner in the northeasterly edge of the public road leading from Kirkwood to Lindenwold in the line of lands of Anna Hunt and the Lindenwold

Boundaries of borough of Stratford.

tract No. 1; thence (1) along the line of the Lindewold tract No. 1 south seventeen degrees thirty minutes east fifteen hundred and seventeen and eighty-five one hundredths feet to a stone corner to said tract and Jacob S. Martin; thence (2) along his line south five degrees thirty-three minutes west two hundred and sixty-four and five-tenths feet to a stone in said line corner to Laurel Springs tract No. 3; thence (3) along the line of said tract crossing the White Horse pike and along the line of Laurel Springs borough north seventy-six degrees thirty minutes west twenty-eight hundred and twenty-eight and five-tenths feet to a stone in an old gum stump; thence (4) still along the line of Laurel Springs borough north fifty-four degrees twenty-eight minutes west six hundred and eighty-one and twelve one-hundredths feet to a stone corner to Richard Keighn's estate; thence (5) still along the line of Laurel Springs borough south thirty-three degrees thirty minutes west eight hundred and seventy-three and thirty-eight one-hundredths feet to the middle of Quaker run; thence (6) down the said run in a southwesterly direction the several courses and distances thereof about fourteen hundred and seventy feet more or less to the middle of Laurel avenue; thence (7) along the middle of Laurel avenue south twenty-six degrees forty-four minutes west thirteen hundred and twenty-five feet to angle thereof; thence (8) still along the middle of Laurel avenue south nineteen degrees fifty-two minutes west five hundred and forty-nine and eight-tenths feet more or less to the middle of Timber creek; thence (9) down the said creek the several courses and distances thereof westerly thirty-nine hundred and sixty feet more or less to the junction of Mason run; thence (10) still down the said creek the several courses and distances thereof northwesterly thirty-five hundred and eighty-seven feet more or less to the junction of Signey run; thence (11) up the said run the several courses and distances thereof in a northeasterly direction forty-two hundred and twenty feet more or less to the middle of Warrick road; thence (12) along the middle of Warrick road south thirty-two degrees ten minutes east two hundred and eighty-two and five-tenths feet to an

angle of said road; thence (13) still along the middle of said road south seventy-five degrees fifty-five minutes east eleven hundred and fifty-two and five-tenths feet to a corner in the middle of said road, in the line of the Stratford tract; thence (14) along the line of said tract north fifteen degrees thirty-eight minutes east eight hundred and twenty and twenty-six one-hundredths feet to a stone corner to the Stratford tract; thence (15) along the Walter Hunt line north no degrees forty-seven minutes east eighteen hundred and sixty-six and eighty-five one-hundredths feet to a hickory tree in said line corner to Edward Ogg; thence (16) along Ogg's line north seventy-four degrees fifteen minutes east ten hundred and sixty-four and seven-tenths feet to the middle of the White Horse pike; thence (17) along the middle of the White Horse pike south thirty-seven degrees twenty-two minutes east thirty-three hundred and one and eight-tenths feet to an angle thereof; thence (18) still along the middle of said turnpike south one degree nine minutes west one hundred and seventy feet to the intersection of the easterly edge of the Lindenwold road; thence (19) along the easterly edge of said Lindenwold road south forty-seven degrees forty-five minutes east thirty-seven hundred feet to the place of beginning.

3. This act shall take effect immediately; *provided*,
 it shall not operate to effect the incorporation of the
 inhabitants of the above described territory as a borough
 of this State until it shall have been adopted by a vote
 of a majority of the legal voters of the said described
 territory; voting thereon at a special election to be held
 within the said territory; within sixty days from the
 approval of this act, at which special election shall be
 submitted the question of the approval or disapproval
 of this act; such special election shall be held within the
 said territory between the hours of one o'clock P. M.
 and eight o'clock P. M. of a day and at a place within
 the said territory to be fixed by the clerk of the town-
 ship of Clementon, in the county of Camden, who shall
 cause public notice thereof to be given by advertise-
 ment signed by himself, set up in at least five public
 places within said described territory, and published once

Referendum.

Special elec-
 tion; when
 and where.

Notice given.

in one newspaper circulating therein at least ten days prior to the day so fixed for such election.

How conducted.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the board of registry and elections of that certain election district of the said township of Clementon wherein the greater portion or all of the foregoing described territory of the township of Clementon is located, which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Clementon shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters with instructions in the following form:

Registry.

Public notice.

Form of 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 and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Stratford in the county of Camden" be adopted?
	No.	

Marking ballot.

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.

5. The officers holding said election shall, within two days after such election, make a return in duplicate of the result of such election by statements in writing and under their hands; one of which certificates or return shall be filed forthwith with the clerk of the township of Clementon and entered in full upon the minutes of the township committee of the township of Clementon, and one of which certificates or returns shall be filed forthwith with the clerk of the county of Camden.

Duplicate
statement of
result.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Camden, 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 one o'clock P. M. and eight o'clock P. M. on a day and 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

Special elec-
tion to choose
officers.

Notice given.

County clerk
to furnish
ballots.

Nominations
by petition.

Conduction
of election.

Registry.

Result filed.

Terms.

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 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 members of the district board of registry and election of that certain election district of the said township of Clementon wherein the greater portion or all of the foregoing described territory of the township of Clementon is located. 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 said district board of registry and election holding said election shall on the following day make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at said election, on the filing of said return 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.

Approved February 13, 1925.

CHAPTER 7.

A Supplement to an act entitled "An act to establish the office of register of deeds and mortgages in certain counties of this State."

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

Referendum
on establishing
office of regis-
ter of deeds
and mortgages.

1. Whenever, under the provisions of the act entitled "An act to establish the office of register of deeds and mortgages in certain counties of this State," approved March seventh, one thousand nine hundred and four, or the amendments or supplements thereto, any county

in this State not now having a register of deeds and mortgages shall be required, by its attainment of the population mentioned in said act, or the amendments or supplements thereto, to elect a register of deeds and mortgages, no election for such officer shall be held until there has first been submitted to the legal voters of said county at an election for members of the General Assembly, the question whether or not the office of register of deeds and mortgages shall be established in and for such county.

2. Such question shall be submitted at the preceding general election to that in which a clerk of the Court of Common Pleas is to be elected in any such county; *provided, however*, that in any county in which a register of deeds and mortgages is to be elected for the first time at the next general election following the passage of this act, the election of a register of deeds and mortgages shall not take place at said time, but in lieu thereof, and at said time, the legal voters of said county shall vote on the question whether such office shall be established and a register of deeds and mortgages elected at the following general election, and if a majority of the votes cast on said question shall be in favor of the establishment of said office, then and in that event a register of deeds and mortgages shall be elected at the following general election, who shall hold office for a term of four years, and upon the expiration of his term of office, the term of his successors in office shall be five years.

3. It shall be the duty of the county clerk in every such county to cause to be printed upon the official ballot for the general election above designated the following question in the following form:

	Yes.	Shall the office of register of deeds and mortgages be established, and a register of deeds and mortgages be elected in county (naming the county in and for which the election is held) next year?
	No.	

When submitted.

Proviso.

Question submitted.

Result.

Question on ballot.

Marking
ballot.

4. The legal voters of said county may indicate their choice at such general election by placing a X or + mark in one of the blank squares at the left of such question, and the vote shall be canvassed in the same manner as other votes upon said ballot.

Whether
operative or
inoperative.

5. Should it appear that the majority of the votes cast, as indicated by said X or + mark on said ballot, are in favor of the question submitted, then the provisions of the act to which this is a supplement shall become operative in such county, and the office of register of deeds and mortgages shall be established and a register of deeds and mortgages shall be elected in such county at the next general election for members of the General Assembly; but should it appear that a majority of the votes cast, as indicated by said X or + mark on said ballot are against the question submitted, then the provisions of the act to which this is a supplement shall not become operative in such county, and the office of register of deeds and mortgages shall not be established, and no register of deeds and mortgages shall be elected in such county at the next general election for members of the General Assembly, and the clerk of such county shall continue to perform all the duties which devolve by law upon a register of deeds and mortgages.

Resubmission
of question.

6. Whenever any county in this State shall have voted against the establishment of the office of register of deeds and mortgages, as mentioned in the fifth section of this supplement, the question of such establishment, as mentioned in the second section of this supplement, shall not be submitted to the legal voters of such county until either nine or ten years, as the case may be, as indicated in the second section of this act, shall have elapsed, when the question shall be again submitted to such legal voters in the form herein provided.

Counties
excepted.

7. The provisions of this supplement shall not apply to any county of this State wherein the office of register of deeds and mortgages is already established.

8. This act shall take effect immediately.

Approved February 16, 1925.

CHAPTER 8.

An Act to amend an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty.

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

ARTICLE II.

ELECTIONS.

1. Section one of Article II of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows: Sec. 1, Art. II, amended.

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. Primary elections for delegates and alternates to national conventions of political parties shall be held in each presidential year on the day of the holding of the primary for the general election, and the use of the term "presidential year" in this act shall mean the year in which electors of President and Vice-President of the United States are voted for at the general election. Authorized elections.
Presidential year.

2. Section three of Article II of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows: Sec. 3, Art. II, amended

Time for Holding Primary Elections.

3. The primary election for the general election shall be held on the third Tuesday of June in each year except presidential year, when such primary election shall be held on the third Tuesday of May. Primary elections When primaries held.

for special elections shall be held not earlier than thirty nor later than twenty days prior to such special elections.

ARTICLE III.

OFFICES AND QUESTIONS.

GENERAL PROVISIONS.

Sec. 3, Art.
III, amended.

3. Section three of Article III of the act of which this act is amendatory be and the same is hereby amended so the same shall read as follows:

Party Offices Selected at Primary Elections.

Election of
delegates to
national con-
ventions.

Choosing
party com-
mittees.

3. In each presidential year delegates and alternates to the national conventions of said political parties shall be elected at the primary election for the general election in said year. The aforesaid members of State, county and municipal committees of said political parties shall be chosen at the primary for the general election as hereinafter provided.

ARTICLE IV.

THE ELECTORATE.

THE RIGHT OF FRANCHISE.

Sec. 4, Art.
IV, amended.

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

Redistricting.

Division of
election dis-
tricts.

Maximum
registration.

4. Whenever at any general election, in any election district, over six hundred votes shall have been cast, the county board of elections in counties of the first class and the governing board or body of the municipalities in counties other than counties of the first class except as hereinafter provided, wherein such election district shall lie, shall readjust the boundary lines of such election district and other election districts necessary to effect the change so that none of the election districts affected shall have more than five hundred and fifty registered voters, and for this purpose shall have power to consolidate any number of districts and subdivide the same, and in redistricting the election districts in counties having a population of less than sixty thousand

which as heretofore provided may contain seven hundred voters, a like procedure shall be followed; *provided*, that in every division, change or readjustment the geographical compactness of each district shall be maintained as nearly rectangular as possible and the lines of such district shall not extend beyond the boundary lines of the ward in the municipality or of the municipality, as the case may be, in which such district is located; *provided, further*, that it shall not be lawful for such board or governing body to make division of any election district between the twentieth day of February and the day of the general election in any year; *provided, further*, that it shall be lawful to make said division of election district between the twentieth day of February and the twentieth day of April in the year one thousand nine hundred and twenty-five. The preparation of the signature copy registers, registers of voters and the polling books of the preceding general election if made necessary for any purpose by reason of redistricting of the election districts, as aforesaid, shall be done by the county boards of election in counties of the first class and by the municipal clerks in counties other than counties of the first class.

Proviso.

Proviso.

Proviso.

Preparation
of registers,
etc.

ARTICLE V.

PARTY ORGANIZATIONS.

5. Section two of Article V of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 2. Art.
V, amended.

Membership and Organization.

2. The members of the municipal committees of political parties shall consist of the elected members of the county committee in such municipality. The members of said municipal committee shall take office on the first Saturday following their election as members of the county committee, 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 Saturday after the third Tuesday in June except presidential year when such meeting shall be held the first Saturday after the third Tuesday

Municipal
party com-
mittees.

Terms.

Organiza-
tion.

in May, 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 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 acceptance thereof by the committee a vacancy shall exist. Vacancies caused by death, resignation, failure to elect, or otherwise, 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.

Sec. 3, Art.
V, amended.

6. Section three of Article V of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Membership and Organization.

County party
committees.

3. The members of the county committees of political parties shall be elected annually 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 voters of a municipality. The county committee shall consist of one male and one female member from each unit of representation in the county, the male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. The county committee shall determine by its by-laws the units into which the county shall be divided for the purpose of representation in the county committee. The members of the county committee of each of the political parties hereafter elected shall take office on the first Monday following

How com-
posed.

When to take
office.

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 first Monday following the primary election, at an hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing county committee to each member-elect, 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, failure to elect, 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 representing the territory in the county in which such vacancy shall occur. The chairman of the county committee of the several political parties shall before the first day of May certify to the clerk of each municipality in the county the unit of representation in such municipality, together with the enumeration of the election district or districts embraced within such unit.

Organiza-
tion.

By-laws.

Vacancies.

Representa-
tion certified
to clerks.

STATE COMMITTEE.

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

Sec. 4, Art.
V, amended.

Membership and Organization.

4. At the primary for the general election of the year in which a Governor is to be elected, one male and one female member of the State committee of each of said

State party
committees.

When to take office.	political parties shall be elected in each county, the male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. 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 day 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 such primary election at the hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing State committee to each member-elect, at which annual meeting the members of said committee in the year in which 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.
Organization.	
By-laws.	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 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.
Vacancies.	Said State committee shall choose its chairman and the member or members of the national committee of their political party.
Term.	
Members of national committee.	

STATE CONVENTION.

Sec. 6, Art. V, amended.

8. Section six of Article V of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

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 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 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 primary election for the general election 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; *provided, however*, that the conventions of each political party, in this act authorized, upon convening, shall appoint a committee on resolutions consisting of five members. The convention shall then be open for the reception of all proposed planks for the party platform which planks shall be referred to the committee on resolutions, whose duty it shall be to prepare a tentative party platform and furnish to each member of the convention within two days thereafter a copy of the tentative party platform and of all other planks submitted to it which have not been incorporated in said tentative party platform, together with the names and addresses of the dele-

State party
conventions,
how composed.

When and
where held.

Issue of call.

Platform.

Proviso: com-
mittee on reso-
lutions.

Tentative
platform
furnished
members.

Adjournment.	gates proposing the same. After the introduction of all proposed planks and the reference of same to the committee on resolutions, the convention shall then adjourn to meet again one week later at their originally-set meeting place. At the adjourned meeting the respective conventions shall consider and may adopt the draft of the platform so prepared by the committee on resolutions with such amendments as shall be suggested and adopted in the convention as a whole. The voting on the adoption of the party platform shall be on the entire platform as reported by the committee on resolutions, unless there be any objection to any separate plank or planks or to any amendment thereto, in which case the voting on said plank or planks or amendment shall be by the "ayes" and "nays" of each member of the convention present and voting.
Consideration of proposed platform.	
Adoption of platform.	

ARTICLE VI.

ELECTION OFFICIALS.

DISTRICT BOARDS OF REGISTRY AND ELECTION.

Sec. 4, Art. VI, amended.	9. Section four of Article VI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:
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Appointment of Members.

Selection of district election boards.	4. From the eligible list for each municipality in said county, prepared in the manner above stated, such county board of elections shall, on or before the fifteenth day of May appoint the members of the district boards of registry and election except presidential year when such appointments shall be made on or before the fifteenth day of April; <i>provided</i> , that members of any district board of registry and election 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; <i>provided</i> , 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 Court of Common Pleas shall, between the twentieth day
Proviso.	
Proviso.	

of May and the twenty-fifth day of May in each year except presidential year make such appointments and certifications, and in presidential year between the twentieth day of April and the twenty-fifth day of April in said year.

Appointment
by court.

10. Section five of Article VI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 5, Art.
VI, amended.

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 May, except presidential year, and prior to the twentieth day of April in presidential year, 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 on dis-
trict boards.

11. Section seven of Article VI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 7, Art.
VI, amended.

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 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 May in each year except presidential year, and in presidential year on or before the twentieth day of April, 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.

Assignment
to any district.

Sec. 8, Art.
VI, amended.

12. Section eight of Article VI of the act to which this act is amendatory be and the same is hereby amended so that the same shall read as follows :

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 May twenty-sixth of each year, except presidential year, when such terms shall begin April twenty-sixth. 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-first day of May in each year, except presidential year, when such notice shall be given on or before the twenty-first day of April, specifying the district in which said member has been assigned. The terms of office of all members of said district boards of registry and election now holding office shall terminate on the twenty-sixth day of May, one thousand nine hundred and twenty-five.

Notification
of appoint-
ment.

Termination
of member-
ship.

Sec. 18, Art.
VI, amended.

13. Section eighteen of Article VI of the act to which this act is amendatory be and the same is hereby amended so that the same shall read as follows :

Appointment and Term of Office.

Selection of
members of
county boards
of election.

18. The chairman of the State committee of each of the two political parties as aforesaid, shall, during the month of February, in writing, nominate two persons residing in each county, qualified as aforesaid for members of the county board of elections in and for such county; and if nomination be made in said month of February the Governor shall commission such appointees on or before the first day of March; *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 March and the remaining members shall be appointed for the term of two years from the first day of March; and thereafter one member of such board shall be nominated annually by each of said chairmen, in the same manner, in the month of February, and shall be commissioned by the Governor as aforesaid, and shall continue in office for two years from

Previso.

Terms.

One named
annually.

the first day of March next after their appointment. The terms of office of all members now holding office which terminate on the first day of July, one thousand nine hundred and twenty-five, shall terminate on the first day of March, one thousand nine hundred and twenty-six. The terms of office of all members now holding office which terminate on the first day of July, one thousand nine hundred and twenty-six, shall terminate on the first day of March, one thousand nine hundred and twenty-seven.

Expiration
of terms.

14. Section twenty-two of Article VI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 22. Art.
VI, amended.

Organization.

22. Said county boards of election shall, at ten o'clock in the forenoon, on the second Tuesday in March or on such other day as they may agree on within the first twenty days of March, in each year, meet at the courthouse, 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, shall be secretary of such board; *provided*, that the chairman and secretary shall not be members of the same political party. Said board shall have power in its discretion to hold their meetings for any purpose, except organization, in any part of their respective counties.

Organization
of county
boards.

Officers.

Proviso.

Meetings.

ARTICLE VIII.

POLLING PLACES, BALLOT BOXES, POLLING PLACE EQUIPMENT.

POLLING PLACES.

15. Section two of Article VIII of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 2. Art.
VIII,
amended.

Tentative List of Available Places.

Polling places
suggested.

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 in May in each year, except presidential year, then before the first day of April, a suggested list of places in said municipality suitable for polling places.

Selection.

The said county board of elections shall select the polling places for each election district in said municipalities of said county; *provided*, that no place

Proviso.

shall be suggested by said municipal clerks or chosen by 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

Proviso.

of elections shall not be obliged to select the polling places so suggested by the municipal clerks, but may choose others where they may deem it expedient; *and*

Proviso—Use
of schools or
public build-
ings.

provided, further, that the county board of election may, in its discretion, select a polling place other than a school-house or public building outside of such district, but such polling place shall not be located more than one thousand feet distant from the boundary line of such district.

Sec. 4,
Art. VIII,
amended.

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

County Board of Elections to Certify Selected Places for Sheriff.

List of poll-
ing places
certified.

4. Said county board of elections before the twentieth day of May each year except presidential year, then before the twentieth day of April, shall certify a list of the polling places so selected to the sheriff and to the clerk of the county and municipal clerk.

ARTICLE IX.

ELECTION SUPPLIES.

Sec. 2, Art.
IX, amended.

17. Section two of Article IX of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Preparation of Books, Blank Forms, et cetera.

2. Pamphlets of the election laws and instructions; precinct returns; electors of President and Vice-President; United States Senator; member of the House of Representatives; Governor; State Senator; Assembly and county officers; justice of the peace; public questions submitted to the voters of the entire State; self-addressed envelopes plain and stamped to each district; returns for the county board of canvassers for the above officers; affidavits for registering voters that are absent from the county; primary return sheets, and the following books and lists: In municipalities exceeding fifteen thousand population, primary election registry books, party primary poll books, signature copy registers, general election poll books, general election registry lists. In municipalities of fifteen thousand population or less, primary election registry books, party primary poll books, canvassing books, registers of voters, general election poll books, general election registry lists; shall be prepared and distributed by the Secretary of State on or before the first day of May prior to the primary election for the general election and the general election, except in presidential year, then on or before the first day of April. Upon the covers of each of said boards 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, the primary election for delegates and alternates to national conventions and the general election shall be prepared and distributed by the clerks of the various counties; excepting, that all books, blank forms, stationery and supplies necessary to be furnished or issued by the county board of elections or prosecutor of the pleas, shall be prepared and distributed by such county board of elections or prosecutor of the pleas, as the case may be. The county board of elections in counties of the first class and the municipal clerks in counties other than counties of the first class shall deliver to the county clerk, county board of elections, the municipal clerks and

Preparation and furnishing election supplies.

By Secretary of State.

By county clerks.

Exceptions.

Map of election districts.

Also, street
and house
number.

the district board of registry and elections in municipalities having more than one election district, a map or description of the district lines of their respective election district, together with the street and house number where possible in said election districts.

PART 2. GENERAL ELECTIONS.

ARTICLE X.

NOTICE OF ELECTIONS.

GENERAL ELECTIONS.

OFFICIALS TO OFFICIALS.

Sec. 1, Art.
X, amended.

18. Section one of Article X of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Secretary of State to county clerks.

Certifying
party vote.

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 preceding 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 April and the first day of May in every year, except presidential year, then between the fifteenth day of March and the first day of April, wherein electors of President and Vice-President of the United States, a representative of 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 or any public question to be submitted to the voters of the entire State, 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

Notice that
certain offi-
cers are to
be elected

officers are to be elected and that such public question is to be submitted to the voters of the entire State at the ensuing general election.

19. Section two of Article X of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 2, Art. X, amended.

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 May and the fifteenth day of May in every year except presidential year, then between the first day of April and the fifteenth day of April, 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. The Secretary of State shall on or before the fifteenth day of April certify to the municipal clerk of the respective municipalities the number of justices of the peace to be elected for full terms or to fill vacancies in said municipalities at the next succeeding general election.

Certifications by county clerks to municipal clerks.

Notices of justices of peace to be elected.

20. Section three of Article X of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 3, Art. X, amended.

Notice of Offices to be Filled.

3. It shall also be the duty of the clerk of every county between the first day of May and the fifteenth day of May in every year except presidential year, then between the first day of April and the fifteenth day of April, 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 counties of the first class, 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 in county.

Sec. 4, Art.
X, amended.

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

Municipal Clerks to County Clerks.

Notice by
municipal
clerks.

4. It shall be the duty of all municipal clerks, on or before the first day of May to make and to certify under their hands and seals of office and forward to 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. In counties of the first class said statement shall also be forwarded to the county board of elections.

OFFICIALS TO PUBLIC.

Newspaper Notice of Registration and Election Days.

I. Counties of the First Class.

(a) General Notice for County at Large.

(1) Time of Publication.

Sec. 5, Art.
X, amended.

22. Section five of Article X of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Notice of
registration
in counties of
first class.

5. The county board of elections in counties of the first class shall cause a general notice to be published in a newspaper or newspapers published in the county as the county board of elections shall select twice during the calendar week next preceding the first registry day or the day fixed for the beginning of the house to house canvass, twice during the calendar week next preceding the primary day for the general election, twice during the calendar week next preceding the third registry day, twice during the calendar week next preceding the general election day and twice during the first three days of the calendar week in which the general election is held.

(2) Contents of General Notice.

What notice
to show.

Said general notice shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose, and that a primary election for making nominations for the

general election, and in each presidential year for the selection of delegates and alternates to national conventions of political parties, will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such general notice Proviso. hereinabove required, it shall not be necessary to include municipal officers to be nominated or elected, or public questions to be voted upon, except those to be nominated or elected or voted upon in the municipality in which said newspaper or newspapers are published.

(b) Notice for Municipalities.

(1) Time of Publication.

The county board of elections in counties of the first class shall cause a notice to be published in each municipality in its respective county, in a newspaper or newspapers published in such municipality as the county board of elections shall select, excepting the municipalities wherein are located the newspaper or newspapers which have been selected by the county board of elections to publish the general notice hereinabove referred to in paragraph (a) of this section; *provided*, Notice published in counties of first class. *however*, that in all municipalities in which no newspaper is published, such notice shall be published for such municipality in a newspaper or newspapers circulating in such municipality. Proviso. The notice to be published in each municipality as above provided for shall be published once during each of the two calendar weeks next preceding the first registry day or the day fixed for the beginning of the house to house canvass, once during each of the two calendar weeks next preceding the primary day for the general election, once during each of the two calendar weeks next preceding the third registry day and once during each of the two calendar weeks next preceding the general election day. Publication.

(2) Contents of Notice.

What notice
to set forth.

Said notice to be published in each municipality as above provided for, shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose, and that a primary election for making nominations for the general election, and in each presidential year for the selection of delegates and alternates to national conventions of political parties, will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such notice hereinabove required, it shall be necessary to include only the municipal officers to be nominated or elected and the public questions to be voted upon in the municipality in which said newspaper or newspapers are published; *provided, further*, that in all municipalities in which no newspaper is published, such notice, as hereinabove required to be published in a newspaper or newspapers circulating in such municipality, shall include only the municipal officers to be nominated or elected and the public questions to be voted upon in such municipality in which said newspaper or newspapers circulate.

Proviso.

Proviso.

II. Counties Other Than Counties of the First Class.

(1) Time of Publication.

Giving notice
in other
counties.

The municipal clerks in counties other than counties of the first class, shall cause a notice to be published in their respective municipality, in a newspaper or newspapers published in such municipality as the municipal clerks shall select; *provided, however*, that in all municipalities in which no newspaper is published, such notice shall be published for such municipality in a newspaper or newspapers circulating in such municipality. The notice to be published by said municipal clerks, as above

Proviso.

Publication.

provided for, shall be published once during each of the two calendar weeks preceding the first registry day fixed for the beginning of the house to house canvass, once during each of the two calendar weeks next preceding the primary day for the general election, once during each of the two calendar weeks next preceding the third registry day and once each week next preceding the general election day.

(2) Contents of Notice.

Said notice to be published in each municipality by said municipal clerks as above provided for shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose, and that a primary election for making nominations for the general election, and in each presidential year for the selection of delegates and alternates to national conventions of political parties, will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such notice hereinabove required, it shall be necessary to include only the municipal officers to be nominated or elected and the public questions to be voted upon in the municipality in which said newspaper or newspapers are published; *provided, further*, that in all municipalities in which no newspaper is published, such notice, as hereinabove required to be published in a newspaper or newspapers circulating in such municipality, shall include only the municipal officers to be nominated or elected and the public questions to be voted upon in such municipality in which said newspaper or newspapers circulate.

What notice to set out.

Proviso.

Proviso.

III. Elimination of Part of Notice After Certain Events.

Such part or parts of the original notices as published, either by county boards of elections or municipal clerks,

Elimination of part of notices.

which pertains or pertain to day of registration or primary election which has occurred, shall be eliminated from said notice in succeeding insertions.

IV. Cost of Publication.

(a) Counties of the First Class.

Notices paid
by first class
counties.

The cost of the publishing of said notices by the county boards of elections in counties of the first class shall be paid by the respective counties.

(b) Counties Other Than Counties of the First Class.

Payment by
municipalities.

The cost of the publishing of said notices by the municipal clerks in counties other than counties of the first class shall be paid by the respective municipalities.

ARTICLE XI.

REGISTRATION OF VOTERS.

GENERAL ELECTIONS.

MUNICIPALITIES EXCEEDING FIFTEEN THOUSAND
POPULATION.

REGISTRATION REQUIRED.

Sec. 1, Art.
XI, amended.

23. Section one of Article XI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Time and Place.

Registry days.

1. In all municipalities having a population exceeding fifteen thousand as ascertained by the last Federal census, 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 district 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 first Tuesday of June of each year except presidential year, then on the first Tuesday of May between the hours of one P. M. and nine P. M. The second registration day shall be on the third Tuesday of June of each year except presidential year, then on the third Tuesday of May, 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.

MUNICIPALITIES OF FIFTEEN THOUSAND POPULATION
OR LESS.

FIRST REGISTRATION.

24. Section fifteen of Article XI of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 15, Art.
XI, amended.

Canvassing Procedure.

15. The district boards of registry and election in all election districts in the State, outside of the municipalities having a population exceeding fifteen thousand, as fixed by this act, shall meet annually on the first Tuesday of June in each year, except presidential year, then on the first Tuesday of May, 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 number, 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, entering in the case of a female voter her own Christian name with the title "Miss" or "Mrs.," as the case may be. 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 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

House to house
canvass.

Work divided.

Absentees.

Canvassing
days.

Proviso. 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, arrange 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 following 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 election on or before the following Tuesday.

Three registers prepared.

List made and posted.

Canvassing books filed with county board.

SECOND REGISTRATION.

Sec. 16, Art. XII, amended.

25. Section sixteen of Article XII of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Adding names to register on second day.

16. On the third Tuesday of June next preceding the general election, except in presidential year, then on the third Tuesday of May, 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 voters in that municipality.

ARTICLE XII.

NOMINATION OF CANDIDATES.

GENERAL ELECTIONS.

METHOD OF NOMINATION PERMITTED.

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

Sec. 9, Art. XII, amended.

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 five days previous to the day of the holding of the primary election for the general election in this act provided. 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 sixty 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.

Filing petitions and acceptances.

Open to inspection.

Certifications made to Secretary of State.

PART THREE. PRIMARY ELECTIONS.

ARTICLE XXIII.

PRIMARY ELECTION FOR THE GENERAL ELECTION.

NOTICE OF ELECTIONS.

27. Section one of Article XXIII of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sec. 1, Art. XXIII, amended.

Party Officials to Public Officials.

1. The chairman of the State committee of a political party shall, on or before the fifteenth day of April in the year when a Governor is to be elected, except presi-

Notice by party chairman.

dential year, then, on or before the fifteenth day of March, 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 May of said year, except the same be a presidential year, then, on or before the first day of April, 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 May in each year, except presidential year, then, on or before the first day of April, 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.

Sec. 37, Art.
XXIII,
amended.

28. Section thirty-seven of Article XXIII of the act of which act is amendatory be and the same is hereby amended so that the same shall read as follows:

Sample Ballots and Envelopes Furnished to District Board of Registry and Election.

Sample ballots
and envelopes
furnished.

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, or in any other way that he sees fit, on or before Tuesday preceding the primary election in June of each year, except presidential year then in May, sufficient sample ballots and sufficient stamped envelopes to enable said board to mail sample ballots to said voters as aforesaid. Each of said boards shall give the municipal clerk a receipt of said sample ballots and envelopes, signed by one of their members.

BALLOTING.

Sec. 47, Art.
XXIII,
amended.

29. Section forty-seven of Article XXIII of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Time and Place of Holding.

Primary day.

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 third Tuesday of June in each year, except Polls open. presidential year, then on the third Tuesday of May between the hours of seven A. M. and nine P. M.

CANVASS BY SECRETARY OF STATE OF STATEMENTS OF
COUNTY CLERKS.

30. Section sixty-five of Article XXIII of the act of Sec. 65, Art. XXIII, amended. which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Canvassing Procedure for Secretary of State.

65. Said Secretary of State shall forthwith canvass Canvass by Secretary of State. 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, and shall issue a certificate of election to each person shown by such canvass and statement to have been nominated.

31. This act shall take effect immediately.

Passed February 24, 1925.

CHAPTER 9.

An Act to repeal certain sections of an act entitled
"An act to regulate elections" (Revision of 1920),
passed May fifth, one thousand nine hundred and
twenty.

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

1. Sections three, four, five, six, twelve, thirteen, Sundry sections of Art. XXIV, repealed. fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty and twenty-one of Article XXIV of an act entitled "An act to regulate elections" (Revision of 1920),

passed May fifth, one thousand nine hundred and twenty, be and the same are hereby repealed.

2. This act shall take effect immediately.

Passed February 24, 1925.

CHAPTER 10.

A Supplement to an act entitled "An act to enable adjoining municipalities, other than cities, lying in the same county, to consolidate and form a city," approved March twentieth, one thousand nine hundred and twenty-three.

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

Government
of consolidated
municipalities.

1. Whenever any consolidated municipalities shall become a body corporate as a city, in fact and in law, as provided by the eighth paragraph of the act to which this act is a supplement, such city shall be governed by the provisions of the act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight, and the acts amendatory thereof and supplemental thereto, and by the other general laws of this State relating to, regulating and providing for the government of cities, and shall have all the powers thereby conferred and be subject to all the duties thereby imposed.

Election of
officers.

2. On the Tuesday next after the first Monday in May next following the first day of January on which any such consolidated municipalities shall become a body corporate as a city, in fact and in law, as provided by the eighth paragraph of the act to which this act is a supplement, there shall be elected as the officers of said city all the officers which said act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight, requires; and the officers thus elected shall take possession of their respective offices on the

Terms.

first day of June next following such election, when the terms of office of all the officers and other officials and employees of the superseded municipalities, excepting such as are protected by tenure of office, shall cease and come to an end; said newly elected officers shall hold their respective offices until the hour of noon on the first day of January, nineteen months thereafter, and all appointments made by them, or any of them, under said act, shall also then expire unless the appointees happen to be protected by tenure of office.

Status of
former offi-
cials.

Expiration
of terms.

3. The nomination and election of said officers shall be conducted in and for said city and the territorial subdivision thereof under the direction of the municipal clerk of the municipality having the largest population according to the last census and of the county board of elections of the county in which said city is located, in the manner provided by the general election laws regulating and governing elections and as nearly as may be in the manner in which the general elections, at which members of the General Assembly of this State are elected, are conducted. The primary elections for said election shall be held on the fourth Tuesday of March in said year and all petitions for nominations to be voted for at said primary election shall be filed with the said municipal clerk on or before the second Tuesday of March in said year; and the said municipal clerk shall function in relation to the petitions thus filed with him in the same manner as the city clerk of the city would if the government of said city were then organized.

Election, how
conducted.

Primaries.

4. Said election, thus held on the Tuesday next after the first Monday in May, shall be held instead of the "First General Election," provided for in section two of the act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight, and the officers, so elected, shall hold and continue in office for the term hereinbefore stated, with the powers and subject to the provisions of said act, the same as if elected at said "First General Election"; and for the purpose of organizing the government of the said city, the first day of June next following said election shall be considered the same as the first day of January next follow-

First election.

Continuance
of officers.

Date of organ-
ization.

ing the adoption by popular vote of the act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight.

Provision
for expenses.

5. The expenses of conducting the primary election and election of officers by this act provided for shall be paid by the said city out of any available funds immediately after the organization of the government of said city.

Repealer.

6. All acts and parts of acts inconsistent herewith are to that extent repealed, and this act shall go into effect immediately.

Approved February 26, 1925.

CHAPTER 11.

An Act annexing to the borough of Keansburg in the county of Monmouth a part of the township of Middletown, in the county of Monmouth.

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

Boundaries
of portion of
Middletown
township
annexed to
borough of
Keansburg.

1. That part of the township of Middletown in the county of Monmouth, lying within the following described boundaries, to wit:

Beginning at a point in the southerly boundary line of the borough of Keansburg as contained in chapter 123 of the P. L. of 1917, where the said borough line is intersected by a point distant one hundred feet easterly from the point of intersection of the easterly line of Frazer Place or Frazer Place and from thence running (1) southerly, in a straight line to the most northerly corner of a tract of land described and contained in a deed from the Detachable Heel Company of America to the borough of Keansburg, dated July twenty-third, one thousand nine hundred and twenty-four, and recorded in Book 1265 of Deeds, on pages 409, et cetera; thence (2) southeasterly, along the northeasterly side of said tract

of land so conveyed to the borough of Keansburg, three hundred and two and seventy-two one-hundredths feet to the southeasterly corner of said tract of land so conveyed to the borough of Keansburg; thence (3) southwesterly, along the southeasterly side of said tract of land, three hundred and fifty-eight and twenty-three one-hundredths feet to the right of way of the Central Railroad Company of New Jersey; thence (4) northwesterly, along the said railroad company right of way to the borough line of the borough of Keansburg as contained in chapter 123 of the P. L. of 1917; thence (5) northerly, and easterly, also the said borough line, to the point or place of beginning.

Is hereby set off from the township of Middletown in the county of Monmouth and annexed to and made a part of the borough of Keansburg in the county of Monmouth.

2. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 12.

An Act to incorporate the borough of Pine Beach in the county of Ocean.

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 Berkeley, 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 Pine Beach" and shall be governed by the general laws of this State relating to boroughs. Corporate name.

2. The territorial limits of said borough shall be as follows:

Beginning at a stone monument in the mean high-water mark on the south shore of Toms river, said Boundaries of borough of Pine Beach.

monument being the northwesterly corner of Pine Beach Improvement Company's property and the northeasterly corner of the borough of Beachwood, thence extending (1) in a southwesterly direction, along the easterly line of the said borough of Beachwood, seventeen hundred and seventy-seven and five-tenths feet more or less to the middle of the State highway; thence (2) along the middle of the said State highway, in a southeasterly direction, twenty-eight hundred and ninety-eight feet more or less to the southeasterly corner of Pine Beach improvement Company aforesaid; thence (3) along the Pine Beach Improvement Company's line north two degrees and thirty-nine minutes west, fourteen hundred and twenty-four and three-tenths feet more or less to a stone; thence (4) south thirty-one degrees and fifty-four minutes east, four hundred and thirty-five and six-tenths feet to a corner; thence (5) south twenty-six degrees and twenty-four minutes east, five hundred and one and six-tenths feet to a corner; thence (6) north sixty-six degrees and thirty-six minutes east, seventeen hundred and seventy-eight feet, more or less, to the center line of the Philadelphia and Long Branch Railroad; thence (7) along the center line of the said Philadelphia and Long Branch Railroad, in a southeasterly direction, twenty-seven hundred and twelve and sixty-two one hundredths feet, more or less, to the intersection of the easterly line of the Pine Beach Improvement Company's property; thence (8) along the easterly line of the aforesaid Pine Beach Improvement Company's property, north thirty-two degrees and forty-two minutes east, twenty-two hundred and seven feet, more or less to the northeasterly corner thereof; thence (9) north forty-five degrees and fifty minutes west, three hundred and thirty-six and seven-tenths feet to the easterly right of way line of the "Island Heights Spur" of the Philadelphia and Long Branch Railroad; thence (10) along the easterly right of way line of the said spur, in a northerly direction, and on a curve deflecting to the left and having a radius of fourteen hundred feet, four hundred and fifty feet more or less to the mean high-water mark on the south shore of the Toms river aforesaid; thence (11) up the south shore of the Toms river, following the mean high-

water mark thereof, various courses and distances to the place of beginning.

3. This act shall take effect immediately, but shall not operate to effect the incorporation of the territory above described as a borough until its provisions shall have been submitted to and accepted by a majority vote of the qualified voters residing in the above-described territory at the time of the passage hereof, at a special election to be held within thirty days after the approval of this act, between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, at a place within the said territory, which time and place are to be fixed by the clerk of the township of Berkeley, in the county of Ocean. The clerk of the said township of Berkeley 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 or written 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 Pine Beach, in the county of Ocean," 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 words "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 board of registry and elections of the election district of the said township of Berkeley, wherein that portion of the foregoing described territory of the township of Berkeley is located, but no special form of ballot except as herein provided 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 county clerk and the township committee of the township of Berkeley 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, to effect the incorporation of the said borough of Pine Beach.

Returns.

Registry.

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 election district of the said township of Berkeley, which conducted the general election next preceding the holding of such election in said township, 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 Berkeley 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 Berkeley 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 of the

Meeting for
registration.

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 the 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 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.

Registration
by affidavit.

5. Within ten days after a copy of the statement of said election, as prescribed by section three hereof, shall have 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, an assessor, a collector, one constable 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 the 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 written and partly printed on which shall appear the names of all candidates for

Election to
choose officers.

Notice given.

County clerk
to provide
ballots.

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 officers 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 officers of the second election district of the said township of Berkeley, 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 been qualified as required by law.

Nominations
by petition.

Election, how
conducted.

Registry.

Terms of
officers elected.

6. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 13.

An Act to amend 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 for the issuance of bonds and for the payment of interest and principal thereof," approved April thirteenth, one thousand nine hundred and twenty, approved March second, one thousand nine hundred and twenty-three.

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 so that the same shall read as follows: Section 4 amended.

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 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 prior to July first, one thousand nine hundred and twenty-five. Rules and regulations.

The Soldiers' Bonus Commission shall investigate all applications filed with it, pursuant to the provisions of this act, or the act of which this act is amendatory, and shall approve or reject the same pursuant to the power and authority in said commission vested. Blanks.

All applications now on file with the commission, pursuant to the provisions of this act, or the act of which this act is amendatory, or received at any time prior to July first, one thousand nine hundred and twenty-five, Time extended.

Investigation of applications.

When applications void.

and rejected by the commission, because of failure to produce the necessary proof required by the commission, shall be void as of November first, one thousand nine hundred and twenty-five.

Disposition
of books
and records.

Balance of
fund returned
to sinking
fund com-
mission.

Proviso.

On or before January first, one thousand nine hundred and twenty-six, the Soldiers' Bonus Commission shall deposit, in the office of the Adjutant-General of this State, all books, records and papers of the commission, and they thereafter shall become a part of the records of the Adjutant-General; and on or before January first, one thousand nine hundred and twenty-six, the Soldiers' Bonus Commission shall return to the Sinking Fund Commission, created pursuant to 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 for the issuance of bonds and for the payment of interest and principal thereof," approved April thirteenth, one thousand nine hundred and twenty, the balance of the Soldiers' bonus fund remaining in its hands, which said balance shall be disposed of by the Sinking Fund Commission, as provided in paragraphs eight and nine 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 for the issuance of bonds and for the payment of interest and principal thereof," approved April thirteenth, one thousand nine hundred and twenty; *provided, however*, that the Soldiers' Bonus Commission shall retain from the Soldiers' Bonus Fund, by this section directed to be returned to the Sinking Fund Commission, an amount sufficient to pay all outstanding bonus checks; to provide for the printing of a final report of the activities of the commission, and for the further payment of all obligations incurred up to and including January first, one thousand nine hundred and twenty-six.

The State Comptroller shall retain as a part of the records of his office the records and accounts of the bonus commission transmitted to him, and the activities of the Soldiers' Bonus Commission shall terminate on January first, one thousand nine hundred and twenty-six.

Termination
of commis-
sion.

2. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 14.

An Act to amend an act entitled "An act fixing the compensation of prosecutors of the pleas in counties of this State bordering on the Atlantic ocean having a population of not less than twenty thousand, nor more than one hundred thousand inhabitants," approved March twelfth, one thousand nine hundred and twenty-four, and validating payments of salaries made thereunder.

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 it shall read as follows:

Section 1
amended.

1. In any county of this State bordering on the Atlantic ocean and having a population of not less than fifty thousand or more than one hundred thousand inhabitants, as ascertained by any Federal census, the prosecutor of the pleas of any such county shall receive an annual salary of eight thousand dollars, and in any county of this State, bordering on the Atlantic ocean, and having a population of not less than twenty thousand nor more than fifty thousand inhabitants, as ascertained by the last Federal census the prosecutor of the pleas of any such county shall receive an annual salary

Salary of
prosecutor
in certain
counties.

New Jersey State Library

of three thousand five hundred dollars. Such salary shall be paid in monthly installments out of the funds of the county, by the county treasurer thereof, and such sum shall be in lieu of all fees and other allowances.

Payments
validated.

2. All payments of salaries heretofore made to prosecutors of the pleas in any county, by virtue of the provisions of the act of which this act is amendatory, are hereby validated and confirmed, and this act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 15.

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:*

Section 3
amended.

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

Missile
allowed in
hunting deer.

3. It shall be unlawful at all times hereafter for any person engaged in hunting for wild deer in this State to use or carry a rifle of any kind or description, or any firearm or shotgun of a smaller calibre than twelve gauge, or to load such firearm or shotgun with a bullet or other missile larger than that commonly known as buckshot, or to have in possession in the woods or fields during the open season for killing deer any missile except buckshot or to have any missile larger than number two shot in possession in the woods or fields at any time other than the open season for killing deer, under a penalty of one hundred dollars for each offense.

Penalty.

2. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 16.

An Act to ratify, confirm and continue the incorporation of the borough of Lincoln Park, in the county of Morris, and to fix the boundaries and corporate name thereof.

WHEREAS, The inhabitants of that part of the township of Pequannock, in the county of Morris, within the boundaries hereinafter mentioned were incorporated as a borough by the name of the "Borough of Lincoln Park," under and by virtue of the provisions of an act of the Legislature of the State of New Jersey, entitled "An act to incorporate the borough of Lincoln Park in the county of Morris," approved March eleventh, one thousand nine hundred and twenty-two; and

Preamble.

WHEREAS, A statement of the result of the election provided for in said act for the purpose of incorporation under the aforesaid act, held in the borough of Lincoln Park on the twenty-fifth day of April, one thousand nine hundred and twenty-two, was made in writing and delivered to the township committee of the township of Pequannock by the election officers on the twenty-sixth day of April, one thousand nine hundred and twenty-two, showing that the election "carried," without giving the total vote for and against the acceptance of the aforesaid incorporation; and

Preamble.

WHEREAS, Doubt exists as to the incorporation of the borough of Lincoln Park;

Preamble.

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

1. The inhabitants of the borough of Lincoln Park and of that territory formerly a part of the township of Pequannock, in the county of Morris, and now known as the borough of Lincoln Park and contained within the limits hereinafter set off are hereby continued and declared to be a body corporate and politic in fact and

Confirming
incorporation
of Lincoln
Park.

in law by the name of the borough of Lincoln Park and the creation, organization, and corporation of said borough is hereby ratified and confirmed and the said borough of Lincoln Park shall be governed by the general laws of this State, relating to boroughs.

2. The territorial limits of said borough shall be as follows:

Boundaries
of borough of
Lincoln Park.

Beginning in the middle of the Jacksonville road 1,000 feet west of the middle of said Jacksonville road and its junction with the Bog and Fly road to Jacksonville, and from thence running southwesterly in a straight line to a point in the middle of the road from Jacksonville to Brook Valley, where said road from Jacksonville to Brook Valley is intersected by the easterly line of Montville township; thence southeasterly and southerly along said Montville township line, the various courses thereof, to the southeasterly corner of said Montville township; where it intersects the Essex county line in the middle of the Passaic river; thence easterly along the middle of the Passaic river, the various courses thereof, following the Essex county line to its junction with the Pequannock river; thence northerly along the middle of the Pequannock river, the river, the various courses thereof, following the Passaic county line, to a point in the middle of said Pequannock river, where the same is intersected by the southerly boundary line of the proposed Pompton borough. Thence following said boundary line westerly along the northerly line of lands of the Du Pont and de Nemours Powder Company to the northwest corner of same, said corner being the northwest corner of a 5.58-acre lot conveyed by Garret G. DeMott and wife to George Forbes by deed dated July second, one thousand eight hundred and sixty, and recorded in Book Y-6 of Deeds, on page 425; thence in a straight line northwesterly across Tamarock Swamp to the fifth corner of a 23.90-acre lot owned by Mrs. George Roome; thence along the northerly line of said lot north 88 degrees west 818 feet more or less to the middle of the road leading to Lincoln Park; thence northerly along the middle of the said road to Lincoln Park 470 feet more or less; thence along the southerly line of a 25-acre lot belonging to Abram Sling-

erland, also being the northerly line of lands of Peter J. Roome, south 88 degrees west, 2,508 feet more or less to the eighth corner of said 25-acre lot; thence continuing in a straight line along the southerly line of a 19.18-acre lot belonging to Abram C. Slingerland, also being the northerly line now or formerly owned by one Goldberg; thence continuing the same line along the southerly line of a 10-acre lot conveyed to Tunis Ryerson by Alexander Gilland and Clarissa Gilland, his wife, by deed dated June nineteenth, one thousand eight hundred and seventy-five, to the center of the Main Ditch road; thence northerly along the center of the Main Ditch road to its intersection with the center line of the Bog and Fly road; thence westerly along the center line of the Bog and Fly road the various courses thereof to the beginning.

3. Every and all of the acts and doings of the governing body elected by the people within the territory hereinabove described since the eleventh day of March, one thousand nine hundred and twenty-two, as public officers of the borough of Lincoln Park are and shall be hereby ratified and confirmed in all particulars as if no question or doubt had ever arisen as to the proper incorporation of the said borough of Lincoln Park.

Acts, etc.
validated.

4. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 17.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "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 amendatory act was approved April fifteenth, one thousand nine hundred and seven," which further amendatory act was approved February thirteenth, one thousand nine hundred and eighteen,' which further amendatory act was approved March thirteenth, one thousand nine hundred and twenty-two," which further amendatory act was approved March twenty-sixth, one thousand nine hundred and twenty-three,' " which last amendatory act was approved March twelfth, one thousand nine hundred and twenty-four.

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

Section 2
amending
section 16
amended.

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

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

Character of
investments.

16. Any insurance company of this State, for the purpose of investing its capital, surplus, and other funds, or any part thereof, may purchase or hold as collateral security or otherwise and sell and convey any bonds or public stock issued, created, or guaranteed by the United States, or any territory or insular possession thereof or by this State, or by any of the other States of the United States, or the District of Columbia, or the Dominion of Canada or any of the provinces thereof, or by any of the incorporated cities, counties, parishes,

townships or other municipal corporations situated in any of the counties or subdivisions thereof hereinabove mentioned, or bonds authorized to be issued by any commission appointed by the Supreme Court of this State, or invest said capital, surplus and other funds, or any part thereof, in bonds or notes secured by mortgages or trust deeds on unencumbered real estate located within said States, the District of Columbia, or the Dominion of Canada, worth at least one-half more than the sum invested or loaned; *provided*, that for the purposes of this section real estate shall not be deemed to be encumbered within the meaning of this section, by reason of the existence of taxes or assessments that are not delinquent, instruments creating or reserving mineral, oil or timber rights, rights of way, joint driveways, sewer rights, rights in walls, nor by reason of building restrictions, or other restrictive covenants, nor when such real estate is subject to lease in whole or in part whereby rents or profits are reserved to the owner; *provided*, that the security for such loan is a first lien upon such real estate and that there is no condition or right of re-entry or forfeiture under which such lien can be cut off, subordinated or otherwise disturbed; or lend on or purchase mortgage or collateral trust bonds of railroad companies organized under the laws of said States, or the District of Columbia, or the Dominion of Canada, or operated wholly or partly in such States, district or country; or equipment trust certificates payable within sixteen years from their date of issue in annual or semiannual installments beginning not later than the fifth year after such date, and which certificates are a first lien on the specific equipment pledged as security for the payment thereof, which are either the direct obligations of such railroad companies, or are guaranteed by them, or are executed by trustees holding title to the equipment; or certificates of receivers of any corporation where such purchase is necessary to protect an investment in the securities of such corporation theretofore made under authority of this act; or the capital stock, bonds, securities or evidences of indebtedness created by any corporation of the United States or of any State. No such life insurance company shall

Proviso.

Proviso.

Investments
in certain
corporations
limited.

Divestment
of excess.

Proviso.

Proviso.

Acceptance
of stock or
bonds.

purchase or acquire more than twenty per centum of the stock of any one corporation, unless it be a municipal corporation, nor shall the amount so invested by any life insurance company in the stock of any one corporation exceed two per centum of the assets of said life insurance company, nor shall the amount invested in the bonds, equipment trust certificates and receiver's certificates of any one corporation exceed ten per centum of said assets, except that nothing herein contained shall prevent any company from holding as much as fifty thousand dollars, par value, of the bonds of any corporation, when none of the stock of such corporation is held by said company. Any such life insurance company now holding a larger amount than above provided of the stock of any corporation shall divest itself of said excess within five years from the first day of July, one thousand nine hundred and seven, unless upon petition to the Chancellor, and notice to the Insurance Commissioner, the Chancellor shall, for good cause shown, allow further time for the disposal of such stock, and then within the time so allowed; *provided*, that no loan shall be made or retained on any of the above-mentioned securities, except the bonds or stock issued or created by the United States or this State, exceeding ninety per centum of the market value thereof; and no such life insurance company shall at any time lend in the aggregate more than two per centum of its assets upon the security of the stock of any one corporation, nor more than ten per centum of its assets upon the security of the bonds of any one corporation; *provided, however*, that nothing in this section contained shall be construed as prohibiting an insurance company from entering into an agreement for the purpose of protecting the interests of the company in securities lawfully held by it, or for the purpose of reorganization of a corporation which issued securities so held, and from depositing such securities with a committee or depositories appointed under such agreement; but such agreement and the deposit of securities thereunder must first be approved in writing by the Insurance Commissioner. Nor shall this section be construed as preventing such company from accepting corporate stock or bonds or other securities, which may be distributed

pursuant to any such agreement approved as aforesaid or to any plan of reorganization approved in writing by the Insurance Commissioner; *provided*, that if any such securities so received shall be of the kind not otherwise allowable as an investment by this section, then they shall be disposed of within five years from the time of their acquisition, unless the Insurance Commissioner shall, for good cause shown, allow further time for the disposal of such stock, and then within the time so allowed; *and further*, that no such life insurance company shall keep on deposit in any one bank or trust company for more than ten days consecutively a sum exceeding three per centum of the assets of the said life insurance company, but this provision shall not in any case limit the deposit to less than one hundred thousand dollars; *and provided, further*, that no purchases of the stock of any company which has not regularly paid dividends for the past five years preceding the time of purchases shall be made; and that no loan shall be made by any such company on its own stock; and any life insurance company may purchase any policy of insurance, or other obligation of the company, and any claims of its policy-holders, and may lend to the holder of any policy of the company a sum which shall not exceed the surrender value of the policy at the time the loan is made, which loan shall be a lien upon the policy and all additions or credits thereon; and any company organized for the purpose of marine insurance may, in addition to the foregoing, lend their funds on bottomry and respondentia bonds and change and re-invest the same as occasion may from time to time require.

No investment shall be made by any life insurance company, unless the same shall first have been authorized by the board of directors, or by a committee thereof charged with the duty of supervising such investment. No such company shall underwrite or participate in any underwriting of the purchase or sale of securities or property, or enter into any transaction for such purchase or sale on account of such company jointly with any other person, firm or corporation, nor shall any such company enter into any agreement to withhold from

Proviso.

Proviso.

Proviso.

May purchase or loan on policy.

Loans by marine companies.

Investment authorized by directors.

No joint transactions.

May subscribe
for U. S.
bonds.
Proviso.

sale any of its property, but the disposition of its property shall be at all times within the control of its board of directors; any company, however, shall be free to subscribe for any proposed issue of bonds of the United States, or of any other bonds of the character hereinbefore permitted; *provided*, such subscription be made for a definite amount and at a definite price.

2. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 18.

An Act authorizing the Governor, the State Treasurer, and the Comptroller of the Treasury, constituting the State House Commission, to convey lands belonging to the State of New Jersey, to any municipality thereof, for the purpose of erecting thereon a war memorial.

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

Conveying
certain State
property to
municipality.

1. The Governor, the State Treasurer and the Comptroller of the Treasury, constituting the State House Commission, are hereby authorized and empowered to convey lands, not exceeding one acre in area, to any municipality of the State for the purpose of erecting thereon a war memorial.

Area and
location.

2. Whenever any municipality shall make application to the State House Commission, constituted as aforesaid for any lands of the State, not exceeding one acre in area, the said State House Commission may grant by deed to such municipality, so applying, such lands, not exceeding one acre in area, the location of which shall be determined by the State House Commission, and upon conveyance the title to such lands for the purpose aforesaid shall vest in such municipality.

3. This act shall take effect immediately.

Approved February 26, 1925.

CHAPTER 19.

An Act to permit cities not operating a municipal hospital for contagious or infectious diseases exclusively, to provide for the care of patients.

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

1. It shall be lawful for the board or body having charge of the finances of any city of this State which at the time does not maintain and operate a municipal hospital for contagious or infectious diseases exclusively, to make contract or contracts, not exceeding the term of five years at a time and without advertising for bids, with any corporation or person properly equipped for the purpose, for the care and treatment of such patients suffering from contagious, infectious or other disease as said board or body may consider and determine should be so cared for and treated at public expense; and it shall be the duty of said board or body of such city each year during the continuance of such contract or contracts to cause to be raised annually by taxation the sum needed to meet such expenditures for that year.

Certain cities may contract for care of patients with contagious diseases.

Provision for payment.

2. Nothing in this act shall be taken or construed to limit or repeal any other or different statutory power of any municipality to contract for or contribute to the care of persons chargeable to such municipality in any other hospital.

Act construed.

3. This act shall take effect immediately.
Approved March 2, 1925.

CHAPTER 20.

A Further Supplement to an act entitled "An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates or water-rents in cities of this State, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to further taxation and assessment," passed March thirtieth, one thousand eight hundred and eighty-six.

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

Time for
filing affidavits
and proof.

1. Where the purchaser, his legal representatives or assigns have omitted to file the affidavits and proofs of mailing and publication required by the act to which this is a supplement and any of the supplements thereto within the time now required by law, such affidavits and proofs may be filed any time within two months after the passage of this act.

Repealer.

2. All acts so far as they conflict herewith be and the same are hereby repealed and that this act shall take effect immediately.

Approved March 2, 1925.

CHAPTER 21.

An Act to amend an act entitled "A further amendment to an act entitled 'An act relative to the writ of certiorari' (Revision of 1903), approved April eighth, one thousand nine hundred and three," which amendment was approved April fourteenth, one thousand nine hundred and fifteen.

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 is hereby amended to read as follows: Section 14 amended.

14. No writ of certiorari shall be allowed to review any sale of land to enforce any assessment or tax, or any sale where assessments and taxes have been included together, unless such writ be allowed within eighteen months from the date of such sale; *provided, however*, that this shall not apply to any proceedings taken after the sale, by the purchaser, or holder of the tax sale certificate, under any statute of this State to procure a deed, or perfect title. Time for allowance of writ of certiorari.

2. This act shall take effect immediately. Proviso.

Approved March 2, 1925.

CHAPTER 22.

A Supplement to an act entitled "An act relating to and providing for the government of cities of this State containing a population of less than twelve thousand inhabitants," approved March twenty-fourth, one thousand eight hundred and ninety-seven.

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

Board of
works in cer-
tain condi-
tions.

1. In all cities governed by the provisions of the act to which this act is a supplement and which shall now or hereafter own, maintain or operate a waterworks, a sewerage and drainage system, or either of them, a disposal plant, or an electric or gas lighting plant, it shall be lawful for the common council or other governing body to pass and adopt an ordinance providing for a board of public works.

Board consti-
tuted.

2. When such ordinance shall have been adopted, it shall be lawful for, and the duty of, the mayor of such city, to nominate and with the advice and consent of the common council to appoint six citizens of said city, who shall constitute and be known as the "Board of Public Works of the City of (using the corporate name of the city in which the appointment is made), who shall hold office in such "Board of Public Works" for the full term of three years and until their successors shall have been appointed and qualified; *provided*, that at the first appointment two members shall be appointed to hold office until the first day of January in the first year after such appointment, two members shall hold office until the first of January in the second year after such appointment, and two members shall hold office until the first day of January in the third year after such appointment; and at the expiration of each term two members shall be appointed for the full term of three years.

Terms.
Proviso.

Powers and
duties.

3. The said board of public works when so appointed shall be vested with all the powers, duties, rights and

privileges, and shall have imposed upon them all the duties which are now vested in and imposed on the mayor and common council in said city in relation to water, sewers, power and light, and more particularly shall have the powers hereinafter enumerated.

Water supply. (a) Laying of pipes for the conveying of water for private and public use in the streets, lanes, highways and alleys, or beneath the sidewalks of said city, and to regulate the same. To provide potable water for the use of the inhabitants of said city and for the extinguishment of fires in said city, and to conduct, operate and maintain a waterworks and water supply system. Water supply.

Sewerage. (b) Providing for sewerage and drainage of the city and for the maintenance and operation of such system or systems and a sewerage disposal plant. Sewerage.

Lighting. Providing for and regulating the lighting of streets and public places of said city, the construction or purchase of suitable plants, works or machinery for supplying light for public or private use and for the maintenance or operation thereof. For lighting the streets and public places of the city, and the maintenance and operation of any lighting plant owned by the city. Lighting.

And all laws and parts of laws, statutes and parts of statutes now in force or in anywise applicable to the said purposes be and they are hereby in all respects continued in full force and made applicable to the said boards of public works when so appointed, except so far as the same may conflict with or be inconsistent with the provisions and meaning of this act. Laws applicable.

4. Nothing in this act, however, shall be construed to authorize the said board of works herein provided for to issue bonds for any purpose, but said power shall be reserved to and retained by the common council of such city. Bonds issued by council.

5. This act shall take effect immediately.

Approved March 2, 1925.

CHAPTER 23.

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, approved April fifth, one thousand nine hundred and twenty-one, passed March twenty-third, one thousand nine hundred and twenty-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 so that the same shall read as follows:

Highway
routes.

1. The State Highway Commission shall, as soon as practicable, lay out routes for a State Highway System, as follows:

ROUTES.

Route No. 1 of the State Highway System shall be constructed by the State Highway Department and may commence at Jersey avenue, in the city of Jersey City, at the entrance to the plaza to the vehicular tunnel, and shall run from said point through the city of Jersey City, and the county of Hudson, to, through and beyond the city of Newark, in the county of Essex, to and through the city of Elizabeth, in the county of Union, and thence to the city of Trenton, by way of Rahway, Metuchen, New Brunswick and Hightstown.

Route No. 2. From Trenton to Camden, by way of Bordentown, Fieldsboro, Roebling and Burlington.

Route No. 3. From Camden to Absecon, by way of Berlin and Hammonton.

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 No. 5. From Newark to the bridge crossing the Delaware river about two miles above Delaware by way of Morristown, Dover, Netcong, Budd's Lake, Hackettstown, Buttsville and Delaware.

Route No. 6. From Camden to Bridgeton and Salem, by way of Gloucester, Woodbury, Mullica Hill, Woodstown and Pole Tavern, including therein a spur extending from the property line of the Gloucester and Philadelphia Ferry Company to a point on Broadway, in the city of Gloucester, known as Pine Grove Toll Gate.

Route No. 7. From Hightstown to Asbury Park, by way of Freehold, Jerseyville and Hamilton.

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 No. 9. From Elizabeth to Phillipsburg, by way of Westfield, Plainfield, Bound Brook, Somerville, White House, Clinton, West Portal and Bloomsbury.

Route No. 10. From Paterson to Fort Lee Ferry, by way of Dundee Lake and Hackensack.

Route No. 11. From Newark to Paterson, by way of Belleville, Bloomfield, Nutley and Passaic.

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 No. 13. New Brunswick to Trenton, by way of Kingston, Princeton and Lawrenceville.

Route No. 14. From Egg Harbor City to Cape May City, by way of Mays Landing, Tuckahoe and Cape May Court House.

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 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.

Route No. 17. From Newark, by way of Kearny, Rutherford, Hackensack, Ridgewood and Ramsey to the New York State line.

Route No. 18. From the dock of the Penn's Grove and Wilmington Ferry Company at Penn's Grove, by way of Sharpstown, Woodstown, Pole Tavern, Elmer, Malaga, Buena, Mays Landing, Pleasantville to Atlantic City.

Route No. 19. From a point on Route No. 14 at Seaville, by way of Palmera, Marmora, Beesley's Point, Somer's Point to Pleasantville and connecting with Route No. 4 at Absecon.

Route No. 20. From Westville to Millville commencing at a point on Route 6 at Westville and extending through Hurffville, Glassboro, Malaga and Vineland to Millville.

2. This act shall take effect immediately.

Approved March 2, 1925.

CHAPTER 24.

A Supplement to 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*:

Route 7
extended.

1. The State Highway Commission shall, as soon as practicable, lay out for, and as a part of the State Highway System, an extension or spur to Route No. 7 of the State Highway System as described and designated in the act to which this act is a supplement, which extension or spur shall begin at Route No. 7, at Freehold, Monmouth county, New Jersey, and extend southwardly through

Adelphia, Monmouth county, New Jersey, and from Adelphia over the route known as the "Old Stage Road," to Lakewood, Ocean county, New Jersey, connecting with Route No. 4, at the junction of Madison avenue and Route No. 4, in Lakewood, Ocean county, New Jersey. Said extension or spur shall be constructed of a permanent type of roadway by the State Highway Commission as soon as practicable and the upkeep and maintenance of said extension or spur shall devolve upon said State Highway Commission immediately upon that commission's adopting a resolution laying out, designating or taking over said extension or spur as a part of the State Highway System.

Construction.

Maintenance.

2. This act shall take effect immediately.

Approved March 2, 1925.

CHAPTER 25.

An Act providing for making the shoals and danger points in the navigable waters of Lake Hopatcong and providing an appropriation for the cost and maintenance thereof.

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 to mark with buoys, lights, or such marks as in its judgment may be necessary and expedient, the shoals and danger points in the navigable waters of Lake Hopatcong.

In aid of navigation.

2. For the purpose of paying the cost and maintenance thereof, the sum of two thousand dollars is hereby appropriated when included in the annual Appropriation Bill.

Appropriation.

3. This act shall take effect immediately.

Approved March 2, 1925.

CHAPTER 26.

An Act vesting the title to real estate of which Edward Fitzgerald died seized and which is alleged to have escheated to the State of New Jersey, in Mary O'Connor Beattie.

Preamble. WHEREAS, Edward Fitzgerald, late of the township (now city) of Englewood, county of Bergen and State of New Jersey, departed this life on the tenth of October, one thousand eight hundred and seventy-nine, seized of the following lots, tracts or parcels of land, situate, lying and being in the city of Englewood, county of Bergen and State of New Jersey, and known and designated on a map of property belonging to Hiram Slocum, situate at Englewood, Bergen county, New Jersey, now on file in the clerk's office of the county of Bergen as lots numbered eighty-four (84) and eighty-five (85) on said map, said lots being twenty-five feet each in front and rear, fronting on New street and extending from New street to the easterly line of the Northern Railroad of New Jersey, as the same are laid down on said map;

Preamble. WHEREAS, The said Edward Fitzgerald left no person or persons capable of inheriting the said lands, premises and hereditaments; and

Preamble. WHEREAS, The request and proper notice of intention to apply for the passage of this act has been given and duly published; now therefore

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

Title to land vested in Mary Beattie. 1. All the estate, right, title and interest of every kind and character of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to one Edward Fitzgerald are hereby vested in Mary O'Connor Beattie; such title so as aforesaid vested under the provisions of this act is validated and confirmed.

2. This act shall be deemed a private act and shall take effect immediately.

Approved March 2, 1925.

CHAPTER 27.

An Act to authorize banks and trust companies to establish branch offices or agencies for the transaction of their business.

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

1. Banks (other than savings banks) and trust companies, organized under the laws of this State, may establish and maintain branch offices or agencies for the transaction of their business, with the approval in writing of the Commissioner of Banking and Insurance, which approval shall be given by him only if it shall appear to him that the establishment of such branch office or agency will be of public service; nor shall the establishment of such branch office or agency be approved by the Commissioner of Banking and Insurance unless the capital of such bank actually paid in in cash shall exceed the amount required by law for the incorporation of a bank, to the extent of fifty thousand dollars and the capital of such trust company actually paid in in cash shall exceed the amount required by law for the incorporation of a trust company, to the extent of one hundred thousand dollars for each branch office or agency so established; nor shall such approval be given for the establishment of any such branch office or agency outside the city, town, township, borough or village in which such bank or trust company is located, nor shall any bank or trust company maintain and operate a branch office or agency within the corporate limits of a city, town, township, borough or village where the population by the last decennial census is less than twenty-five thousand; nor more than one such branch where such population by said census is more than twenty-five thousand and not more than fifty thousand; nor more than two such branches where such population by said census is more than fifty thousand and not more than one hundred thousand, and where such population by said census

Branch banks.

Approval.

Capitalization.

Limitations.

Population.

is more than one hundred thousand the number of such branches shall be such as may be determined by the Commissioner of Banking and Insurance; nor shall the establishment of such branch office or agency be approved by said commissioner unless at the time thereof National Banking Associations, organized under the laws of the United States, and located in the State of New Jersey shall, by act of Congress, be enabled to originally establish branch offices or agencies for the transaction of their business within this State; *provided*, that nothing in this act contained shall prevent the maintenance of any branch office or agency heretofore lawfully established.

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

Approved March 3, 1925.

As to national banks.

Proviso.

Repealer.

CHAPTER 28.

An Act to ratify, confirm and continue the incorporation of the borough of Woodstown, in the county of Salem, and to fix the boundaries and corporate name thereof.

Preamble. WHEREAS, The inhabitants of that part of the township of Pilesgrove, in the county of Salem, within the boundaries hereinafter mentioned, were organized as a borough by the name of "The Mayor and Council of the Borough of Woodstown," under and by virtue of the provisions of an act of the Legislature of the State of New Jersey entitled "An act for the formation of borough governments," approved April fifth, one thousand eight hundred and seventy-eight, and the acts amendatory thereof and supplemental thereto; and

Preamble. WHEREAS, A statement of the results of an election for the purpose of incorporation under the aforesaid act

held in the borough of Woodstown, on Wednesday, the twenty-sixth day of July, one thousand eight hundred and eighty-two, cannot be found in the files of the office of the clerk of Salem county; and

WHEREAS, By virtue of the provisions of an act of the Legislature of the State of New Jersey entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, the inhabitants of every borough theretofore established, formed or organized under the provisions of any law of this State, were created a body corporate and politic in fact, deed, name and law by the corporate name by which they were then known; and

Preamble.

WHEREAS, Doubt exists as to the incorporation and corporate name of the borough of Woodstown.

Preamble.

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

1. The inhabitants of the borough of Woodstown, and of that territory formerly a part of the township of Pilesgrove, in the county of Salem, and now known as the borough of Woodstown, and contained within the limits hereinafter set forth, are hereby continued and declared to be a body corporate and politic in fact and in law by the name of "The Borough of Woodstown" and the creation, organization and incorporation of said borough is hereby ratified and confirmed and the said borough of Woodstown shall be governed by the general laws of this State relating to boroughs.

Former incorporation validated.

Corporate name.

Description of the boundaries of Woodstown borough:

Beginning at a walnut tree on the northerly side of the Woodstown and Mullica Hill turnpike, near the farmhouse of late Samuel Pancoast; thence a straight course to the bridge over a watercourse on the Woodstown and Swedesboro turnpike, near the house of John Quirk; thence a straight course to the bridge over the same watercourse where it crosses the Woodstown and Auburn road, near the farmhouse, late Joseph Peterson's; thence a straight course to the old Woodstown and Sharptown road, at the corner of William Kilpatrick's meadow, formerly the Dickinson marl-meadow,

Boundaries of borough of Woodstown.

also a corner of Elizabeth B. Cawley's meadow; thence a straight course, crossing Salem creek and the Sharptown and Salem roads, to the bridge over Nikomi's run, at the foot of Hungary hill, near John Holmes' farmhouse, on the road from Woodstown to Allowaystown; thence a straight course to the intersection of the Woodstown and Daretown road with the road from Dickinson's mill to the Allowaystown road aforesaid, near the farmhouse of Sarah and Mary H. Dickinson; thence a straight course to the beginning.

All former
acts and do-
ings ratified
and con-
firmed.

2. Every and all of the acts and doings of the governing body elected by the people within the territory hereinabove described since the twenty-sixth day of July, one thousand eight hundred and eighty-two, as public officers of the borough of Woodstown are and shall be hereby ratified and confirmed in all particulars as if no question or doubt had ever arisen as to the proper incorporation of the said borough of Woodstown.

3. This act shall take effect immediately.

Approved March 3, 1925.

CHAPTER 29.

An Act to incorporate the borough of Ship Bottom-Beach Arlington, 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 Long Beach, in the county of Ocean, hereinafter mentioned and described, are hereby constituted and declared to be a body corporate in fact and in law by name of "The Borough of Ship Bottom-Beach Arlington," and as such shall be governed by the general laws of this State relating to boroughs.

2. The territorial limits of said borough shall be as follows:

Beginning at a point in the center line of Third avenue and the line of low water mark of the Atlantic ocean; thence, extending along the said center line of said Third avenue along the northerly side of Edgewater Beach in a northwestwardly direction to the center of the easterly or main channel of the Barnegat bay; thence, extending southwestwardly along the center of the said channel of the said Barnegat bay along the several courses thereof to the point of the intersection of the center line of Thirty-first street projected; thence, along the center line of said Thirty-first street southeastwardly to the said low water line of the Atlantic ocean; thence, along the said low water line of the said Atlantic ocean northeasterly seventy-two hundred (7200) feet to the place of beginning.

Boundaries
of the bor-
ough.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above described territory as a borough of this State until it shall have been submitted to and accepted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within ninety days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; such special election shall be held within said territory between the hours of six o'clock A. M. and seven o'clock P. M. of a day and at a place within said territory to be fixed by the clerk of the township of Long Beach, in the county of Ocean, who shall cause public notice thereof to be given by advertisements signed by himself, set up in at least five public places within said described territory, and published once in one or more newspapers published and circulating therein at least ten days prior to the day so fixed for such election.

Referendum.

Special
election.

Notice of.

4. Such special election shall be held at the time and place so appointed, and shall be conducted by the board of registry and election of the township of Long Beach which conducted the general election next preceding the holding of such election in said township, and shall be

Election,
how con-
ducted.

Registry. by ballot. The registry of voters used at the last general election in such township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election, at the place where the same is to be held, from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry list in the manner provided under the general election laws of this State; *provided*, that said list, for the purpose of this election, shall be revised so as to include all and only such voters of said township who may then reside within the territory comprised within the limits of the borough created by this act. The clerk of the township of Long Beach shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding said special election, and shall provide suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, 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 Ship Bottom-Beach Arlington, in the county of Ocean," be adopted?
	No.	

Marking
ballots.

"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 either the word 'Yes' or 'No,' it shall not be counted as a vote for or against such proposition."

5. The officers holding such election shall, within two days after such election, make a return in duplicate of the result of such election by statement in writing under their hands, one of which certificates or returns shall be filed forthwith with the clerk of the township of Long Beach and entered in full upon the minutes of the township committee of the township of Long Beach, and one of which certificates or returns shall be filed forthwith with the clerk of the county of Ocean.

Result filed
in duplicate.

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 ninety days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, who shall be a justice of the peace ex officio, and who shall have no power to tie any vote in any meeting of the councilmen, five councilmen, an assessor, a collector to hold office until the next general election 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 fixed with the said county clerk with-

Notice of
special
election to
fill offices.

Election day.

Notice of.

County clerk
to provide
ballots.

Nominations
by petition.

in 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 Long Beach, 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 day following the next general election in November following said special election, and until other officers have been elected by the voters of said borough, and shall have been qualified as required by law.

Election, how
conducted.

Registry.

Returns.

Term of
officers
elected.

7. This act shall take effect immediately.
Approved March 3, 1925.

CHAPTER 30.

An Act to amend an act entitled "An act concerning sinking funds and sinking fund commissions," 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 3
amended.

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

To supersede
all commis-
sions.

3. The organization of the sinking fund commission, as herein provided, shall be universally applicable and shall supersede all other sinking fund commissions what

soever. Said members of the sinking fund commission shall, together, constitute and be denominated "The Sinking Fund Commission of the....." Corporate name.
 (giving corporate name of municipality, county or school district, as the case may be); such sinking fund Body corporate.
 commission shall be a body corporate by the name aforesaid, with power and liability to sue and be sued in such corporate name in any court of competent jurisdiction.
 The persons appointed on the sinking fund commission, Appointment.
 as herein provided, shall be deemed to have been appointed on January first, one thousand nine hundred and seventeen, and the members of said sinking fund commission shall meet within ten days after their appointment, and annually thereafter, during the first week in January to organize the sinking fund commission as herein provided. They shall elect a president, a secretary and a treasurer, and they may elect a vice-president and assistant treasurer. Organization.
 A person not a member of the commission may be elected secretary. One person, if a member of the commission, may hold the office of secretary and of treasurer, or of vice-president and of assistant treasurer, but no ex officio member of the commission shall be elected as president or vice-president.
 All disbursements, investments, sale or transfer of securities shall be by resolution of the sinking fund commission. Disbursements, investments, etc.
 When funds are disbursed the same shall be by check signed by the president, or (if one be elected by the commission) a vice-president, and treasurer, or (if one be elected by the commission) by the assistant treasurer, of such commission, but the same person shall Signing checks.
 not sign in two official capacities.

Approved March 6, 1925.

CHAPTER 31.

An Act to amend an act entitled "An act to amend and supplement an act entitled 'An act to secure the purity and wholesomeness of shellfish,' approved February twenty-ninth, one thousand nine hundred and twelve," approved March eighteenth, one thousand nine hundred and twenty-one.

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:

Penalty for
certain of-
fenses under
this act.

8. Any person who shall violate any of the provisions of sections four and seven of the act of which this act is amendatory and supplemental, or any of the rules and regulations made under authority contained therein, or who shall disobey any order made by the State Department of Health under the authority contained in section five of the act of which this act is amendatory and supplemental, shall be liable to a penalty of twenty-five dollars for the first offense, and to a penalty of fifty dollars for the second and each subsequent offense. Any person who shall gather any oysters, clams or other shellfish from any oyster or clam beds or other place which has been condemned by the State Department of Health in accordance with the provisions of section two of the act of which this act is amendatory and supplemental, or who shall distribute, sell, offer or expose for sale or have in his possession any oysters, clams or other shellfish taken from any oyster or clam bed or other place which has been condemned by said department, unless he shall first have secured a permit in writing to take oysters, clams or other shellfish from oyster beds, clam grounds or other places which have been condemned by the said Department of Health, or unless he shall have secured a permit from said department to distribute, sell, offer or expose for sale or have in possession oysters,

Taking from
condemned
beds.

clams or other shellfish which have been taken from said condemned waters, shall be liable to a penalty of twenty-five dollars for the first offense, and for the second and each subsequent offense, shall, upon conviction, be committed to the common jail of the county wherein the conviction was had for a period of not less than thirty days. Penalty.

2. This act shall take effect immediately.

Approved March 6, 1925.

CHAPTER 32.

An Act to amend an act entitled "An act to secure the purity and wholesomeness of shellfish," approved February twenty-sixth, 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 of which this act is amendatory be and the same hereby is amended to read as follows: Section 4 amended.

4. No excremental or other polluting matter of any kind or character whatever shall be discharged into or placed in the waters, or placed or suffered to remain upon the banks of any stream or tributary thereof or body of water in which shellfish grow, or are or may be placed; *provided, however,* that nothing in this section shall apply to the discharge of effluents from sewage plants heretofore or hereafter installed in accordance with the requirements of law and the orders and regulations of the Department of Health of the State of New Jersey. No pollution allowable.
Proviso.

2. This act shall take effect immediately.

Approved March 6, 1925.

CHAPTER 33.

An Act to amend an act entitled "An act for the better protection of garage keepers and automobile repairmen," approved April fourteenth, one thousand nine hundred and fifteen.

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 be and the same is hereby amended so as to read as follows:

Repairs, sup-
plies, storage,
etc., a lien.

1. All persons or corporations engaged in the business of keeping a garage or place for the storage, maintenance, keeping or repair of motor vehicles and in connection therewith stores, maintains, keeps or repairs any motor vehicle or furnishes gasoline, accessories or other supplies therefor at the request or with the consent of the owner or his representative, whether such owner be a conditional vendee or a mortgagor remaining in possession or otherwise, has a lien upon such motor vehicle or any part thereof for the sum due for such storing, maintaining, keeping or repairing of such motor vehicle or for furnishing gasoline, accessories or other supplies therefor, and may without process of law detain such motor vehicle at any time it is lawfully in his possession until such sum is paid; *provided, however*, that such lien shall not be superior to, nor affect, any lien, title or any interest of any person or corporation held by virtue of a prior conditional sale or of a prior chattel mortgage properly recorded.

Proviso.

Section 3
amended.

2. That 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:

Sale of prop-
erty after ad-
vertisement.

If no proceedings are taken for the repossession of the motor vehicle or the parts thereof by the owner or his legal representative as provided for in section two hereof, then all such property so held by any such garage keeper or automobile repairman shall, after the expira-

tion of thirty days from the date of such detention, be sold at public auction subject to such prior lien of a bill of conditional sale or chattel mortgage properly recorded as aforesaid; upon notice of said sale being first published for the space of two weeks, at least once in each week, in some newspaper circulating in the city, borough, town, township or other municipality in which said garage keeper or automobile repair shop is situated, also after five days' notice of said sale set up in five of the most public places in said city or township, and the proceeds of said sale shall be applied to the payment of such lien and the expenses of such sale; and the balance, if any remaining shall be paid to the owner of such property or his representatives; and if the said balance is not claimed by said owner within sixty days after said sale, then the balance to be paid over to the overseer of the poor of the said city or township for the support of the poor.

Notice.

Use of proceeds.

If balance unclaimed.

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

Repealer.

Approved March 6, 1925.

CHAPTER 34.

An Act to amend an act entitled "An act concerning the charitable, hospital, relief, training, 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, as said title of said act was amended by act 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 117
amended.

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

Charitable
institutions
included in
act.

117. The charitable, hospital, relief and training institutions and noninstitutional agencies of the State, within the meaning of this act, shall include the following and as well any institution established hereafter for any similar purpose:

- a. New Jersey State Hospital at Trenton,
- b. New Jersey State Hospital at Greystone Park,
- c. New Jersey State Village for Epileptics,
- d. New Jersey Sanatorium for Tuberculous Diseases,
- e. The State Institution for Feeble-minded (formerly the Home for the Care and Training of Feeble-minded Women),
- f. State Colonies for Feeble-minded Males,
- g. New Jersey Memorial Home for Disabled soldiers,
- h. New Jersey Memorial Home for Disabled Soldiers, Sailors, Marines and their Wives and Widows,
- i. State Board of Children's Guardians,

j. Commission for the Amelioration of the Condition of the Blind,
as now established and as the same are to be hereafter maintained and operated, pursuant to the provisions of this act.

2. This act shall take effect immediately.
Approved March 6, 1925.

CHAPTER 35.

An Act to repeal an act entitled "An act to amend an act entitled '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 to provide open and closed seasons for such capture and possession" ' " (Revision of 1903), approved April fourteenth, one thousand nine hundred and three, which said supplement was approved April twentieth, one thousand nine hundred and twenty.

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

1. An act to amend an act entitled "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 to provide open and closed seasons for such capture and possession' " (Revision of 1903), approved April fourteenth, one thousand nine hundred and three, which said supplement was approved April twentieth, one thousand nine hundred and twenty, be and the same is hereby repealed. Act re-
pealed.

2. This act shall take effect immediately.
Approved March 6, 1925.

CHAPTER 36.

An Act to repeal an act entitled "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, which said supplement was approved April twentieth, one thousand nine hundred and twenty.

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

Supplement
to act repealed.

1. 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, which said supplement was approved April twentieth, one thousand nine hundred and twenty, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 6, 1925.

CHAPTER 37.

An Act relating to the financing of certain bridges to be constructed between New York and New Jersey by the Port of New York Authority, and making appropriations therefor.

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

1. In aid of the prompt and economical construction of the bridges which the Port of New York Authority, hereinafter called the Port Authority, has been authorized to construct across the Arthur Kill between Perth Amboy on the New Jersey side and Tottenville on the New York side and between Elizabeth on the New Jersey side and Howland Hook on the New York side (by chapters 125 and 149, respectively, Laws of New Jersey, 1924, and chapters 230 and 186, respectively, Laws of New York, 1924), there is hereby appropriated, subject to the limitations and conditions hereinafter set forth, the sum of two million dollars (\$2,000,000.00), or so much thereof as may be requisitioned, out of any moneys in the State treasury not otherwise appropriated. The said sum shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury to the said Port Authority upon requisitions signed by the chairman of the said Port Authority, in five annual installments of four hundred thousand dollars (\$400,000.00) each, the first installment to be available at any time during the fiscal year commencing in one thousand nine hundred and twenty-five, and one other installment to be available during each of the four succeeding fiscal years. If the requisitions made in any one fiscal year shall not in the aggregate equal such installment of four hundred thousand dollars (\$400,000.00), the balance not requisitioned shall be available in any subsequent year during or after the said five-year period and in addition to any installment available during each year; *provided, however*, that after the first installment of

Appropriation
toward bridges
over Arthur
Kill.

Amount.

Payments.

As to balance.

Proviso.

Amount to be
raised by Port
Authority.

the appropriation hereby made has been paid over to the Port Authority no subsequent installments shall be paid until the Port Authority shall have raised on its own obligations and have available for the construction of said bridges an amount of money equal to six times the amount of installments previously paid pursuant to this act, the intent of this proviso being that before payment of any installment hereunder, other than the initial one, money shall have been made available for the construction of said bridges from the obligations of the Port Authority in an amount at least equal to three times the amount of money paid over to the Port Authority pursuant to this act and to the legislation complementary hereto of the State of New York.

Amount to be
provided by
New York.

2. No part of the said appropriation made by the preceding section shall be payable unless and until the State of New York shall make available to the Port Authority an equal sum, the intent hereof being that each State shall cause to be paid over, or made available to the Port Authority in not more than five equal annual installments one-half of a total fund of four million dollars (\$4,000,000.00), to be available to the said Port Authority as an advance for the construction of the said bridges, and that the appropriation of the State of New Jersey is conditioned upon the undertaking of the State of New York to provide its half of the said fund within such five-year period.

New Jersey's
appropriation
conditional.

Use of
moneys.

3. The moneys appropriated by this act shall be applied by the Port Authority to the construction of the bridges hereinbefore mentioned and purposes incidental thereto and for no other purpose whatsoever. The balance of the money needed for the construction of the said bridges and incidental purposes shall be raised by the Port Authority on its own obligations secured by the pledge of the revenues and tolls arising out of the use of the said bridges, all in accordance with the provisions of the laws authorizing and governing the construction and operation of the said bridges. As security for obligations so issued and the moneys so appropriated, the revenues and tolls arising out of the use of the said bridge shall be pledged to the repayment of the entire issue of bonds and other securities for the con-

Balance to be
raised by Port
Authority.

Tolls pledged
to meet obliga-
tions.

struction thereof, together with the interest, and the repayment of the moneys appropriated by the State; it being the declared policy of the State that the said bridges, so far as the payment of the bonds or other securities issued for the construction thereof, together with the repayment of the moneys advanced by the State, shall in all respects be self-sustaining.

Bridges to be
self-sustaining.

4. The obligation for moneys so raised by the Port Authority on its own obligations for the construction of the said bridges and purposes incidental thereto shall constitute a lien upon the revenues and tolls therefrom in accordance with the terms and conditions of law and upon which such moneys are raised, and any right or claim of the State, including that arising out of the appropriation made hereby, shall be subordinated to such lien. The Port Authority shall, however, pay into the State treasury annually out of the revenues and tolls from each such bridge, a sum equal to four per centum per annum upon the unpaid balance of the amount actually advanced to the Port Authority hereunder and applied to the respective bridge, as interest for that year, together with at least two per centum of the principal of such advance until the whole sum so advanced is repaid to the State; *provided*, that the Port Authority shall not make such payments until it shall have accumulated and only so long as and for the years in which it holds out of the tolls or revenues of such respective bridge or otherwise a reserve fund equal to ten per centum of its own obligations issued in relation to or for the construction of such bridge, over and above the sums required by the terms of such obligations to be set aside for amortization or a sinking fund, and unless in said year the tolls or revenues from the said bridge after the payment of all expenses for operation and maintenance are sufficient to satisfy the interest and other contractual requirements of said obligations; *and provided, further*, that such payment shall not be made into the State treasury unless there shall be available under the same conditions sufficient money to make payment on similar terms to the State of New York and that if there exists such surplus revenue but insufficient to make complete payment on such terms or conditions both to the States

Obligations
a lien.

Repayment
to State.

Proviso.

Proviso.

of New York and New Jersey, then such surplus revenue shall be prorated in accordance with the respective unpaid balances of the advances made by the two States and such prorated sum shall be paid into the State treasury in place and stead of the amount above provided, to be applied first upon the interest for the current year and the balance, if any, in reduction of principal. The intent hereof is that the Port Authority shall be required to and shall pay interest to the State upon such advances, and/or make payments on account of principal, only for the years when, and to the extent that, there shall be available on the conditions herein provided a surplus from the revenues or tolls for the payment of such interest and/or principal.

Interest paid
State.

Competitive
bridges not to
be constructed.

Proviso.

Proviso.

5. The State of New Jersey (the State of New York by appropriate legislation concurring herein) does pledge to and agree with those subscribing to the obligations issued by the Port Authority for the construction of the said bridges and incidental purposes that the State will not authorize the construction or maintenance of any other highway crossings for vehicular traffic on the waters of the Arthur Kill, between the two States in competition with the said bridges, nor will it limit or alter the rights now vested in the Port Authority to establish and levy such charges and tolls as it may deem convenient or necessary to produce sufficient revenue to meet the expense of maintenance and operation and to fulfill the terms of the obligations assumed by it in relation to such bridges until the said obligations, together with interest thereon, are fully met and discharged; *provided*, that such crossings shall be considered as competitive with the bridges across the Arthur Kill only if they shall form a highway connection for vehicular traffic between the two States across or under the Arthur Kill; *and provided, further*, that nothing herein contained shall preclude the authorization of such additional interstate crossings if and when adequate provision shall be made by law for the protection of those advancing money upon the obligations of the Port Authority for the construction of the bridges mentioned in paragraph one hereof or incidental purposes.

6. The State of New York by appropriate legislation concurring herein, the provisions of this act together with the provisions complementary thereto in the acts of the Legislature of the State of New York, shall constitute a contract or agreement between the two States for the benefit of those lending money to the Port Authority for the construction of such bridges, and the said Port Authority on behalf of the State may include in the bonds or other evidences of its obligations issued by it for the construction of the said bridges or incidental purposes such part of this act as shall seem proper as and as evidence of the foregoing agreements made by the State with the holders of the said bonds or other obligations, and thereupon the said terms so included shall become a contract between the State and the holders of the said bonds or other obligations.

Provisions
of act consti-
tute an agree-
ment between
the two States.

7. The construction, maintenance and operation of said bridges is in all respects for the benefit of the people of the two States, for the increase of their commerce and prosperity, and for the improvement of their health and living conditions, and the Port Authority shall be regarded as performing a governmental function in undertaking the said construction, maintenance and operation and in carrying out the provisions of law relating to the said bridges and shall be required to pay no taxes or assessments upon any of the property acquired by it for the construction, operation and maintenance of such bridges.

Objects of
bridges.

As to taxes.

8. The obligations which may be issued by the Port Authority for the construction of the bridges mentioned in number one hereof or for purposes incidental thereto are hereby made securities in which all public officers and bodies of this State and of its municipal subdivisions, all insurance companies and associations, all savings banks and savings institutions including savings and loan associations, executors, administrators, guardians, trustees and all other fiduciaries in this State may properly and legally invest the funds within their control.

Bonds a legal
investment.

9. Any powers herein granted to the Port Authority shall be regarded as in aid of and supplemental to and in no case as a limitation upon any of the powers vested

Extent of
powers
granted.

in it by the States of New Jersey and New York and/or by Congress.

As to constitutionality of act.

10. If any term or provision of this act shall be declared unconstitutional or ineffective in whole or in part by a court of competent jurisdiction, then to the extent that it is not unconstitutional or ineffective such term or provision shall be enforced and effectuated; nor shall such determination be deemed to invalidate the remaining terms or provisions hereof.

11. This act shall take effect immediately.

Approved March 6, 1925.

CHAPTER 38.

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 joint stock land bank authorized to do business in this State 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 depositaries and financial agents for the United States, and for other purposes," approved July seventeenth, one thousand nine hundred and sixteen.

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

Authorized investment.

1. Any savings bank, banking institution, trust company or insurance company, organized under the laws of this State, or any person acting as executor, administrator, guardian or trustee, may invest in the bonds

issued by any joint stock land bank authorized to do business in this State, 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 depositaries and financial agents for the United States, and for other purposes," approved July seventeenth, one thousand nine hundred and sixteen.

2. This act shall take effect immediately.

Approved March 9, 1925.

CHAPTER 39.

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.

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.

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 <i>BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:</i>
Amount of appropriation.	1. 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,
How used.	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; <i>provided, however,</i> 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 expend-
Approval of plans.	
Construction.	
Proviso.	

iture therefor; *and provided, further, however,* that no amount greater than fifty thousand dollars shall be available for the purposes of such protective work or works within or upon the borders of any single municipality.

2. This act shall take effect immediately.

Approved March 9, 1925.

CHAPTER 40.

An Act to amend an act entitled "An act providing for the pensioning of county detectives in counties of the first and second class," approved April fifth, one thousand nine hundred and twenty-one.

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

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

Section 8 amended.

8. If any county detective, after having been retired one one-half pay, shall die, or having made application for retirement, shall die pending the completion of his papers and action thereon by the board of chosen freeholders, leaving him surviving a widow, who was his wife at the time of his retirement, or application for retirement, such widow, so long as she shall remain unmarried, shall receive a pension equal to one-half the amount of the annual salary of such county detective at the time of his retirement, or in case of his death before said action by the board of chosen freeholders, then at the time of his death; *provided, however,* that before his death he shall have been examined by the board of physicians and their certificates shall have been made in accordance with the provisions of sections five and six of this act finding him physically unfit or incapacitated for further duty.

Pensioning widow of county detective.

Proviso.

2. This act shall take effect immediately.

Approved March 9, 1925.

CHAPTER 41.

An Act relating to the construction, operation and maintenance of a certain bridge across the Hudson river by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, nineteen hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making appropriation of one hundred and fifty thousand dollars for the preliminary work thereon.

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

Bridge across
Hudson river.

1. In partial effectuation of the comprehensive plan for the development of the port of New York, and of section four thereof, adopted by the States of New Jersey and New York, by chapter nine, Laws of New Jersey, nineteen hundred and twenty-two, and chapter forty-three, Laws of New York, nineteen hundred and twenty-two, which was consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States by public resolution number sixty-six, sixty-seventh Congress, House joint resolution three hundred and thirty-seven, and of the port compact or treaty between the two States dated April thirtieth, nineteen hundred and twenty-one, authorized and approved by chapter one hundred and fifty-one, Laws of New Jersey, nineteen hundred and twenty-one, and chapter one hundred and fifty-four, Laws of New York, nineteen hundred and twenty-one, and consented to by the Congress of the United States by public resolution number seventeen, sixty-seventh Congress, Senate joint resolution eighty-eight, the Port of New York Authority (hereinafter

called the Port Authority) is authorized and empowered to construct, operate, maintain and own a bridge, with the necessary approaches thereto, across the Hudson river, from points between One Hundred and Seventieth street and One Hundred and Eighty-fifth street, borough of Manhattan, New York city, and points approximately opposite thereto in the borough of Fort Lee, Bergen county, New Jersey.

2. The plan of the approaches at either end of the bridge shall be subject to the approval of the respective Governors of the States of New York and New Jersey and of the respective municipalities in which they shall be located. Except as so limited the Port Authority shall determine the site, size, type and method of construction of bridge and approaches and all matters pertaining thereto.

Approval of
approaches.

Type of
bridge.

3. The Port Authority is authorized to make and enforce such rules and regulations and to establish and levy such charges and tolls as it may deem convenient or necessary for the operation and maintenance of the said bridge and to insure at least sufficient revenue to meet the expenses of the construction, operation and maintenance thereof, and to make provision for the payment of the interest upon and amortization and retirement of such bonds or other securities or obligations as it may issue or incur for the purposes of this act, as hereinafter provided. There shall be allocated to the cost of construction, operation and maintenance of the bridge such proportion of the general expenses of the Port Authority as it shall deem properly chargeable thereto.

Rules, tolls,
operation,
expenses.

Expenses
chargeable.

4. The said bridge shall be built and paid for in whole or in part out of moneys to be raised by the Port Authority on bonds or other securities or obligations issued or incurred by it pursuant to Article six of the said compact or treaty. The said bonds or other securities and any other obligations which the Port Authority may incur shall be issued and incurred upon such terms and conditions as the Port Authority may deem proper, subject, however, to the limitations of this act. As security therefor the revenues and tolls arising out of the use of the bridge shall be pledged for the repayment of the entire issue of the bonds and other securities issued for

Financing.

Issue of
bonds.

Tolls pledged
for security.

Bridge self-sustaining.	the construction thereof, and the approaches and highway connections, and for the repayment of any moneys advanced by the State, together with interest; it being the declared policy of the State that the said bridge so far as the payment of the bonds or other securities issued, and repayment of moneys advanced by the State for the construction thereof, shall in all respects be self-sustaining.
Acquiring property.	5. If, for any of the purposes hereunder, the Port Authority shall find it necessary or convenient for it to acquire any real property as herein defined, in this State, then the Port Authority may find and determine that such property is required for a public use, and upon such due determination, the said property shall be and shall be deemed to be required for such a public use; and with the exceptions hereinafter specifically noted the said determination or fact shall not be affected by the fact that such property has theretofore been taken for, or is then devoted to, a public use; but the public use in the hands or under the control of the Port Authority shall be deemed superior to the public use in the hands of any other person, association or corporation. If the Port Authority is unable to agree for the acquirement of any such property, or if the owner thereof shall be incapable of disposing of the same, or if, after diligent search and inquiry, the name and residence of any such owner cannot be ascertained, or if any such property has been acquired or attempted to be acquired and title or other rights therein have been found to be invalid or defective, the Port Authority may acquire such property by condemnation under and pursuant to the provisions of this act.
Priority of use.	
Condemnation proceedings may be taken.	
Taking municipal property.	6. Anything in this act to the contrary notwithstanding, no property now or hereafter vested in or held by any county, city, borough, village, township or other municipality shall be taken by the Port Authority, without the authority or consent of such county, city, borough, village, township or other municipality, nor shall anything herein impair or invalidate in any way any bonded indebtedness of the State, or such county, city, borough, village, township or other municipality, nor impair the provisions of law regulating the payment into sinking

funds of revenue derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose. The Port Authority is hereby authorized and empowered to acquire from such county, city, borough, village, township or other municipality, by agreement therewith, and such county, city, borough, village, township or other municipality is hereby authorized and empowered to grant and convey for such consideration as it may deem wise, any real property which may be necessary for the construction, operation and maintenance of bridge and approaches thereto, including such real property as has already been devoted to a public use.

By agreement.

The State of New Jersey hereby consents to the use and occupation of the real property of the State necessary for the construction, operation and maintenance of the said bridge and the approaches thereto, including lands of the State lying under the waters of the Hudson river.

Use of State property.

7. Whenever any proceeding for the acquisition of "real property," as defined in this act, is instituted under this act, such proceedings shall be conducted pursuant to the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of one thousand nine hundred), approved March twentieth, one thousand nine hundred, and the acts amendatory thereof and supplemental thereto.

"Real property," how taken.

8. The term "real property" as used in this act is defined to include lands, structures, franchises and interests in land, including lands under water and riparian rights, and any and all other things and rights usually included within the said term, and includes also any and all interests in such property less than full title, such as easements, rights of way, uses, leases, licenses and all other incorporeal hereditaments and every estate, interest or right, legal or equitable, including terms for years and liens thereon by way of judgments, mortgages or otherwise, and also all claims for damage for such real estate.

"Real property," defined.

9. Any powers herein granted to the Port Authority shall be regarded as in aid of and supplemental to and in no case as a limitation upon any of the powers vested

As to granted powers.

in it by the States of New Jersey and New York and or by Congress.

As to constitutionality of act.

10. If any term or provision of this act shall be declared unconstitutional or ineffective in whole or in part by a court of competent jurisdiction, then to the extent that it is not unconstitutional or ineffective such term or provision shall be enforced and effectuated; nor shall such determination be deemed to invalidate the remaining terms or provisions hereof.

Appropriation for preliminary work.

11. For the preliminary work necessary for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto, the sum of one hundred and fifty thousand dollars (\$150,000), or so much thereof as may be necessary, is hereby appropriated out of any moneys in the State treasury not otherwise appropriated. The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury upon vouchers signed by the chairman of the said Port Authority. The said sum shall be paid back to the State when the cost of construction of said bridge shall have been fully paid for and the debt or debts created for such purpose amortized.

Payments.

Repayments.

Concurrent action by New York.

12. Neither the construction of such bridge, the approaches or highway connections, nor any preliminary work, authorized by this act, shall be begun, nor shall any moneys be expended hereunder by the Port Authority, until the State of New York by appropriate legislation concurs therein, and appropriates an equivalent amount.

13. This act shall take effect immediately.

Approved March 9, 1925.

CHAPTER 42.

An Act to amend an act entitled "An act to license and regulate the business of private detectives and detective agencies, and to provide that the violation of any provision hereof shall be a misdemeanor," approved March twelfth, one thousand nine hundred and twenty-four.

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

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

Section 3
amended.

3. The Comptroller of the Treasury of this State when satisfied, from the examination of any application submitted to him as above and from such further inquiry and investigation as he shall deem proper, as to the good character, competency and integrity of any applicant hereunder, in his discretion, may issue and deliver to any person, copartnership or corporation applying, as aforesaid, a license to conduct the business or businesses described in section two of this act, upon the applicant's paying to the Comptroller, for the State to defray the cost of regulation, in the case of a person, a license fee of one hundred dollars, and in the case of a copartnership or a corporation, a license fee of one hundred and fifty dollars, and upon the applicant's executing, delivering and filing with the said Comptroller, in the case of a person, a bond, with one or more sufficient sureties, in the sum of two thousand dollars, and in the case of a copartnership or a corporation a bond, with one or more sufficient sureties, in the sum of three thousand dollars, said bonds being conditioned for the faithful and honest conduct of such business by such person, copartnership or corporation, which bond, as to its form and kind and sufficiency of security thereon, must be approved by the said Comptroller of the Treasury. A license granted pursuant to this act shall be for a period of five years, but shall be revocable by the Comptroller

License issued.

License fee.

Bond required.

Period of
license.
Revocation.

Answerability. at all times for cause shown; and in the event of such revocation, or in the event of a surrender or other termination of such license, no refund shall be made in respect of any license fee paid. Such bond shall be given to the State of New Jersey, and any person injured by any act in the conduct of said business for which the license is legally answerable may bring an action on said bond in his own name to recover any damages sustained by reason of such unlawful act.

2. This act shall take effect immediately.

Approved March 9, 1925.

CHAPTER 43.

A Supplement to an act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the Palisades of the Hudson river for an Interstate Park, and thereby to preserve the scenery of the Palisades," approved March twenty-second, one thousand nine hundred.

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

Right to cross
certain lands
with sewers.

1. Any municipality in this State lying adjacent to lands belonging to, controlled or held by the Commissioners of the Palisades Interstate Park, as provided for in an act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the Palisades of the Hudson river for an Interstate park, and thereby to preserve the scenery of the Palisades," approved March twenty-second, one thousand nine hundred, shall have the right to cross, occupy and use the lands belonging to, controlled or held by said commissioners as aforesaid, lying between such municipality and the Hudson river, for the purpose of constructing, operating and maintaining a pipe line or lines and outlet or outlets for public sewage and drain-

age purposes in such municipality, and to repair, relay, enlarge, operate and maintain such line or lines, outlet or outlets at all times; *provided, however*, that the location of such pipe line or lines, or outlet or outlets and the plans and specifications therefor shall be approved by the State Department of Health; *and provided, further*, that the lands so crossed, occupied and used shall, after the construction, repairing, relaying or enlarging of such line or lines, outlet or outlets, be replaced in a condition satisfactory to the Commissioners of the Palisades Interstate Park and shall be maintained in a condition satisfactory to the said commissioners at all times. Such approval by the Department of Health of the State of New Jersey of the location of such pipe line or lines, outlet or outlets and the plans and specifications therefor shall only be made upon application of the municipality after hearing, notice of which has been given to the Commissioners of the Palisades Interstate Park.

Proviso.

Proviso.

Approval
necessary.

2. This act shall take effect immediately.

Passed March 10, 1925.

CHAPTER 44.

An Act concerning savings banks.

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

1. Every savings bank and institution for savings, whether organized under and by virtue of an act entitled "An act concerning savings banks," approved May second, one thousand nine hundred and six, or other general act, or chartered or incorporated under a special act of the Legislature of the State of New Jersey, shall, in addition to its other powers and functions, have power:

Powers of
savings banks:

I. To provide at its place or places of business, and rent to those who are depositors in such banks or institutions at the time of such renting, safe deposit boxes for the deposit and safe-keeping of securities, valuables,

To provide
safe deposit
boxes;

evidences of ownership and other personal property; such boxes shall be managed and controlled by such banks or institutions under such regulations as its board of managers or trustees or directors, as the case may be, may from time to time adopt and alter.

To regulate
access to,
rentals, etc.

II. Such regulations may provide, among other things, for the manner and circumstances under which such safe deposit boxes may be opened in the presence of an officer of such savings bank and of a notary public not in its employ, upon nonpayment of the rental of such safe deposit box, or upon nonobservance of any of the other terms and conditions of the rental thereof, or upon the death of the holder thereof, or of any one of joint holders thereof, or in case the holder or any one of joint holders ceases to be a depositor in such bank, or in case of the loss of the keys to such box, or upon other termination of the renting of such box, and may provide what notice thereof shall be given to the person or persons in whose name such box stands, what disposition shall be made of the contents of such box, and for a lien upon the contents thereof for the payment of the rental of such safe deposit box and of the cost and expense incurred in the opening thereof and its repair and restoration for use.

As to title of
bank.

2. No such bank or institution shall by virtue hereof, be entitled to use the words "safe deposit" as a part of its corporate name. Nothing herein shall affect or be deemed to repeal anything contained in an act entitled "An act to tax the transfer of property of residents and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine, and the supplements and amendments thereof.

3. This act shall take effect immediately.

Passed March 10, 1925.

CHAPTER 45.

An Act to establish the Delaware Port Commission and to vest it with appropriate powers, and making an appropriation for its expenses.

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

1. The President of the Senate and the Speaker of the House shall jointly appoint three persons who shall constitute the "Delaware Port Commission." Appointment of commission.
2. The said persons shall serve without compensation, but shall be paid the necessary expenses incurred in the performance of their duties. Expenses met.
3. The said commission shall make a complete and thorough study of the possibilities for organizing a "South Jersey or Delaware Port District," properly bounded and described, and a port agency or authority with adequate powers to develop the freight facilities, rail and water, in and about the Delaware river from Cape May to Trenton. To that end, the commission shall make a thorough investigation of port conditions and port authorities in this and other countries and shall take and employ such engineering, legal and other professional skill and assistance as it may need, and in making such studies and employing such skill it shall not be limited or confined to the geographical boundaries of the State. It shall confer with port agencies or authorities in Philadelphia and other cities in Pennsylvania, with similar agencies in Wilmington and other cities in Delaware, and shall be authorized to act in a joint or common study with any similar commission now or hereafter constituted by the States of Pennsylvania and Delaware and to make with such commission a joint or common report to the States authorizing it. Objects of commission.

Conditions studied.

Conference with local authorities.
4. The said Delaware Port Commission shall report Report. to the Legislature of the State of New Jersey as early as practicable and not later than January first, one thousand nine hundred and twenty-six, a port policy to be Policy to be pursued.

pursued by the State of New Jersey either alone or in co-operation with the States of Pennsylvania and/or Delaware and such proposed legislative enactments as will effect such policy, for the adequate and comprehensive development and organization of harbor and transportation facilities in and about the New Jersey side of the Delaware river, to the end that such facilities and the communities and industries adjacent thereto shall be efficiently and constructively co-ordinated and the said communities and industries furnished with modern piers, rail, water and other freight facilities to meet all immediate needs and tend toward providing adequately for the future, and to the further end that the moving of freight in and out of the district, including food and other supplies for the people residing therein, shall be made more efficient, the costs thereof reduced, the comfort and living conditions of the people improved, with reduction so far as is practicable in costs of such food and other supplies to the consumers thereof.

Safeguarding
the district.

5. Pending the completion of its studies and the making of its report, the commission shall guard the district against any injurious rates or tariffs, method of handling and routing freight, or otherwise, and to that end it is authorized to intervene in or itself bring proceedings for the safeguarding of the said port generally or any of the New Jersey cities or industries embraced therein, before the Interstate Commerce Commission, the United States Shipping Board, the Secretary of War, the Chief of Engineers or any other authority, State, Federal or municipal, including the courts, Federal or State. The commission is authorized to employ such professional skill as it may require for the proper conduct of such proceedings, it being the intention hereof that plans for the future comprehensive development of the port shall not be impaired, frustrated, or endangered by any action or proceedings taken while such plans are being studied and developed.

Assistants.

Agency of
State.

6. For the purposes hereof the commission shall be deemed to be the governmental agency of the State.

Appropriation.

7. The sum of twenty-five thousand dollars (\$25,000) or so much thereof as may be necessary, is hereby appro-

priated out of any moneys in the State treasury not otherwise appropriated, for the expenses of the "Delaware Port Commission." The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury, upon vouchers signed by the chairman of the said Delaware Port Commission.

8. This act shall take effect immediately.

Passed March 10, 1925.

CHAPTER 46.

An Act concerning the militia of the State (Revision of 1925.)

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

ARTICLE I.

COMPOSITION OF THE MILITIA.

1. Persons Subject to Militia Duties.—The militia shall consist of all able-bodied male citizens of this State, and all other able-bodied males, who have or shall have declared their intentions to become citizens of the United States, who shall be more than eighteen years of age, and except as hereinafter provided, not more than forty-five years of age, and such other persons as may upon their own application be enlisted or commissioned therein, and said militia shall be divided into three classes, the National Guard, the Naval Militia and the Unorganized Militia.

Membership
of militia.

Three classes.

2. Exemption from Militia Duty.—The Vice-President of the United States, the officers, judicial and executive of the Government of the United States, of this State, of any political subdivision thereof, and of any municipality therein; persons in the military or naval service of the United States; custom house clerks; persons employed by the United States in the transmission

Who are ex-
empted from
militia duty.

New Jersey State Library

Religious
scruples.

of the mail; artificers and workmen employed in the armories, arsenals and navy yards of the United States or of this State; pilots or mariners actually employed in the sea service of any citizen or merchant within the United States; such other persons as may now or hereafter be specially exempted by the laws of the United States or the laws of this State, or by order of the Governor of this State, shall be exempt from militia duty without regard to age; all persons who because of religious belief shall claim exemption from military service in the conscientious holding of such belief by such persons shall be established, under such regulations as the President of the United States or the Governor of this State shall prescribe, shall be exempted from military service in a combatant capacity; but no person so exempted shall be exempted from militia service in any capacity that the President of the United States or the Governor of this State shall declare to be noncombatant.

Commander-in-chief.

3. Commander-in-Chief.—The Governor or other person administering the government shall be the commander-in-chief of all the military and naval forces of this State, except when the same shall be called or drafted into the service of the United States.

Governor's
staff.

4. Staff of the Governor.—The staff of the Governor shall consist of:

(a) Administrative: The Adjutant-General. Quartermaster-General and Inspector-General of Rifle Practice.

Personal
aides.

(b) Personal: Six personal aides-de-camp whose term of service, unless sooner terminated, shall expire with that of the Governor who shall have appointed them, one of whom may be appointed by the Governor with the rank of colonel, the other five may be detailed from the commissioned officers of a grade below that of colonel, and their detail shall operate as an assignment to duty as aides-de-camp, but shall not change the rank or grade of the officer so detailed; aides-de-camp shall not be relieved from assignment with their respective organizations or from routine duty therewith when not actually performing duty as aides-de-camp.

ARTICLE II.

POWERS OF THE GOVERNOR.

1. Organization of Units.—The Governor shall have power to organize, alter, increase, divide, annex, consolidate, disband or reorganize any organization, department, corps or staff whenever in his judgment the efficiency of the State forces will be thereby increased, or to make the same conform to any table of organization or system of training now or hereafter prescribed by the laws of the United States or the rules and regulations promulgated thereunder for the organization and training of the National Guard or of the Naval Militia. For that purpose the number of officers, warrant officers, noncommissioned officers and enlisted men in any organization, department, corps or staff may be increased or diminished, and the grades of such officers, warrant officers or noncommissioned officers altered to the extent necessary to conform thereto.

Powers of Governor.

2. Proclamation of Martial Law.—Whenever the military forces, or any part thereof, are employed in aid of civil authority, the Governor, if in his judgment the maintenance of law and order will thereby be promoted, may, by proclamation, declare any county or municipality or part thereof in which the troops are serving to be subject to martial law.

Under martial law.

3. Riot or Breach of the Peace.—The Governor shall have power in case of insurrection, invasion, tumult, riot, or breach of the peace, or imminent danger to public safety, to order into active service all or any part of the military forces that he may deem necessary, and to maintain the same in such service until the exigencies shall have passed.

Calling out militia.

4. Call or draft by United States.—Whenever the military forces, or any part thereof, are called or drafted under the Constitution and laws of the United States, the Governor shall order for service the National Guard, National Guard Reserve and Naval Militia, or such part thereof as may be required. Upon the termination of the emergency all persons so called or drafted who shall have been discharged from the Army

Status when called for Federal service.

or Navy shall resume their membership in the militia, and shall continue to serve in the National Guard or Naval Militia until the dates upon which their enlistments entered into prior to the call or draft would have expired if uninterrupted, under such regulations as may be prescribed therefor.

Promulgation
of regulations.

5. Regulations.—The Governor shall make and publish such regulations governing the organization, discipline and training of the military forces of the State as will increase the efficiency thereof, and such regulations shall have the authority of law. Any regulations issued by the Governor affecting the National Guard and Naval Militia shall conform to the statutes and regulations of the United States concerning the same.

ARTICLE III.

ADJUTANT-GENERAL'S DEPARTMENT.

Adjutant-
General and
assistants.

1. Adjutant-General's Department.—The Adjutant-General's Department shall consist of the Adjutant-General, with the rank of brigadier-general; one Deputy Adjutant-General, with the rank of lieutenant-colonel, who shall perform such duties as may be assigned by the Adjutant-General; and such other officers as may from time to time be authorized by the Governor for duty therein, and the necessary clerks and employees as may be required. In the absence of the Adjutant-General from the State or in case of his inability to perform his duties, the Governor shall designate an officer for duty as the Acting Adjutant-General, who shall, until relieved from duty, exercise the powers and perform the functions of the Adjutant-General.

Duties of
Adjutant-
General.

2. Duties of The Adjutant-General.—(a) The Adjutant-General shall be the chief of staff of the military forces of the State, and is, under the direction of the Governor, charged with the supervision of all matters pertaining to the recruiting, organizing, mobilization, command, discipline, training and administration of all departments, corps and troops. He shall perform all duties required of him in the statutes of the United States and of this State, the regulations issued there-

under, now or hereafter promulgated, and such duties as pertain to the functions of the chief of staff; supervise the preparation and submission of all returns and reports required by the War Department; keep in his office and be the custodian of records of officers and enlisted men and all other records and papers required by law or regulations to be filed therein; record, authenticate and communicate to troops and individuals in the military service all orders, instructions and regulations; cause to be procured, printed and circulated to those affected and concerned the military laws, regulations, books, blank forms and other publications governing the military forces as may be required from time to time to carry into full effect the provisions of this act and the proper administration of the military forces of the State; prepare and issue commissions to all officers properly certified and qualified therefor; have an appropriate seal and affix an impression of the same to all certificates of record issued from his office; render such professional aid and assistance, and perform such other military duties, not otherwise assigned, as may be ordered by the Governor.

(b) The archives of The Adjutant-General's Department shall include all available records of officers and men, movements and operations of the military and naval forces of New Jersey in all the wars in which its troops have participated from the earliest colonial period.

Archives of
Department of
Adjutant-
General.

(c) Copies of any books, records, papers and documents in the office of The Adjutant-General, certified by him or by the officer acting as Adjutant-General of the State under the seal of his office, shall be admitted as evidence in any court of the State, either civil or military, with the same force and effect as if the original had been produced.

Copies of
records in
evidence.

ARTICLE IV.

QUARTERMASTER-GENERAL'S DEPARTMENT.

1. Quartermaster-General's Department. The Quartermaster-General's Department shall consist of the Quartermaster-General, with the rank of brigadier-gen-

Quartermaster-
General and
assistants.

eral; one Deputy Quartermaster-General, with the rank of lieutenant-colonel, who shall perform such duties as may be assigned by the Quartermaster-General; and such other officers as may from time to time be authorized by the Governor for duty therein, and the necessary clerks and employees as may be required. In the absence of the Quartermaster-General from the State or in case of his inability to perform his duties, the Governor shall designate an officer for duty as the Acting Quartermaster-General, who shall, until relieved from duty, exercise the powers and perform the functions of the Quartermaster-General.

Duties of
Quartermaster-
General.

2. Duties of the Quartermaster-General.—The Quartermaster-General is charged with the purchase and procurement of all supplies and stores for the maintenance of the military forces of the State; with the direction of all work pertaining to the maintenance of the camp grounds and rifle range; and with the construction, alteration, maintenance and repair of armories, buildings, structures and utilities connected with the military service; with the repair of all uniforms, arms and equipments; with the storage and issue of all supplies; with the acquisition and leasing of all real estate; with the transportation of the military forces, including the transportation of troops and supplies by mechanical or animal means; with the furnishing of means of transportation of all classes and kinds required; and with such duties not otherwise assigned by law to any other department.

Finance.

Approval by
State House
Commission.

3. Appropriations and Disbursements.—The Quartermaster-General shall disburse all moneys appropriated or acquired for the support, maintenance and pay of the National Guard and Naval Militia. No transfer of funds appropriated for the use of the military forces shall be made without the approval of the State House Commission. The annual allowance for the support and maintenance of the National Guard and Naval Militia shall be paid to the Quartermaster-General by the Comptroller of the Treasury on the first day of July of each year.

Sale of cer-
tain military
stores.

4. Sale of Stores.—Unserviceable, unsuitable or surplus military and naval property may, after a proper

survey, be sold under such terms and regulations as may be prescribed by the Quartermaster-General, and moneys derived from such sales shall be used for the repair, replacement, improvement and maintenance of all military property. Surplus stores available may be sold to officers and enlisted men at cost price.

5. Armories, Arsenal and Camp Grounds.—The Quartermaster-General shall prescribe rules and regulations for the management, maintenance, leasing, rental and use of armories. All funds received from such rentals shall be paid to the Quartermaster-General, who shall deposit the same in a special fund to be expended to supplement general appropriations made for maintenance and upkeep of armories and other military property of the State. Any balances remaining at the end of the accounting period shall be allotted and expended for the maintenance and support of the military forces. The Quartermaster-General shall appoint all custodians, armorers and other persons employed in the care of armories, arsenals and camp grounds, and determine their salaries from time to time. He may relieve, suspend or discharge the employees of said armories, arsenals and camp grounds at any time for good reasons. As to
armories.

6. Condemnation of Military Property.—No lands leased by the State or United States for armory or arsenal sites, or target ranges, shall be subjected to condemnation proceedings without the approval of the Governor having first been obtained. Condemning
property.

7. Sale of Buildings and Grounds and Application of Proceeds.—When buildings and grounds have been declared by the State Military Board as surplus or unsuitable for military purposes, and their sale is authorized by the Governor, the said buildings and grounds shall forthwith be sold to the highest bidder, consistent with the best interests of the State, and the proceeds of the sale shall be applied first to the payment of the expenses of such sale, and the balance thereof retained by the Quartermaster-General and applied by him for or on account of the purchase of such further sites, grounds, or for the construction of such new buildings as shall be required for use of the National Guard. Upon receipt of payment in full of the purchase price, Sale of
property.

the Quartermaster-General shall be authorized to convey, in behalf of the State, full title to the purchaser of the properties so disposed of.

Funds of
disbanded
organizations.

8. Funds of Disbanded Organizations.—The Quartermaster-General shall secure and hold in custody the funds of disbanded organizations after settling such necessary obligations as may be presented for payment within six months after such disbandment. Whenever any disbanded organization shall be replaced within a year the moneys shall be transferred by the Quartermaster-General to the new organization subject to such periodical accounting as he may prescribe. If no new organization be organized as above specified, the funds may be expended by the Quartermaster-General for the maintenance of the military forces in such manner as he deems best.

Property and
disbursing
officer.

9. Property and Disbursing Officer.—The Governor shall designate, subject to the approval of the Secretary of War, an officer who shall be regarded as property and disbursing officer for the United States, who shall receipt for and account for all funds and property belonging to the United States in possession of the National Guard, and he shall make such returns and reports concerning the same as may be required by the Secretary of War or the Governor.

ARTICLE V.

DEPARTMENT OF RIFLE PRACTICE.

Inspector-General
of Rifle
Practice.

Assistants.

1. Department of Rifle Practice.—The Department of Rifle Practice shall consist of one Inspector-General of Rifle Practice with the rank of brigadier-general, and such other officers as may from time to time be authorized by the Governor for duty therein. In the absence of the Inspector-General of Rifle Practice or in case of inability to perform his duties, the Governor may designate an officer for duty as Acting Inspector-General of Rifle Practice, who shall, until relieved from duty, exercise the powers and perform the functions of Inspector-General of Rifle Practice.

2. Duties.—The Inspector-General of Rifle Practice is charged with the supervision of all matters pertaining to the equipment and operation of all ranges owned by the State or used by units of the National Guard. He shall execute all orders for instruction in small arms practice prescribed by the Governor. He shall inspect or cause to be inspected annually all indoor and outdoor ranges, and shall make such recommendations to the Governor concerning the same as in his opinion will increase the efficiency thereof. On or before the first day of July in each year he shall make a report to The Adjutant-General and Commanding General of the National Guard showing the result of the practice during the year ending on June thirtieth next preceding. Duties.
Annual inspections.
Report.
3. Small Arms Practice Insignia.—To encourage marksmanship the Governor is authorized to offer annually a State decoration to officers and enlisted men who shall excel in marksmanship, and such prizes as he may from time to time consider expedient. Marksmen's badges.
4. State Teams.—The Governor is authorized whenever he may deem it proper to organize a rifle team or teams for members of the military forces to compete for excellence in rifle practice either within or without the State, and to provide ammunition, subsistence and transportation therefor. Rifle teams.

ARTICLE VI.

NATIONAL GUARD.

1. Composition and Organization.—The National Guard of the State shall consist of general officers of the line, the several staff corps, departments and organizations that are or may hereafter be prescribed by the laws of the United States or regulations issued thereunder for the National Guard; all commissioned officers, chaplains, warrant officers and enlisted men between the ages of eighteen and sixty-four years, as may be regularly enlisted, organized, armed and equipped as hereinafter provided. Composition of National Guard.
Age.
- The National Guard, except the State staff corps and departments, shall be commanded by the senior general officer of the line in active service. Senior officer in command.

Designation reserved.

2. Use of Designation.—During the absence of any organization in the service of the United States, its State designation shall not be given to or used by any other organization.

Disbanding organizations.

3. Disbandment of Organization.—When any organization shall fall below the strength required by law, orders or regulations, or shall be found guilty of mutinous conduct, or its maintenance detrimental to the service, the Governor may, with the consent of the President, if such be required by law, disband the organization, and the enlisted men shall be transferred to other organizations or discharged. Officers rendered surplus by the disbandment shall be placed in the National Guard Reserve.

U. S. Army rules to govern.

4. Discipline and Training.—The discipline and training of the National Guard shall conform to the system which is now or may hereafter be prescribed for the Regular Army of the United States.

ARTICLE VII.

COMMISSIONED OFFICERS.

Citizenship.

1. Eligibility.—Commissioned officers shall be citizens of the United States between the ages of twenty-one and sixty-four years.

Eligibility for officers.

2. Classes from Which Officers are to be Selected.—No person shall be commissioned unless he shall be appointed or elected as hereinafter provided, and selected from one of the following classes, and shall have subscribed to the oath of office as hereinafter provided; officers or enlisted men of the National Guard; officers, active or retired, reserve officers, and former officers of the Army, Navy or Marine Corps; enlisted men and former enlisted men of the Army, Navy and Marine Corps who have received an honorable discharge therefrom; graduates of the United States Military or Naval Academies; graduates of schools, colleges, universities, and officers' training camps where they have received military instruction under the supervision of an officer of the Regular Army, who certified their fitness for appointment as commissioned officers; and for the technical branches or staff corps and departments, such

other civilians as may be especially qualified for duty therein.

3. Oath of Office.—Every commissioned and warrant officer shall take and subscribe to the following oath of office: Oath to be taken.

"I, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of New Jersey against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; and that I will obey the orders of the President of the United States and of the Governor of the State of New Jersey; that I make this obligation freely without any mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties of the office of in the National Guard of the United States and of the State of New Jersey upon which I am about to enter, so help me God."

4. Appointment and election of Officers.—(a) General officers of the line, above the grade of brigadier-general, shall be appointed by the Governor, with the advice and consent of the Senate; during the time that the Senate is not in session the Governor may make such appointments, subject to subsequent confirmation by the Senate. The appointment of all State staff corps and department officers shall be made by the Governor. The appointment of the authorized staff officers of tactical units shall be made by the commanding officers of the respective organizations. Governor to appoint certain officers.

(b) Elections.—All elections for commissioned and noncommissioned officers of the line shall be by ballot and a majority of all the votes cast shall be necessary for a choice. Notice of the time and place of election shall be served personally or deposited in a United States post office, addressed to the persons entitled to vote at their last known place of abode, with postage thereon paid, at least five days in advance of the said election. Elections.

(c) Whenever there is a vacancy in the office of brigadier-general, field or line officers of infantry, cavalry, field artillery, engineers, or separate unit, notice Notice of election to fill vacancies.

shall be given of an election to fill such vacancies as follows: for brigadier-general, by the Commanding General; for field or line officers of an organization attached to a brigade or a division, by the brigade or division commander, respectively; for line officers (captain and lieutenants), by the regimental or separate battalion or squadron commander; in all other cases by the Governor. The officer designated to hold an election shall certify the results to The Adjutant-General, through military channels.

Officers commissioned.

5. Commissions.—(a) All persons who shall have been duly appointed or elected and shall have passed the required examination successfully shall be commissioned by the Governor. No person shall assume the status or perform the duties of an officer until he shall have been duly announced in orders issued by the Adjutant-General. Commissions shall be issued to officers in the arm, corps or department of the service of which they are a part and not in any regiment or other unit. The acceptance of a commission in the National Guard shall be deemed a resignation by the person accepting the same of all other commissions held by him in the military service of the State. Nothing herein contained shall apply to or affect the status of persons holding commissions in the United States Officers' Reserve Corps or the acceptance and holding of brevet commissions.

Vacating commissions.

(b) Commissions of officers shall be vacated upon resignation, absence from the State without leave for more than three months, or pursuant to the sentence of a court-martial.

Warrant officers.

6. Warrant Officers.—Warrant officers shall be appointed and warranted by the Governor, at his discretion, upon the recommendation of the commanding officer of the organization with which they serve.

Examinations.

7. Examination.—No commission or warrant shall hereafter be issued to any person hereafter appointed or elected a commissioned officer or warrant officer unless he shall first have successfully passed such tests as to his physical, moral and professional fitness as may be prescribed by the President of the United States or the Governor.

8. Resignation.—(a) A commissioned officer upon tender and acceptance of his resignation by the Governor shall receive a discharge. Resigning.

(b) Pending the acceptance of any resignation, the officer submitting the same may be transferred to the unassigned list, in which event he shall be dropped from the rolls of his former organization, and a vacancy so created may be filled immediately by election or appointment as the case may be. Transfer to unassigned.

9. Retirement.—Any officer who has reached the age of sixty-four years shall be discharged from active service and placed upon the retired list by the Governor. Any commissioned officer who shall have served for a period of ten years in the military or naval service of this State may, upon application to the Governor, be relieved from active service and placed upon the retired list. The Governor may detail officers from the retired list, with their consent, to active duty, and return them to such list in his discretion, provided that officers retired for age or disability shall not be detailed to command troops. In time of war or imminent danger thereof retired officers may be detailed by the Governor to perform any military duty assigned by him. Retirement by age.

10. Seniority and Rank.—All commissioned officers shall take rank from the date of their commission, except that an officer commissioned to another office of same grade or of a lower grade shall take rank from the date of his original commission in which appointed or elected; *provided*, that his service shall have been continuous from the date of such original commission. When the commission of two or more officers of the same grade bear equal date, precedence shall be determined by length of commissioned service, and if length of service be the same, they shall take rank among themselves according to age. Detailed for service.

11. Staff Officers.—Staff officers, including officers of all departments, hereafter appointed shall have had previous military experience and shall hold their positions until they shall have reached the age of sixty-four years, unless retired prior to that time by reason of resignation, disability or for cause to be determined by a court-martial legally convened for that purpose. Date of rank.

Provide.

Experience and retirement.

and vacancies among said officers shall be filled by appointment from the classes from which officers shall be selected in section two of this article.

Brevet rank

12. Brevet Commissions.—The Governor by and with the advice and consent of the Senate may confer upon any commissioned officer who may have served more than twenty years in the National Guard or Naval Militia a brevet rank of not more than one grade higher than the highest rank held by him during his term of service.

Clothing and arms.

13. Clothing Allowance.—Commissioned officers and warrant officers shall provide themselves with the arms, uniform and equipment prescribed by the uniform regulations governing the same.

Compensation.

14. Pay and Allowances.—Any commissioned officer or warrant officer ordered for duty by the Governor or under his authority shall receive for every day actually on duty the same pay as officers or warrant officers of the Army of the United States of equal grade and length of service, and such allowances as will be equivalent to those allowed to officers or warrant officers of equal grade and length of service of the Army of the United States unless otherwise prescribed in regulations issued under this act; *provided, however*, that officers shall not receive said pay and allowances when ordered for duty for drill, inspection, muster, small arms practice, parade, review or when ordered on duty in compliance with instructions from the Federal Government for service for which they are to receive pay and allowances from Federal funds.

Proviso.

ARTICLE VIII.

ENLISTED MEN.

Period of enlistments.

1. Enlistments.—Original enlistments in the National Guard shall be for a period of three years and subsequent enlistments for periods for one or three years each.

Contract and oath.

2. Qualifications.—Every person who enlists or reenlists in the National Guard shall sign an enlistment contract and subscribe to the following oath of enlistment:

"I do hereby acknowledge to have voluntarily enlisted this . . . day of . . . , 19 , as a soldier in the National Guard of the United States and of the State of New Jersey, for a period of three (or one) year , under the conditions prescribed by law, unless sooner discharged by proper authority. And I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of New Jersey, and that I will serve them honestly and faithfully against all their enemies whomsoever, and that I will obey the orders of the President of the United States and of the Governor of the State of New Jersey, and of the officers appointed over me according to law and the rules and articles of war."

3. Discharge.—An enlisted man discharged from service, except when drafted into the military service of the United States, shall receive a discharge in writing in such form and with such classification as is or shall be prescribed for the Regular Army of the United States, and in time of peace discharges may be given prior to the expiration of term of enlistment under such regulations as the President may prescribe.

Discharge.

4. Transfers.—Enlisted men may be transferred to or from organizations, departments or corps or otherwise as provided by the regulations issued under this act.

Transfers.

5. Noncommissioned Officers. — Noncommissioned officers shall be issued warrants as prescribed in regulations issued under this act.

Warrant officers.

All noncommissioned officers shall be warranted at the discretion of the officer issuing the warrant, upon the written nomination of the officer under whose immediate command they shall respectively serve. When an examination is required by Federal law or regulations or by State regulations no enlisted man shall be warranted until he shall have successfully passed such examination. In all other cases, warrants may be issued without examination. The officer warranting a noncommissioned officer shall have power to reduce him to the ranks.

6. War Service.—For all purposes under this act, officers and enlisted men who entered the active service of the United States in time of war or under a call or

Credit for service.

	draft by the President, or hereafter enter such service under like conditions, shall be entitled to credit for time served as if such service had been rendered in the State.
Pay on duty.	7. Pay.—(a) Each enlisted man ordered to duty by the Governor shall receive for every day actually on duty, in addition to allowances for rations in money or kind, the following sums: noncommissioned officers of the first grade, four dollars and twenty cents; second and third grades, two dollars; fourth and fifth grades, one dollar and seventy-five cents; privates of the sixth and seventh grades, one dollar and fifty cents; band musicians and cooks, four dollars; <i>provided, however</i> , that enlisted men shall not receive pay when ordered for duty under this section for inspection, muster, drill, parade or review.
Proviso.	
Expenses met.	(b) Enlisted men ordered for duty in accordance with this section but not at the time serving with troops shall receive in addition to their pay their actual traveling expenses and subsistence.
Allowance for mount.	(c) All officers and enlisted men required to be mounted shall receive three dollars per day for each horse actually used by them when horses are not provided by the State or Federal government.

ARTICLE IX.

NATIONAL GUARD RESERVE.

Reserve force.	1. The National Guard Reserve shall consist of such organizations, officers and enlisted men as may be authorized and prescribed by the laws of the United States and regulations issued thereunder, and shall be governed by the provisions of this act applicable thereto.
Enlisting in reserve.	2. Men duly qualified under the laws of the United States or the regulations issued thereunder may enlist in the National Guard Reserve for a period of one or three years under such regulations as may be prescribed therefor, and on so enlisting shall subscribe to the following enlistment contract and take the oath therein specified:
Oath.	"I do hereby acknowledge to have voluntarily enlisted this day of, 19...., as a soldier in

the National Guard Reserve of the United States and of the State of New Jersey for a period of one (or three) year , unless sooner discharged by proper authority, and I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of New Jersey, and that I will serve them honestly and faithfully against all their enemies whomsoever, and that I will obey the orders of the President of the United States and the Governor of the State of New Jersey, and of the officers appointed over me according to law and the rules and Articles of War."

3. Pay.—Members of said reserve, officers and enlisted men, when ordered to active duty by the Governor shall receive the same pay and allowances as those occupying like grades on the active list of the National Guard, when likewise engaged; *provided*, that they shall not receive pay from the State when ordered on duty in compliance with instructions from the Federal Government for service for which they are to receive pay and allowances from Federal funds.

ARTICLE X.

MILITARY COURTS.

1. Kinds of Military Courts.—The military courts of this State for the National Guard shall be:

- (a) Courts of Inquiry.
- (b) General Courts-Martial.
- (c) Special Courts-Martial.
- (b) Summary Courts-Martial.

2. Powers.—The military courts of this State shall be constituted like, have cognizance of the same subjects, and possess like powers, except as to punishment, as similar courts provided for by the laws and regulations governing the Army of the United States, and the proceedings of courts of inquiry and courts-martial of the National Guard shall follow the forms and modes of procedure prescribed for said similar courts.

3. Courts of Inquiry.—Courts of inquiry shall consist of not less than three officers of at least equal grade with the officer in regard to whom the court is ordered. Courts of inquiry may be ordered by the Governor or by

the Commanding General to examine into the nature of any transaction of or accusation or imputation against any officer or enlisted man. The court shall, without delay, report to the officer ordering it the evidence adduced, a statement of the facts, and when required an opinion thereon.

General courts-martial.

4. General Courts-Martial.—General Courts-Martial may be convened by order of the Governor. Such courts shall have power to impose fines not exceeding two hundred dollars; to sentence to forfeiture of pay and allowances; to a reprimand; to dismissal or dishonorable discharge from the service; to reduction of noncommissioned officers to the ranks; or any two or more of such punishments may be combined in any sentence imposed by such courts.

Special courts-martial.

5. Special Courts-Martial.—The commanding officer of each garrison, fort, post, camp or other place, brigade regiment, detached battalion, or other detached command may appoint special courts-martial for his command; but such special courts-martial may in any case be appointed by superior authority when by the latter deemed desirable. Special courts-martial shall have power to try any person subject to military law, except a commissioned officer, for any crime or offense made punishable by the military laws of the United States, and such special courts-martial shall have the same powers of punishment as do general courts-martial, except that fines imposed by such courts shall not exceed one hundred dollars.

Summary courts-martial.

6. Summary Courts-Martial.—The commanding officer of each garrison, fort, post or other place, regiment or corps, detached battalion, company, or other detachment may appoint for such place or command a summary court to consist of one officer, who shall have power to administer oaths and to try the enlisted men of such place or command for breaches of discipline and violations of laws governing such organizations; and said court when satisfied of the guilt of such soldier may impose fines not exceeding twenty-five dollars for any single offense; may sentence noncommissioned officers to reduction to the ranks; may sentence to forfeiture of pay and allowances. The proceedings of such courts

shall be informal and the minutes thereof shall be the same as prescribed for summary courts of the Army of the United States.

7. Sentence to Confinement.—All courts-martial, including summary courts, shall have power to sentence to confinement in lieu of fines authorized to be imposed; provided that such sentences of confinement shall not exceed one day for each dollar of fine authorized. Sentencing.

8. Sentences to be Approved.—No sentence of any court-martial shall become effective until approved by the convening authority; no sentence of dismissal from the service or dishonorable discharge imposed by a court-martial shall be executed until approved by the Governor. Approval of sentence.

9. Warrants, Subpoenas, Attachments.—(a) Presidents of courts-martial and summary court officers shall have power to issue warrants to arrest accused persons and to bring them before the court for trial whenever such persons shall have disobeyed an order in writing from the convening authority to appear before such court, a copy of the charge or charges having been delivered to the accused with such order, and to issue warrants for the arrest and confinement for convicted persons, and any other warrant, writ or process which may be necessary to enable any such court to carry into full effect the powers vested in such court by the laws of the United States and of this State. Issuing warrants.

(b) Presidents of courts of inquiry, courts-martial, and summary court officers shall have power to issue subpoenas and subpoenas duces tecum and to enforce the attendance of witnesses and the production of books and papers, and to sentence for a refusal to be sworn or to answer as provided in civil courts. Subpoenas.

10. Commitment Pending Trial.—Whenever an accused person shall have been arrested for failure to appear before a court-martial for trial in accordance with section nine, Article X, of this act, the president of the court-martial or summary court officer to whom the charges have been referred for trial may issue a warrant to the civil officer making the arrest for the commitment of such person to prison or jail pending trial. In all such cases the accused shall be admitted to bail, Commitment.

Bail.	the amount of bail fixed, and the surety or sureties thereon approved, by the president of the court-martial or the summary court officer issuing the warrant. In default of bail such person shall be confined pending trial;
Proviso.	<i>provided</i> , that no person shall be kept in prison or jail pending trial for more than five days.
Execution of process.	11. Execution of Process by Civil Officers.—(a) All processes and sentences of said courts shall be executed by such civil officers of the State as are herein prescribed.
Officers authorized to execute process.	(b) All processes, writs, and warrants of said court shall be directed to and executed by any sheriff, member of the State Police or any other officer or member of the police department of any municipality, or any other ministerial officer of any county or municipality, and shall be similar in form to like processes, writs, or warrants issued by civil courts, or in such form as may from time to time be prescribed by the Governor in regulations issued by him. It shall be the duty of all officers to whom such process, writ or warrant may be directed to execute the same and make return thereof to the officer issuing the same.
Confinement.	(c) The keepers and wardens of all city or county jails shall receive the persons committed to them by a military court, and shall confine them in accordance with the direction of said court and according to law.
Paying fines.	12. Disposition of Fines Collected.—(a) Fines shall be paid to the court imposing same, or to the civil officer executing its process, or to the commanding officer of the organization of which the accused is a member.
Disposition of fines.	(b) All fines imposed and collected from enlisted men by reason of the sentence of any court-martial, except such as may be payable to the United States, shall be paid into the organization fund of which the enlisted man is a member, and shall be accounted for in the same manner as other funds of said organization.
No indemnification.	13. Indemnity for Action of Military Court.—No action or proceedings for damages shall be prosecuted or maintained against a member of a military court, or persons acting under its authority or reviewing its proceedings on account of the approval, or imposition or collection of any fine or other penalty, or the execution

of any warrant, writ or other process of a military court.

14. Reporter and Witness Fees.—(a) Any witness subpoenaed to appear before any military court shall receive the same fees as are provided by law for witnesses appearing in a civil court. Witness fees.

(b) The reporter of any court shall be paid for stenographic services the same fees as are provided by law for similar services in civil courts. Stenographic services.

15. Payment of Fees.—(a) Fees for services of civil officers shall be the same as provided by law for services in civil courts. Costs will be levied and disbursed by the court records of all levies and disbursements being kept in the headquarters of the organization concerned. Civil fees.
Costs.

16. In case of conflict between any provisions of this article and the provisions of the Federal law or regulations regarding Federally recognized National Guard, the provisions of the Federal law or regulations shall prevail. Federal laws prevail.

ARTICLE XI.

FUNDS AND PUBLIC PROPERTY.

1. Bonds of Officers Responsible for Funds and Public Property.—Any officer to whom military property of the United States or of the State is issued at any time, or to whom public money is paid, or who holds and disburses any military funds, shall be required to give bond with surety conditioned faithfully to perform the duties of his office, and to properly account for all moneys or funds received and disbursed by him. Such bonds shall be in amount, form, and with surety satisfactory to the Quartermaster-General and filed in his office. The premium thereon shall be paid by the State. Responsible officers bonded.

2. Personal Responsibility for Property.—Every officer and enlisted man to whom public property has been or may hereafter be issued shall be financially and personally responsible to the State or to the United States, as their interests may appear, for its good condition, safekeeping and return when called upon by the competent authority. In case of the loss, damage or destruction of such property, the person to whom the same Financial and personal responsibility.

Relief from responsibility.

Chargeable to person at fault.	has been issued shall not be relieved from such responsibility except it be shown to the satisfaction of the Governor or the Secretary of War, as the case may be, that the loss, damage or destruction was unavoidable and in no way the fault of the person or persons responsible for the property. In all other cases the value of the property lost, damaged or destroyed shall be charged against the person or persons at fault, and such persons shall pay upon demand the value of such property to the Quartermaster-General or to the property and disbursing officer, as may be determined by the evidence furnished, and the money thus secured shall be used in replacing the lost, damaged or destroyed property. The value of the lost, damaged or destroyed property, and the person or persons to be charged with the value thereof, shall be determined by a surveying officer appointed by the Governor, who shall file a report of his findings and recommendations with the Governor through proper channel for administrative action. Should payment for the full value of the lost, damaged or destroyed property not be made by the person at fault, or by his surety, within sixty days after demand, the Quartermaster-General may deduct the amount due from any pay or allowances due or to become due to such person or persons, or shall proceed to recover the same by the methods now prescribed by law for the recovery of moneys due the State in a civil court.
Appraising lost property.	
Recovery of moneys due.	
Order to deliver detained property.	<p>3. Application to Court for Return of Uniform, etc. —Whenever the Quartermaster-General or any military officer of the State charged with the care and responsibility of public property shall by petition, verified by his oath or affirmation, represent to any Court of Common Pleas that a certain person named in said petition, resident in said county, detains any arm, or arms, article of clothing or equipment, or any military stores or supplies, being the property of the United States or of this State, describing the same generally, after demand made for the same by the petitioner or some one duly authorized by him, upon filing said petition, it shall be lawful for the court to make an order requiring the person complained against to deliver up such property to the petitioner by such day as the court shall fix, or</p>

to show cause on that day before said court why the same should not be delivered up. A copy of which order certified by the clerk of said court shall be served on said delinquent personally, at least two days before the day set for the hearing, or left at his residence or usual place of abode with a person of full age at least four days before the day set for the hearing.

Service of
order.

4. Attachment for Contempt for Nondelivery of Uniform and Articles of Equipment.—If the persons complained against in accordance with the preceding section shall not deliver up said property as described in said petition on or before the day set for the hearing, or show good cause to the contrary, on due proof of service of a copy of the said order, it shall be lawful for the said court to issue forthwith an attachment for contempt against such person, and he shall be held as in contempt and dealt with accordingly until he shall comply with the order of the court or deliver up said property to the petitioner or to the sheriff of the county for him and pay the reasonable costs of such proceedings to be taxed.

Attachment
for contempt.

5. Right to Jury Trial.—If the person so complained against shall at any time before the day of hearing demand a jury trial, it shall be the duty of the court to issue a venire facias to the sheriff of the county to summon a jury of twelve men according to law, to be and appear at such time as may be expressed in said writ to make a jury for the trial of the complaint; if the verdict of the jury be against the party complained of, he shall be proceeded against as set forth in the preceding section hereof.

Right to trial
by jury.

6. Seizure of Military Property.—The commanding officer of any company, troop, battalion, squadron, regiment or other separate organization, or the Quartermaster-General shall have power to seize and hold any uniforms, arms, equipment or other military property of the United States or this State. It shall be the duty of the judge of any criminal court, recorder, or justice of the peace, on complaint or oath made to him by any such officer that any such military property is unlawfully withheld from him by any person or persons within the jurisdiction of said court and that the same are

Search for
and seizure
of military
property.

Warrant
issued.

believed to be in a particular place specified in the complaint, to issue to any sheriff, police officer, member of the State Police or constable, a warrant in the nature of same manner as search warrant, and the officer to whom the same is directed shall have the same power in executing the same that he would have in executing a search warrant, and on finding the said property, the judge, recorder or justice issuing the warrant shall order the same to be delivered to the officer making the complaint.

ARTICLE XII.

PRIVILEGES AND IMMUNITIES.

Exemptions.

1. Military Property Exempt from Process of Law.—The uniforms, arms and equipment and other military property of the United States or this State shall be exempt from every process of law; *provided, however*, that this provision shall not be interpreted to exempt the seizure of military property in paragraph six, Article XI, of this act.

Proviso.

As to liability
on duty.

Security to
meet costs.

2. Relief from Civil and Criminal Liability.—Members of the military forces ordered into the active service of the State by proper authority shall not be liable civilly or criminally for any act or acts done by them while engaged in the performance of their duty. When a suit or proceeding of any nature shall be commenced in any court by any person against any officer or enlisted men either for any act done by such officer in his official capacity in the discharge of his duty, or for an alleged omission by him to do an act which it was his duty to perform, or against any officer or enlisted man acting under proper authority for any act done in pursuance thereof or by any warrant issued pursuant to law the defendant in such suit or proceeding may require the person instituting or prosecuting the same to file security for the payment of costs in such amount and in such form as the judge of the court in which such proceeding was instituted may determine. In case the plaintiff shall be nonsuited or have a verdict or judgment rendered against him the defendant shall recover treble costs.

3. Exemption from Civil Process.—No person belonging to the military forces of the State shall be arrested on any civil process while going to, remaining at or during the performance of any duty of a military character or returning from any place at which he may be required by competent authority to attend for military duty.

Exemption
from civil
process.

4. Exemption from Jury Duty.—Every member of the military forces of the State shall be exempt from all jury duty; *provided*, he shall furnish to the proper authorities a certificate that he has performed the duties required of him in a satisfactory manner for the year immediately preceding a summons to act as jurymen, or during the period of his service if less than one year. Every such member who shall have served three years and who shall have received a full and honorable discharge shall be exempt forever after from all jury duty.

Jury exemp-
tion.

Proviso.

5. Leave of Absence for State and Municipal Employees.—(a) All officers and employees of the State of New Jersey or of any county or of any municipality in the State or of any board or commission of the State or of any county or municipality, members of the National Guard or Naval Militia, shall be entitled to leave of absence from their respective duties without loss of pay or time on all days during which they shall be engaged in field training.

State and
municipal
employees on
leave.

(b) During the absence of any such officer or other employee as aforesaid, on active service with the Army or Navy of the United States, or any other organization affiliated therewith, he shall receive such portion of his salary or compensation as will equal the loss he may suffer while on such active service. Leave of absence for military duty shall be in addition to the regular vacation allowed to such employees by the State, county or municipal law or regulations.

As to loss of
pay.

Leave in
addition to
vacation.

6. Compensation Exempt from Legal Process.—The pay and allowances due or to become due to any member of the military forces for active service, and any compensation that may be awarded for injuries sustained therein, shall be exempt from attachment or execution or other legal process.

Pay exempt
from process.

ARTICLE XIII.

COMPENSATION FOR INJURIES.

- Sick pay. 1. Pay and Care of those Injured or Disabled in Service.—(a) A member of the National Guard or Naval Militia who shall, while at drill or in the performance of any duty ordered by the competent authority, receive any injury or incur or contract any disability or disease by reason of such duty or exposure incident thereto, not due to any voluntary act or traceable to willful neglect, fault or his own vicious habits, shall receive from the State and payable from appropriation for the maintenance of the National Guard, medical service and compensation therefor in accordance with section 2 of chapter 95, Laws of 1911, and the various supplements and amendments thereto.
- Fixing compensation. Compensation for illness or disease contracted while on duty or as the result of exposure incident thereto shall not be restricted to disabilities covered by the occupational disease enumerated in paragraph 22 (b) of the Workmen's Compensation Act, but shall be payable for any illness or disease for which the service can be held responsible. In determining the weekly compensation rate, the earnings in his civil vocation, of the person injured or disabled, shall be the basis of the calculation, but in no case shall the basis be less than the pay such person was earning in the active military service of the State.
- Examination, etc. (b) Where a claim is made under this article, The Adjutant-General of the State may cause examinations of the claimant to be made from time to time by a medical officer or officers designated for the purpose; may direct the removal of the claimant to a hospital for treatment on recommendation of the medical officer, and if the claimant refuse to permit such examination or if he refuse to go to such hospital, or to follow the advice given or treatment prescribed for him therein, he shall be barred from all right to any claim or allowance under this article.
- Hospital treatment.
- In case of death. (c) In case any member of the National Guard or Naval Militia shall receive injuries at drill or in line

of ordered duty in the active service of the State resulting in death, the dependent members of the family of the deceased, if there be such, shall receive the same compensation as is provided in the Workmen's Compensation Law of the State, the earning of the deceased in his civil vocation being the basis for such compensation, but in no case shall the basis be less than the pay the deceased was earning in the active military service of the State.

(d) In case any member of the National Guard or Naval Militia shall be injured or disabled at drill or in line of ordered duty in the active service of the State, and such injury or disability shall be of a permanent nature the person so injured or disabled shall receive the same compensation as is provided in the Workmen's Compensation Law of the State for injuries of a similar nature; the earning of the injured person in his civil vocation being the basis for such compensation, but in no case shall the basis be less than the pay such person was earning in the active military service of the State.

Permanent injuries.

2. Determination of Validity of Claim.—The Adjutant-General of the State may appoint a board of three officers, at least one of whom shall be a medical officer, to inquire into the merits of any claim for compensation arising under this article, and to recommend the amount to be allowed.

Board to determine claim.

3. Powers and Duties of Board.—(a) A board appointed in accordance with the preceding section hereof shall have the same power to take evidence, administer oaths, issue subpoenas and compel witnesses to attend and testify and produce books and papers and punish their failure to do so as is possessed by a court-martial.

Powers of board of inquiry.

(b) Upon completion of such examination the board shall submit to The Adjutant-General a report of its findings, together with a copy of the evidence, upon which the same is based. Such report and findings are subject to approval by The Adjutant-General. The Adjutant-General may approve, disapprove, or return the proceeding to the board for revision and for the taking of further testimony.

Report and its approval.

Payment of claim.	4. Payment of Claims.—The amount found due such member or his dependent family by The Adjutant-General shall thereupon be paid by the State in like manner as other military accounts are paid.
Presentation of claim.	5. Limitation on Time to Present Claims.—A claim shall not be allowed unless the same is presented to The Adjutant-General within one year from the date of death, or within one year from the date of receiving the injury or incurring or contracting the disease or disability on which the same is based, but a claim which has been adjusted may be reopened and modified at any time on the ground that the incapacity of the injured has subsequently increased or diminished.
Rehearing.	6. Appeals and Rehearing.—Upon application of any claimant made within six months after service of notice on such claimant or his attorney of the disapproval or disallowance of his claim or any part thereof, The Adjutant-General may reopen said claim and order a rehearing before another board. Such board shall make its report to The Adjutant-General in the same manner as the original board and may use the testimony thereof taken or take additional testimony as it shall determine. Such report and findings shall be final when approved by the Governor, and no other appeal or rehearing shall be held in the matter, except as provided in paragraph 5 hereof.
Findings.	

ARTICLE XIV.

NEW JERSEY GUARD.

When New Jersey Guard organized.	1. Organization.—When the National Guard of the State shall have been drafted into the military service of the United States for war or an emergency, the Governor shall proceed to organize from the Unorganized Militia, the New Jersey Guard, which shall consist of the persons regularly enlisted therein between the ages of eighteen and fifty-five years, and the officers commissioned therein between the ages of twenty-one and sixty-four years. The New Jersey Guard shall be organized, armed and equipped for active service, and shall be continued during the period while the National Guard shall be in the service of the United States and for such time thereafter as the Governor may prescribe.
Continuance.	

2. The organization, administration and training of the New Jersey Guard shall be, in so far as practicable, in accordance with the regulations prescribed for the National Guard.

Similar to
National
Guard.

3. Commissioned Officers.—All officers in the New Jersey Guard shall be appointed or elected in accordance with the provisions of section four, Article VII, of this act, and commissioned by the Governor subject to the requirements and conditions prescribed by the military law in respect to officers of the National Guard, except that in time of war or other emergency the requirements of the military law in respect to existing rank or service and prior military service may be suspended by order of the Governor. The oath to be taken by commissioned officers of the New Jersey Guard shall be substantially in the form prescribed in section three, Article VII, of this act, for officers of the National Guard, substituting the words "New Jersey Guard" where necessary.

Selection of
officers.

Oath.

4. Enlisted Men.—(a) The qualifications for and term of enlistment in the New Jersey Guard and form of oath to be taken upon enlistment shall be substantially in the form prescribed in section two, Article VIII, of this act, for enlisted men of the National Guard, substituting the word "New Jersey Guard" where necessary.

As to enlisted
men.

(b) All of the provision of the military law and regulations in respect to the National Guard or of the active or organized land forces of the State shall apply to the New Jersey Guard, except as otherwise prescribed by this article.

Laws and
regulations
applicable.

5. Command of the New Jersey Guard.—The New Jersey Guard may be commanded by any general or field officer of the line. Such general or field officer shall have all the powers in respect to the New Jersey Guard conferred by law or regulations upon the Commanding General of the National Guard.

Commandant.

ARTICLE XV.

NAVAL MILITIA.

1. Organization.—The Naval Militia shall consist of the organizations that are or may hereafter be pre-

Navil Militia.

Commandant.	scribed by the laws of the United States or regulations issued thereunder for the Naval Reserve Force or Naval Militia, and shall be commanded by an officer with the rank of captain, or by the senior line officer in active service.
Discipline and training.	2. Discipline and Training.—The discipline and training of the Naval Militia shall conform as far as practicable to the system which is now or may hereafter be prescribed for the United States Navy and Naval Reserve Force.
Age.	3. Commissioned Officers.—(a) Eligibility.—Commissioned officers shall be citizens of the United States and between the ages of twenty-one and sixty-four years.
Classification for officers.	(b) Classes from which Officers are to be Selected.—No person shall be commissioned unless he shall be appointed or elected as provided in Article VII, section 4, of this act, and selected from one of the following classes: officers or enlisted men of the Naval Militia or Naval Reserve Force; officers, active or retired, reserve officers and former officers of the Army, Navy or Marine Corps; enlisted men or former enlisted men of the Army, Navy, Marine Corps and Naval Reserve Force who have received an honorable discharge therefrom; graduates of the United States Military or Naval Academies; graduates of schools, colleges or universities and Officers' Training Camps where they have received military instruction under the supervision of an officer of the Army or Navy, who certified their fitness for appointment as commissioned officers; and for the technical branches or staff corps and departments such other civilians as may be specially qualified for duty therein.
Oath.	(c) Oath of Office.—Every commissioned and warrant officer shall take and subscribe to the following oath of office: "I,, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of New Jersey against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; and that I will obey the orders of the President of the United States and of the Governor of the State of New Jersey; that I make this obligation freely, without any

mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties of the office of in the Naval Militia of the State of New Jersey upon which I am about to enter, so help me God."

(d) Appointment and Election of Officers.—(1) The appointment of the authorized staff officers shall be made by the commanding officers of the respective organizations.

(2) Notice of Election.—Whenever there is a vacancy for line officers notice shall be given of an election to fill such vacancy, as follows:

For battalion commander and executive officers—by the brigade commander.

For the line officers (lieutenant, lieutenants (junior grade) and ensigns)—by the battalion commanders.

For brigade commander—by the Governor.

The officer designated to hold an election shall certify the result to the Adjutant-General, through military channels.

(e) Commissions.—(1) All persons who shall have been duly appointed or elected and who shall have passed the required examination successfully shall be commissioned by the Governor. No person shall assume the status or perform the duties of an officer until he shall have been duly announced in orders issued by The Adjutant-General. The acceptance of a commission in the Naval Militia shall be deemed a resignation by the person accepting the same of all other commissions held by him in the military service of this State. Nothing in this act shall apply to or affect the status of persons holding commissions in the United States Naval Reserve Force or the acceptance and holding of a brevet commission.

(2) Commissions of officers shall be vacated upon resignation, absence from the State without leave for more than three months, or pursuant to the sentence of a court-martial.

4. Warrant Officers.—Warrant officers shall be appointed and warranted by the Governor upon the recommendation of the brigade commander.

Period of enlistment.	5. Enlisted Men.—(a) Enlistments.—Original enlistments in the Naval Militia shall be for a period of four years, and subsequent enlistments for periods of one or four years each.
Contract.	(b) Qualifications.—Every person who enlists or reenlists in the Naval Militia shall sign an enlistment contract to the following oath of enlistment:
Oath.	“I,....., do hereby acknowledge to have voluntarily enlisted this day of 19...., in the Naval Militia of the State of New Jersey for the period of four (or one) year, under the conditions prescribed by law unless sooner discharged by proper authority, and I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of New Jersey, and that I will serve them honestly and faithfully against all their enemies whomsoever, and that I will obey the orders of the President of the United States and of the Governor of the State of New Jersey and of the officers appointed over me according to the law and the rules and articles for the government of the Navy.”
Discharge.	(c) Discharge.—All enlisted men discharged from service, except when drafted into the military service of the United States, shall receive a discharge in writing in such form and with such classification as is or shall be prescribed for the Navy or Naval Reserve Force of the United States, and in time of peace discharges may be given prior to the expiration of term of enlistment under such regulations as may be prescribed.
Pay on duty.	6. Pay on Duty.—Whenever the Naval Militia shall perform active service duty under the orders of the Governor, the officers and warrant officers shall receive the same pay and allowances for active duty as shall be received by officers of like rank and active service of the United States Navy while on active duty; chief petty officers, petty officers and other enlisted men shall receive the same pay for active duty as that received by enlisted men of like grade in the National Guard as authorized in Article VIII, section seven, of this act.

7. Naval Courts.—The courts-martial and courts of inquiry of the Naval Militia of this State shall be constituted like and have cognizance of the same subjects and possess like powers, except as to punishment, as similar courts provided for by the laws and regulations governing the Navy of the United States, and the proceedings of courts of inquiry and courts-martial of the Naval Militia shall follow the forms and modes of procedure prescribed for said similar courts. Naval courts.

8. Armories of the Naval Militia.—Armories of the Naval Militia shall be situated on or near the navigable waters of the State, in such position as best to promote the efficiency of the service, and the word “armories” as used or applied by the laws relative to the Naval Militia shall be held to include vessels while used only for the purpose of instruction, drill or defense. Armories.

9. Construction of Act to Naval Militia.—All provisions of this act relative to organization, administration, discipline and training applicable to the Naval Militia shall be construed as including the same. Construing act.

ARTICLE XVI.

MISCELLANEOUS.

1. Rules and Regulations.—The laws of Congress of the United States, the articles of war, regulations, forms, precedents and usages relating to and governing the Army and Navy respectively of the United States and the National Guard and Naval Militia shall in so far as the same are applicable and not inconsistent with the Constitution of this State apply to and govern the active military forces of this State. Regulations applicable.

2. Oaths.—Any judge advocate or acting judge advocate, the president of a general or special court-martial, any summary court officer, the trial judge advocate or any assistant trial judge advocate of a general or special court-martial, the president or the recorder of a court of inquiry or of a military board, any officer designated to take a deposition, any officer detailed to conduct an investigation, the adjutant of any command, and any civil official authorized by the laws of this State to administer oaths, shall have power to ad- Who may administer oaths.

minister oaths for the purposes of the administration of military justice and for other purposes of military administration.

Swearing
enlisted men.

3. Oaths of Enlistment.—Any officer duly commissioned in the National Guard or Naval Militia is hereby authorized to administer the oath of enlistment to enlisted men.

As to holding
civil office.

4. Commission Not to Vacate Civil Office.—Any citizen of this State may accept and hold a commission in the Militia of this State or a commission in the Officers' Reserve Corps of the United States, without thereby vacating any civil office or position or commission held by him; and the acceptance or holding of any such commission shall not constitute such holding of an office of trust and profit under the government of this State and of the United States as shall be incompatible with the holding of any civil office or position or commission under the government of this State.

Right of way.

5. Right of Way.—The commanding officer of any organization of the active militia parading or performing any military duty in any street or highway may require any or all persons on such street or highway to yield the right of way to such troops; *provided*, the carriage of the United States mail, the legitimate functions of the police, and the progress and operation of hospital ambulances, fire engines, and apparatus, and auxiliary patrols shall not be interfered with thereby.

Proviso.

Right to arrest.

6. Trespasser and Disturbers to be Placed in Arrest.—The commanding officer upon any occasion of duty may place in arrest during the continuance thereof any person who shall trespass upon the camp ground, parade ground, armory, arsenal, rifle range, or any other place devoted to or used for military purposes or shall in any way or manner interrupt or molest or disturb the orderly discharge of duty by those under arms, or shall disturb or prevent the passage of troops going to or returning from any duty.

Police regula-
tions.

7. Huckster and Auction Sales Prohibited.—The commanding officer may prohibit and prevent the holding of huckster or auction sales and all gambling within the limits of his post, camp ground, place of encampment, parade or drill under his command. He may, in

his discretion, abate as a common nuisance all such sales.

8. Unassigned List.—There shall be an unassigned list for commissioned officers who are awaiting acceptance of their resignation. This list shall include the commissioned officers who are lawfully carried on the unassigned list at the date this act takes effect and such officers as may be placed thereon in accordance with the provisions therewith.

Unassigned list.

9. Retired List.—There shall be a retired list consisting of the officers heretofore placed thereon, and of officers retired from active duty under the provisions of this act.

Retired list.

10. Right of Counties and Municipalities to Appropriate Money.—The board of freeholders of any county and the governing body of any municipality shall have power to appropriate and raise by taxation such sum or sums of money as they may deem expedient for the purchase of land or buildings for use of the National Guard or Naval Militia, or for the construction or equipping of any armory, arsenal or other building, camp ground or rifle ranges located therein and for maintenance and support of any units thereof located in such county or municipality.

Local taxation for militia purposes.

11. State Military Board.—There shall be a board of officers to be known as the State Military Board, to consist of the Commanding General of the National Guard, The Adjutant-General, the Quartermaster-General, the brigade commanders, the commanding officers of the several regiments and separate battalions and the senior officer of the Naval Militia. The board shall convene from time to time on the call of the senior officer who shall be the president thereof for the consideration of matters of interest to the National Guard and Naval Militia, and for the execution of such laws and regulations with which it is now or may be hereafter charged. Its recommendation and decision shall only become effective after approval by the Governor. No armory shall hereafter be erected nor appropriation made therefor until the same shall have been first recommended by the State Military Board. The recommendation of the State Military Board with respect to

State Military Board.

Sessions.

Approval of armories.

- the erection of armories shall be transmitted to the Governor and by him in turn referred with his recommendation to the Legislature. Officers comprising the State Military Board shall receive from the State their actual traveling expenses in going to and returning from the place of sitting and be paid five dollars for each day actually employed.
- Compensation.
- Medals. 12. Service Medals.—(a) The Governor is authorized to issue to the officers and enlisted men who have served faithfully in the National Guard or Naval Militia after ten years of service a bronze medal of honor, and a similar medal for each and every five years of subsequent service during their connection with the military forces. This medal to have on the bar figures indicating the number of years of service. Otherwise to be in all respects the same as to material and design regardless of rank.
- Statement of service. (b) Upon any person becoming entitled to receive a medal of honor he shall submit, through military channel, a statement of his service to The Adjutant-General. If the service as so stated be correct according to the records of The Adjutant-General, it will be approved by him and transmitted to the Quartermaster-General for issue of medal.
- War service to count. (c) Service in any war participated in by the United States shall be considered in computing the period of service.
- Post regulations. 13. Post Exchanges.—The commanding officer of any garrison, fort, post, camp or other place, brigade, regiment, detached battalion or other detached command, is authorized to prescribe regulations covering the establishing and conduct of post exchanges and places of amusement, entertainment and recreation for the use of troops occupying armories, camp grounds and rifle ranges under his jurisdiction subject to the approval of the State Military Board.

ARTICLE XVII.

PENALTIES.

- Misdemeanors. 1. Interference with Military Duties.—Any person, except those mentioned in section 5, Article XVI, of

this act, who shall hinder, delay, obstruct or interfere with any portion of the military forces whether parading or performing any military duty, or who shall attempt to do so, shall be guilty of a misdemeanor.

2. Unlawful Sale or Conversion of Military Property.—Any person who shall secrete, sell, dispose of, offer for sale, purchase, retain after demand made by a commissioned officer, or in any manner pledge or pawn any arms, equipment or other military property issued by the United States or this State for use of the military forces shall be guilty of a misdemeanor.

Unlawful
having or
selling, etc.

3. Discrimination Against Uniform.—Any person who excludes from the equal enjoyment of any accommodation, facility or privilege furnished by innkeepers or common carriers or by owners, managers, or lessees of theaters or other places of amusement or resort, any person lawfully wearing the uniform of the National Guard or Naval Militia of the State, because of that uniform, shall be guilty of a misdemeanor.

Uniform
recognized.

4. Depriving Members of National Guard of Employment.—Any person who, either by himself or with another, willfully deprives a member of the National Guard of the State or of the Naval Militia of his employment, or prevents his being employed by himself or another, or obstructs or annoys said member of the National Guard or Naval Militia in his employ in respect to his trade, business or employment because said member of the National Guard or Naval Militia is such member or is performing or about to perform some duty in connection therewith, or dissuades any person from enlistment therein by threat of injury to him in case he shall enlist, in respect to his business, employment or trade shall be guilty of a misdemeanor.

No deprivation
by being mem-
ber of National
Guard.

5. Unlawful Wearing of the Uniform.—Any person not a member of the National Guard, Naval Militia or the active New Jersey Guard, excepting such members of organizations specially authorized so to do by Federal statutes, who shall wear any uniform or designation of grade similar to those in use by the National Guard, issued or authorized by law, shall be guilty of a misdemeanor.

Unlawful use
of uniform.

Trespassing
or damaging
property.

6. Trespass upon Government Property.—Any person who shall willfully trespass upon any camp ground or rifle range, armory or property of and lawfully used by or in connection with the National Guard, or any organization, division or district thereof, or injures any property situate thereon, or willfully violates thereon any regulations established to maintain order, preserve property or prevent accidents upon such property, or removes, mutilates or destroys any property whatsoever shall be guilty of a misdemeanor.

Assault on
militiamen.

7. Assault on Troops.—Any person who assaults, fires at, or throws any missile at, against, or upon any uniformed member or body of the Militia or other person lawfully aiding them, when assembling or assembled for the purpose of performing any military duty, shall be guilty of a misdemeanor.

Response to
duty.

8. Failure to Respond to Draft, Interference Therewith.—Any person who shall willfully interfere with the execution of any draft or call for troops made by the President of the United States or the Governor, and any person drafted who does not appear at the time and place designated by the person in charge thereof or his duly authorized representative within twenty-four hours of such time, or who does not produce a sworn certificate from a physician of physical disability shall be deemed guilty of a misdemeanor.

Penalty.

9. Punishment.—Any person found guilty of a misdemeanor as provided for in this act shall upon conviction be sentenced to a confinement in a county jail for not more than one year or by a fine of not more than five hundred dollars, or both.

Repealer.

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

As to constitu-
tionality.

11. If any portion of this act shall be declared unconstitutional it shall not invalidate any other portion thereof.

ARTICLE XVIII.

This act shall take effect immediately.

Approved March 10, 1925.

CHAPTER 47.

A Supplement to "An act for the establishment of an employees' retirement system for the employees of the State of New Jersey," approved March thirty-first, one thousand nine hundred and twenty-one.

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

1. Whenever heretofore there has been or hereafter shall be effected a transfer to the service of the State of New Jersey of a department or unit, from the service of a municipality or county within this State, whereby the officers or employees of such departments or units hold substantially the same positions or promotions therefrom, the period of such service in said county or municipality, for the purpose of this act, shall be computed the same as if the whole period of employment of such officers or employees had been in the service of the said State.

Total period of service of transferee to be computed.

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 March 10, 1925.

CHAPTER 48.

An Act for extending the time for completing certain
railroads.

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

1. Whenever the time limited for the completion of any railroad authorized to be constructed within the State under any special or general act has expired, or

Time for completing railroad extended.

Approved March 10, 1925.

CHAPTER 49.

A Supplement to an act entitled "An act to provide means for protection against fires in townships," approved March tenth, eighteen hundred and seventy-nine, and all amendments thereof and supplements thereto.

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

1. In any township of this State in which there now exists a fire district laid off, incorporated and organized pursuant to the provisions of an act entitled "An act to provide means for protection against fires in townships," it shall be lawful for the township committee of such township, by resolution, to add to such district other territory within such township, which resolution shall describe by metes and bounds the territory so added and shall also describe by metes and bounds the district as it will exist and be constituted with such territory added to the territory of the district as it formerly existed. Extending fire district.
2. The district formerly existing, after the passage of such resolution, shall continue its corporate existence and its name but its territorial limits shall be the territory as it formerly existed plus the territory so added. Existence continued.
3. The legal voters of the territory so added and the real estate situate therein shall be entitled to the same privileges and subject to the same liabilities as if such added territory had been embraced within said district when first it was laid off, incorporated and organized. Liabilities of annexed territory.
4. The fire commissioners of the district as formerly constituted shall continue in office, but at the next and every subsequent election of fire commissioners, the legal voters of such added territory shall be eligible to election as fire commissioner. Fire commissioners.
5. After the adoption of said resolution, all debts, if any, of the district as theretofore constituted shall be the debts of the district as newly constituted, which shall be liable therefor, and the property and assets of the Debts of district.

district as formerly constituted shall belong to and be the property of the district as newly constituted.

Annual meeting.

6. If such resolution shall be adopted prior to the third Saturday of February in any year but later than the first Saturday of February, the annual meeting and election by the voters of the district shall not be held on the third Saturday of February of such year but shall be deferred until the third Saturday in March.

Resolution bearing on district.

7. Such resolution shall not be adopted by the township committee unless a petition signed by at least ten freeholders of the district as formerly constituted and at least a majority of the freeholders of the territory proposed to be added shall have been presented to said township committee.

8. This act shall take effect immediately.

Approved March 10, 1925.

CHAPTER 50.

A Supplement to an act entitled "An act authorizing and empowering towns in this State to appoint the assessors of taxes, and regulate the salaries and compensation of such assessors," approved April tenth, one thousand nine hundred and eight.

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

Terms of assessors in towns.

1. In any town of this State which may hereafter accept the provisions of the act mentioned in the title to this act the governing body of the said town, in case three assessors are to be appointed, may provide that the term of office of the assessors first appointed shall be for one, two and three years, respectively, from the first day of July after the acceptance of the provisions of said act, and that thereafter the term of office of each assessor shall be for three years.

Rearrangement of terms.

2. In any town of this State which has heretofore accepted the provisions of said act the governing body

of said town may change and fix the term of office of the assessors so that one shall expire in one, two and three years, respectively, from the first day of July after the time this act shall take effect, and that thereafter the term of office of each assessor shall be for three years.

3. This act shall take effect immediately.

Approved March 10, 1925.

CHAPTER 51.

An Act authorizing the New Jersey State Hospital at Morris Plains to contract for a water supply system.

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

1. The board of managers of the New Jersey State Hospital at Morris Plains, with the approval of the State Board of Control of Institutions and Agencies, and the State House Commission, is hereby authorized to contract by lease with any water company authorized to do business in this State, for the furnishing of a water supply to the said State Hospital at Morris Plains for potable and domestic uses, such lease to be for a period not to exceed ten years. The said water company shall furnish not less than five hundred thousand gallons per day for the period of said lease. The said lease shall contain a provision to the effect that the said board of managers, subject to the aforesaid approval, may, at any time during the term of said lease purchase the plant and supply of the water company with whom the said lease has been made.

May contract
for water
supply.

Quantity.

Right to
purchase.

2. This act shall take effect immediately.

Approved March 10, 1925.

CHAPTER 52.

An Act respecting cities of the first class and providing for the election of commissioners therein.

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

Election of
city commis-
sioners.

Term.

Vacancy.

Election, how
conducted.

Petition of
nomination.

1. Hereafter in every city of the first class of this State five commissioners shall be elected at an election to be held on the second Tuesday in May following the adoption of this act, and on the second Tuesday in May of each fourth year thereafter. The term of office of such commissioners first elected under the provisions of this act shall commence on the first Tuesday following such election, at twelve o'clock noon, and the term of office of all succeeding commissioners shall commence on the third Tuesday of May next ensuing after their election, at twelve o'clock noon.

Should any vacancy occur among such commissioners, the remaining commissioners shall, within thirty days thereafter, select a properly qualified person to fill such vacancy to serve for the unexpired term.

Such municipal election shall be held at the same places, and conducted in the same manner, so far as possible, and polls shall be opened and closed at the same hour as provided by the general election laws, and election officers conducting the last general annual election shall be officers of such municipal election.

2. The names of the candidates for commissioners shall be filed not later than the second Tuesday preceding such municipal election, with the city clerk in the manner and form and under the conditions hereinafter set forth and the petition of nomination shall consist of individual certificates equal in number to at least one-half of one per centum of the entire vote at the last preceding general election, but in no event less than twenty-five, and said petition shall read substantially as follows:

PETITION OF NOMINATION.

I, the undersigned, a qualified elector of the city of residing at,
 certify that I do hereby join in a petition for the nomination of, whose residence is at, for the office of commissioner, to be voted for at the municipal election to be held in such city on the, 192..., and I further certify that I know this candidate to be a qualified elector of said city and a person of good moral character, and qualified in my judgment for the duties of such office, and I further certify that I have not signed more petitions or certificates of nomination than there are places to be filled in the above office.

Form of
petition.

(Signed)

Being duly sworn, deposes and says that he or she is the person who signed the foregoing certificate; that the statements contained therein are true and correct.

(Signed)
 Subscribed and sworn to before me.....

It shall be the duty of the city clerk to furnish upon application a reasonable number of forms of individual certificates of the above character.

Each certificate must be a separate paper and must contain the name of but one signer thereto, and no more, and shall contain the name of but one candidate, and no more. Each signer must not, at the time of filing the certificate, have signed more certificates for candidates for that office than there are places to be filled in such office, and in case an elector has signed two or more conflicting certificates, all such certificates shall be rejected.

As to sign-
ing.

When such a petition of nomination is presented for filing to the city clerk, he shall forthwith examine the same, and ascertain whether it conforms to the provisions of this section, and if not found in conformity thereto he shall designate the defect and return the petition forthwith to the person presenting it, which may again be presented forthwith when properly amended.

Examination
of petition by
city clerk.

3. Immediately upon the expiration of the time for filing certificates, statements and petitions for candi-

Names of
candidates
published.

Order of candidates.	<p>dates, the said clerk shall cause to be published for three successive days in all the daily newspapers, published in such city, in proper form, the names of the persons as they are to appear upon the ballots, and if there be no daily newspaper, then in two issues of any other newspapers that may be published in said city; and the said clerk shall thereupon cause the municipal election ballots to be printed, authenticated with a facsimile of his signature. The city clerk shall draw lots to determine the order in which the names of the candidates or group of candidates, shall appear upon the ballots. The name of the person, or group of candidates, first drawn shall occupy the first place of the ballot, and the name of the person, or group of candidates, next drawn, shall occupy the second place, and so forth. The manner of drawing by lot shall be as follows: Paper cards with the names of each candidate, or group of candidates, written thereon shall be placed in a covered box with aperture in the top large enough to allow the said cards to be drawn therefrom. The city clerk in the presence of any candidate, shall draw from the box each card without knowledge on his part as to which card he is drawing.</p>
Manner of selection.	<p>Any candidate whose name is to be voted on the ballot, by petition addressed to the city clerk, may request that the said city clerk shall print opposite his name on the ballot a designation, in not 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; <i>provided</i>, that such designation shall not indicate political party affiliations.</p>
Designation of policy given.	<p>On the filing of any such petition the said city clerk shall cause the said designation to be printed opposite the name of the said person upon the ballot. If several candidates for the same office shall, in said petition, request that their names be grouped together, and that the one designation to be named by them shall be printed opposite their said names, the said clerk shall group the names of said persons in a bracket, and opposite the said bracket shall print the said designation as aforesaid. Such petition to the said clerk requesting a designation or a grouping of the candidates</p>
Proviso.	
Grouping candidates.	

shall be filed with the city clerk at least twelve days before the election. If two candidates or groups shall select the same designation, the clerk shall notify the candidate or group whose petition was last filed, and the said candidate or group shall select a new designation.

If same designation.

Upon the said ballot arranged in the order in which the names were drawn by the city clerk shall appear the names of the candidates for commissioners with their designation, if any, with a square at the left of each name. The ballots shall be printed upon plain, substantial white paper and shall be headed

Ballots.

"Municipal Election for Commissioners of the City of". The ballots shall be made up and printed substantially in the following manner:

Official Municipal Election Ballot.

..... Ward
Election District.

Candidates for Election for Commissioners of
City of at the Municipal
Election. Vote for five.

(Place a cross X or plus + in black ink or lead pencil in the square preceding the names of the persons you favor for election of commissioners.)

For Commissioners.

☐ (Name of Candidate.)

Official Ballot attest:

(Signature.....)

City Clerk.

..... (Inserting date thereof).

One space shall be left below the printed names of the candidates of each office to be voted for, wherein the voter may write the name of any person for whom he may wish to vote. Blank spaces shall be left equal to the number of offices to be filled.

Having caused said ballot to be printed, the said city clerk shall cause to be delivered at each polling place one and one-tenth times as many ballots as there were registered voters in such election district at the last general election. The district boards of registry and election, shall, immediately upon the closing of the polls, count the ballots and ascertain the number of

Number of ballots.

Ascertaining result of election by district boards.

Canvass by city clerk.	<p>votes cast in such election district for each of the candidates in the manner now provided by law at the general election for members of the General Assembly, and make return thereof to the city clerk, immediately upon the completion of the count of such ballots, upon proper blanks, to be furnished by the said clerk. On the day following the said municipal election, the said city clerk shall canvass said returns so received from all the election districts, and shall immediately make and file in the office of the city clerk the result thereof. Said canvass by the city clerk shall be publicly made.</p>
Successful candidates.	<p>4. The number of candidates equal to the number of places to be filled, receiving the highest number of votes shall be elected as commissioners.</p>
Registry.	<p>5. The registry for elections held under the provisions of this act shall be the official signature copy register containing the names of those persons qualified to vote at the last preceding general election; transfers from one district to another shall be granted as provided by the laws appertaining to general elections in this State.</p>
Adding names to registry.	<p>Qualified voters who did not register or vote at the general election preceding the holding of the municipal election provided for under this act may have their names added to the signature copy register by applying to the county board of elections in counties of the first class during the week preceding the holding of such election. And if upon such application it is made to appear to such board that such person is a qualified elector and is entitled to vote at said election, an order shall be made by such board directing the proper district board of registry and election to accept such vote, and such order shall be filed with the district board of registry and elections and shall be returned by said board to the clerk of the municipality wherein such election is held, immediately after the holding of such election, to be kept and filed in the office of such clerk for at least a period of one year; <i>provided</i>, there shall be presented by such voter and there shall be filed with said order an affidavit of said voter containing the information requisite to be given under the election and registry laws of this State.</p>
Proviso.	

Official ballots shall not be distributed or used outside of the voting place at the election provided for under this act, and all the provisions of the laws relating to general election bearing upon the subject of distribution and use of official ballots shall apply as nearly as may be to the ballots used in the elections held under the provisions of this act, except that there shall be no official distribution of sample ballots.

Use of official ballots.

6. Any candidate for election as commissioner at the municipal election shall have the right and power to appoint two agents or challengers for each and every polling place in each election district in such city. Such agent or challenger shall be appointed in the same manner and shall be vested with all the powers and duties now devolving upon agents or challengers under the provisions of "An act to regulate elections (Revision of 1920)," passed May fifth, one thousand nine hundred and twenty, and the various supplements and amendments thereof.

Challengers.

7. The amounts which may be spent in aid of the candidacy of any candidate for election as commissioner at any municipal election provided for under this act shall be the same as prescribed for candidates for municipal office under the general election law.

Expenditures allowable.

8. In case, for any reason, any section or provision of this act shall be questioned in any court, and shall be held to be unconstitutional or invalid, the same shall not affect any section or provision of this act except so far as the section or portion so declared unconstitutional or invalid shall be inseparable from the remainder or any portion thereof.

As to validity of act.

9. An act entitled "An act respecting cities of the first class and providing for the nomination and election of commissioners elected therein," passed March thirtieth, nineteen hundred and twenty-one, and all other acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

Act repealed.

10. This act shall take effect immediately.

Approved March 3, 1925.

CHAPTER 53.

An Act to amend an act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen, which amendment was approved March eleventh, one thousand nine hundred twenty-four.

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

ARTICLE V.

Sec. 501
amended.

Bids asked
for expendi-
tures over
one thousand
dollars.

Proviso.

Proviso.

Proviso.

Proviso.

Proviso.

1. Section five hundred and one (501) of this act be amended to read as follows:

501. No officer, board, commission, committee or department or other branch of any county government, 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 one thousand dollars, unless the said officer, board or commission, committee or department, or other branch of the county government, shall first publicly advertise for bids therefor, and shall award the contract for the same to the lowest responsible bidder; *provided*, this section shall not prevent the hiring of teams or doing of work by employees of any county or any department thereof; *and provided, further*, that this section shall not apply to the hiring of labor or equipment for the removal of snow from county roads and bridges during emergency caused by storm; *and provided, further*, that this section shall not apply to the purchase of fresh vegetables, dairy products, eggs, live stock and motor vehicles; *and provided, further*, that in any county where a department or purchasing agent shall have been established, said public advertising shall be prepared and bids received, and said awards be made by the purchasing agent, subject to the approval of the board of chosen freeholders of said county; *and provided, further*, if the

exigency of any public service will not admit of such advertisement, said work may be done or said materials may be purchased forthwith, provided the board charged with doing or purchasing the same shall first, by a four-fifths vote of all of its members, pass a resolution declaring such exigency to exist, and that the immediate performance of the work or the furnishing of materials will not admit of the ordinary delay in advertising for proposals; *and provided, further*, that nothing in the law to which this is an amendment shall in anywise affect, modify or amend any of the provisions of the act entitled "An act to regulate elections (Revision, 1920)," passed May fifth, one thousand nine hundred and twenty, or any supplements thereof or amendments thereto, nor in anywise affect, restrict or abridge the powers and authority of the county clerk thereunder. Proviso.

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.

Passed March 11, 1925.

CHAPTER 54.

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 every school district in this State shall have printed and suitably bound, copies of the Declaration of Independence, the Constitution and amendments thereto of the United States, and the Constitution and amendments thereto of the State of New Jersey, and a copy of such book containing the Declara- Book to be presented to grammar school graduates.

tion of Independence, the Constitution of the United States, and the amendments thereto, the Constitution of the State of New Jersey, and amendments thereto, shall be presented to each pupil upon his or her graduation from any of the grammar schools in the several school districts of this State.

2. This act shall take effect immediately.

Passed March 11, 1925.

CHAPTER 55.

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, approved April fifth, one thousand nine hundred and twenty-one, passed March twenty-third, one thousand nine hundred and twenty-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 so that the same shall read as follows:

1. The State Highway Commission shall, as soon as practicable, lay out routes for a State Highway System, as follows:

ROUTES.

Highway
routes.

Route No. 1 of the State Highway System shall be constructed by the State Highway Department and may commence at Jersey avenue in the city of Jersey City at the entrance to the plaza to the vehicular tunnel, and shall run from said point through the city of Jersey City and the county of Hudson, to, through and beyond the

city of Newark, in the county of Essex, to and through the city of Elizabeth, in the county of Union, and thence to the city of Trenton by way of Rahway, Metuchen, New Brunswick and Highstown.

Route No. 2. From Trenton to Camden, by way of Bordentown, Fieldsboro, Roebling and Burlington.

Route No. 3. From Camden to Absecon, by way of Berlin and Hammonton.

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, Tuckerton and New Gretna.

Route No. 5. From Newark to the bridge crossing the Delaware river about two miles above Delaware by way of Morristown, Dover, Netcong, Budd's Lake, Hackettstown, Buttsville and Delaware.

Route No. 6. From Camden to Bridgeton and Salem, by way of Gloucester, Woodbury, Mullica Hill, Woodstown and Pole Tavern, including therein a spur extending from the property line of the Gloucester and Philadelphia Ferry Company to a point on Broadway, in the city of Gloucester, known as Pine Grove Toll-Gate.

Route No. 7. From Hightstown to Asbury Park, by way of Freehold, Jerseyville and Hamilton. The State Highway Commission shall, as soon as practicable, lay out for, and as a part of the State Highway System; an extension or spur to Route No. 7 of the State Highway System as described and designated in the act to which this act is a supplement, which extension or spur shall begin at Route No. 7, at Freehold, Monmouth county, New Jersey, and extend southwardly through Adelphia, Monmouth county, New Jersey, and from Adelphia over the route known as the "Old Stage Road," to Lakewood, Ocean county, New Jersey, connecting with Route No. 4, at the junction of Madison avenue and Route No. 4, in Lakewood, Ocean county, New Jersey. Said extension or spur shall be constructed of a permanent type of roadway by the State Highway Commission as soon as practicable and the upkeep and maintenance of said extension or spur shall devolve upon said State Highway Commission immediately upon that commission's adopting

a resolution laying out, designating or taking over said extension or spur as a part of the State Highway System.

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 No. 9. From Elizabeth to Phillipsburg, by way of Westfield, Plainfield, Bound Brook, Somerville, White House, Clinton, West Portal and Bloomsbury.

Route No. 10. From Paterson to Fort Lee Ferry, by way of Dundee Lake and Hackensack.

Route No. 11. From Newark to Paterson, by way of Belleville, Bloomfield, Nutley and Passaic.

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 No. 13. New Brunswick to Trenton, by way of Kingston, Princeton and Lawrenceville.

Route No. 14. From Egg Harbor City to Cape May City, by way of Mays Landing, Tuckahoe and Cape May Court House.

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 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.

Route No. 17. From Newark, by way of Kearny, Rutherford, Hackensack, Ridgewood and Ramsey to the New York State line.

Route No. 18. From the dock of the Penn's Grove and Wilmington Ferry Company at Penn's Grove, by way of Sharpstown, Woodstown, Pole Tavern, Elmer, Malaga, Buena, Mays Landing, Pleasantville to Atlantic City.

Route No. 19. From a point on Route No. 14 at Seaville, by way of Palerma, Marmora, Beesley's Point, Somers Point to Pleasantville and connecting with Route No. 4 at Absecon.

Route No. 20. From Westville to Millville, commencing at a point on Route No. 6 at Westville and extending through Hurffville, Glassboro, Clayton, Franklinville, Malaga, and thence to and through Landis township in the county of Cumberland to the city of Millville in said county, and thence connecting with Route No. 15.

This act shall take effect immediately.

Approved March 11, 1925.

CHAPTER 56.

A Supplement to 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.

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

1. For the purpose of constructing a joint municipal trunk line sewer, including sewer disposal plant and appurtenances, any municipality that shall enter into a joint contract for the construction of such sewer facilities may exceed the net bonded debt limit as prescribed by the act to which this act is a supplement to such extent as the net bonded debt of such municipality when added to its share of the cost of such sewer construction, may necessitate; *provided, however,* that the total net bonded debt of any such municipality which shall take advantage of this act shall not exceed ten per centum of the average of the three next preceding assessed valuations of the taxable real property (including improvements); *provided, further,* that any indebtedness in excess of the seven per centum limitation prescribed by the act to which this act is a supplement which may

Bonded debt
of municipali-
ties having
joint sewers.

Proviso.

Proviso.

be incurred under the provisions of this act shall mature and be paid within fifteen years.

Debt state-
ment.

2. Any municipality which shall take advantage of this act may, in any annual or supplemental debt statement thereafter filed, deduct the sum by which the indebtedness incurred for its share of the cost of such sewer construction shall have increased its bonded indebtedness as of time of issue over and above the seven per centum limitation prescribed by the act to which this act is a supplement.

Repealer.

3. 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 March 11, 1925.

CHAPTER 57.

An Act empowering the guardian of a minor, lunatic, insane or feeble-minded person to sell personal property of his ward in certain cases.

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

Sale of per-
sonal property
and invest-
ment of pro-
ceeds.

1. A guardian of a minor, lunatic, insane or feeble-minded person, upon the approval of the Orphans' Court having jurisdiction over his accounts as guardian, may sell any stocks, securities or other personal property of his ward, and invest the proceeds derived therefrom in such securities as are recognized by law as legal investments for trustees.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 58.

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

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

1. Section seven of an act entitled "A supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," approved March eleventh, one thousand nine hundred and twenty-four, be and the same is hereby amended to read as follows:

Section 7
amended.

7. Board of Adjustment. The governing body or such board of public works shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of this act shall provide that the said board of adjustment shall, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained.

Board of
adjustment.

The board of adjustment shall consist of five members each to be appointed for such term as the governing body or such board of public works may prescribe and may be removable for cause by the appointing authority, upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

Membership.

The board of adjustment shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this act. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence, the acting chairman, may administer oaths and

Rules.
Meetings.

- Minutes. compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.
- Appeals. Appeals to the board of adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the municipality affected by any decision of the administrative officer. Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board of adjustment a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.
- Appeal as a stay. An appeal stays all proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the board of adjustment after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of adjustment or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown.
- Hearings. The board of adjustment shall fix a reasonable time for the hearing of the appeal, giving due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent or by attorney.
- Powers: The board of adjustment shall have the following powers:
- Appeals; (1) To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of this act or of any ordinance adopted pursuant thereto.

(2) To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance.

Exceptions to ordinance;

(3) To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed and substantial justice done.

Variance from terms of ordinance.

In exercising the above-mentioned powers such board may, in conformity with the provisions of this act, reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination as ought to be made, and to that end have all the powers of the officer from whom the appeal is taken.

Decisions.

The concurring vote of three members of the board shall be necessary to reverse any order, requirement, decision or determination of any such administrative official or to decide in favor of the applicant any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.

Vote necessary.

No writ of certiorari to review any decision of the board of adjustment shall issue unless application therefor be made within thirty days after the filing of the decision in the office of the board. The allowance of the writ shall not stay proceedings upon the decision appealed from, unless so ordered by the court.

As to writ of certiorari.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 59.

A Supplement to an act entitled "An act making appropriations for the support of the State governments and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-five, and regulating the disbursement thereof," passed March fourteenth, one thousand nine hundred and twenty-four.

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

Appropriation
pertaining to
poultry dis-
eases.

1. There is hereby appropriated from the general funds of the State to the Department of Agriculture, for the fiscal year ending June thirtieth, nineteen hundred and twenty-five, the sum of thirty-five hundred dollars, to be expended under the direction of the Bureau of Animal Industry of said department and to reimburse the department for money expended for salaries, traveling expenses and supplies, and to continue the work of the control and eradication of contagious, infectious and communicable diseases of poultry.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 60.

An Act to amend an act entitled "An act to enable adjoining municipalities, other than cities, lying in the same county, to consolidate and form a city," approved March twentieth, one thousand nine hundred and twenty-three.

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

Section 13
amended.

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

13. All members of the police and fire departments of the different municipalities consolidating under the provisions of this act shall, upon the organization of the new city government, become and form a part of the police and fire departments of the said new city, and be members thereof, and shall continue as such policemen or firemen and be subject to all the rules and regulations of said new city government affecting said policemen and firemen of the police and fire departments thereof, and the tenure of office of said policemen and firemen shall remain the same as at the time of the organization of the new city government and as at the time and in the same manner as in the superseded municipality; and the salary of any such policeman or fireman shall not be less than the highest salary paid to any policeman or fireman of equal rank in any of the said superseded municipalities. All members of the police and fire departments of the different municipalities, consolidating under the provisions of this act, and who prior to such consolidation were members of any police or fire pension system of any such municipalities, or of any pension system authorized by any law of this State, shall, on such consolidation, be members of the pension system for police and fire departments of such consolidated municipality. In any application for retirement by reason of age, disability or for other cause, the time previously served as a member of the police or fire departments of the municipalities, so consolidated, shall be counted in the computation or ascertainment of any compensation from the pension fund of the said consolidated municipality.

Police and
fire depart-
ments to
continue.

Salaries.

As to pension
system.

Previous
service to
count.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 61.

An Act to authorize boards of education of municipalities of this State to make appropriations to conduct and maintain dental clinics in said municipalities for the free treatment of children.

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

Dental clinics
for indigent
children.

1. Any board of education of any town, township, borough, city or county in this State may maintain and conduct, in any municipality of this State, dental clinics for indigent children where they may receive treatment and relief and it shall be lawful for the governing body of any town, township, borough, city or county in this State to appropriate a sum not exceeding the sum of five thousand dollars, in any one year, as it may deem advisable for the treatment, maintenance and equipment of the dental clinic or clinics, in such municipalities.

Allowance.

Operator
a licensed
dentist.

2. The operator in such clinic or clinics must be registered to practice dentistry in the State of New Jersey.

3. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 62.

An Act to repeal section five of an act entitled "An act against usury," approved March twenty-seventh, one thousand eight hundred and seventy-four.

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

Section 5
repealed.

1. Section five of the act entitled "An act against usury," reading as follows:

5. That every solicitor, scrivener, broker, or driver of bargains, who shall directly or indirectly, take or receive more than the rate or value of fifty cents for brokage, or soliciting or procuring the loan or forbearance of one hundred dollars for a year, and so in proportion for a greater or less sum, or for a longer or shorter time, or above twenty-five cents for drawing, making or renewing the bond or bill for such loan or forbearance, or for any counter-bond or bill concerning the same, shall, for every such offense, forfeit sixteen dollars, to be recovered by action of debt, with costs, by any person who shall sue for the same; the one moiety to the prosecutor, and the other to the State.

Be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 63.

A Further 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:

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 said county, borrow money by issuing the bonds of the said county to a sum not exceeding in the aggregate five hundred thou-

Issue bonds
for park
purposes.

Aggregate
amount is-
sued.

Authority for
issue. sand 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 amendments thereto and supplements 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.

Use of proceeds. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately; *provided, however*, that no bonds shall be issued in any county pursuant to this act until the said act shall be accepted by the voters of said county by a majority of the votes cast for or against the same at a general election which shall be held in such county, and the question of the acceptance of this act shall be submitted to the voters of such county at any general election whenever the park commission of such county shall, by resolution, determine thereon, and shall at least thirty days before the date of such general election file a copy of such resolution with the clerk of such county, and the question of the acceptance of this act shall be voted upon in the manner required by law.

Repealer. Approved March 12, 1925.

Referendum.

CHAPTER 64.

An Act to amend an act entitled "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," which supplementary act was approved March eleventh, one thousand nine hundred and twenty-four.

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

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

1. Any person who shall carry any revolver, pistol or other firearm, or other instrument of the kinds known as a blackjack, slungshot, billy, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, stiletto, bomb or other high explosive, other than fixed ammunition, concealed in or about his clothes or person, or in any automobile, carriage, motor cycle, or other vehicle, shall be guilty of a misdemeanor; *provided, however*, that nothing in this act contained shall be construed in any way to apply to the sheriff, or the undersheriffs of any county, nor to the regularly employed members of any uniformed police department in any municipality of this State, nor to any prosecutor or assistant prosecutor of any county, jailer, regular fish and game wardens, constable, railway police, canal police, and steamboat police and prosecutor's detectives; nor to any member of the State Police, nor to any motor vehicle inspector; nor to duly authorized military organizations when under orders, nor to the members thereof when going to or from places of meeting of their respective organizations, carrying the weapons prescribed for such drill, exercise or parade; *and provided, further*, nothing in this act contained shall be construed to apply to any person having a written permit to carry Carrying concealed weapon on person or in vehicle a misdemeanor.

Proviso: legal carrying.

Proviso.

Proviso.	any revolver, pistol or other firearm, when such permit has been obtained pursuant to the provisions of this act; nor to public utility corporations in the transportation of explosives; <i>provided, however,</i> that nothing herein contained shall prevent any person from keeping or carrying about his or her place of business, dwelling, house or premises, any such revolver, pistol, firearm or other weapon, or from carrying the same from any place of purchase to his or her dwelling, house or place of business, or from his or her dwelling, house or place of business to any place where repairing is done, to have the same repaired and returned, or to carry a gun, rifle or knife in the woods or fields or upon the waters of the State for the purpose of hunting or target practice.
License to carry weapons.	2. Any person desirous of obtaining a permit to carry a revolver, pistol or other firearm, pursuant to the provisions of this act, shall in the first instance, make application therefor either to the chief police official of the municipality in which the applicant resides or to the sheriff of the county wherein the applicant resides. If such application is approved by the chief police official or by the sheriff, as the case may be, the applicant shall then present such application, so approved as aforesaid, to a Common Pleas judge of the county or to the justice of the Supreme Court or to the judge holding the circuit for the county in which the applicant is resident, who, after investigation, and being satisfied of the sufficiency of the application, and of the need of such person carrying concealed upon his person, a revolver, pistol or other firearm, shall issue a permit therefor. A permit so issued pursuant to the provisions of this act is sufficient authority for the holder thereof to carry concealed upon his person a revolver, pistol or other firearm in all parts of the State of New Jersey. All permits issued pursuant to the provisions of this act shall expire on the thirty-first day of December subsequent to the date of issue, and may thereafter be renewed for a period of five years.
Application.	
Approval.	
Permit.	
Expiration and renewal.	
Record of sale kept.	3. Every person engaged in the retail business of selling, leasing or otherwise transferring a pistol, revolver or other firearm of a size capable of being concealed

upon the person, whether such seller, lessor or transferor is a retail dealer, pawnbroker or otherwise; shall keep a register in which shall be entered the time of sale, date of sale, the name, age, color, nationality, occupation and residence of the purchaser, the name of the salesman making the sale, the place where sold, the make, model, manufacturer's number, calibre or other marks of identification on such pistol, revolver or other firearm. Such register shall be open at all reasonable hours for the inspection of any police or other peace officer.

The form of such register shall be prepared by the Secretary of State, and by him transmitted to the clerk of every municipality. The clerk of such municipality shall thereupon prepare said register in accordance with said form so transmitted, and furnish the same to each person, firm or corporation within his said municipality engaged in the business of selling, leasing or otherwise transferring pistols, revolvers or other firearms. The purchaser of any pistol, revolver or other firearm capable of being concealed upon the person shall sign, and the dealer shall require him to sign his name and affix his address to said register, in duplicate, and the salesman shall affix his name, in duplicate, as a witness to the signature of the purchaser. Any person signing a fictitious name or address, or giving any false information in connection with the making of any such purchase shall be guilty of a high misdemeanor.

The duplicate sheet of such register shall before twelve o'clock midnight of the day of sale, lease or transfer be delivered to the office of the chief of police of such municipality, or to the office of the captain of the precinct of any such city, within which the dealer resides, and a receipt shall be given to such dealer therefor; *provided, however*, that where a sale, lease or transfer is made in any municipality having no chief of police, it shall then be the duty of the dealer, from the day of sale to mail to the county clerk of the county within which the sale, lease or transfer was made a duplicate copy of such register. Any person violating any of the provisions hereof shall be guilty of a misdemeanor.

Registry.

Furnished
dealers.Signature of
buyer and
seller.False repre-
sentation.Duplicate
delivered.

Proviso.

Penalty.

Form of
register.

The register provided for in this act shall be substantially in the following form:

Sold, leased or transferred by Salesman
 City, town or township
 Description of arm (state whether revolver or pistol)
 Maker
 Number Caliber Name of purchaser
 Age Years
 Permanent residence (state name of city, town or township, street and number of dwelling)
 Height feet inches
 Occupation Color Skin
 Eyes Hair
 If traveling or in locality temporarily, give local address
 Signature of purchaser
 (Signing a fictitious name or address is a misdemeanor.) (To be signed in duplicate.)
 Witness Salesman.

(To be signed in duplicate.)

No sale after
five P. M.

4. No person engaged in the retail business of selling, leasing or otherwise transferring any pistol, revolver or other firearm of a size capable of being concealed upon the person shall exhibit for purposes of sale, lease or hire any pistol, revolver or other firearm after the hour of five P. M.; *and provided, further*, that no pistol, revolver or other firearm shall be delivered to any purchaser until twenty-four hours shall have elapsed from the time of application therefor.

Proviso.

Permits for
banking institutions.

5. The president of any National bank, building and loan association, trust company or other banking institution located in any municipality of this State may make application to the chief of police of such municipality for permits, in blank, to be used by the messengers, clerks or other employees or agents of such institutions for use while engaged in the performance of their respective duties. Upon such issue, as aforesaid, he shall transmit to the chief of police from whom such permits were obtained a record of the persons to whom the same were issued; *provided, however*, that such permits, so as aforesaid issued under this section, shall not exceed twenty in number to any one bank.

Police notified.

Proviso.

6. Any person who shall alter, change, disfigure or deface the serial number of any pistol or revolver shall be guilty of a misdemeanor; any person engaged in the retail business of selling, leasing or otherwise transferring pistols, revolvers, or other firearms who shall sell or lease any pistol, or revolver having the serial number thereof altered, changed, disfigured or defaced shall be guilty of a misdemeanor.

Not alter
serial num-
ber.

7. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 65.

An Act concerning building and loan associations
(Revision of 1925).

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

ARTICLE I. AS TO BUILDING AND LOAN ASSOCIATIONS OF THIS STATE.

I. FORMATION.

1. Purposes.

Upon executing, recording and filing a certificate pursuant to this act, nine or more persons, citizens of this State, may become an incorporated association for the purpose of assisting each other and all who may become associated with them in acquiring real estate, making improvements thereon and for removing incumbrances therefrom by the payment of periodical installments, as its constitution shall provide; and for the further purpose of accumulating a fund, to be repaid to its members, subject to the right of earlier redemption, who do not obtain advances for purposes above mentioned when the funds of such association shall amount to a certain sum per share, to be specified in the certificate of incorporation.

Formation of
building and
loan associa-
tions.

Purposes.

Certificate of incorporation to show:	<p>2. Certificate of incorporation.</p> <p>The certificate of incorporation shall be signed in person by all the subscribers to the shares named therein, and shall set forth:</p>
Name;	I. The name of such association;
Location;	II. The city or other municipality where it is to be located and its business transacted, which shall be within this State;
Object;	III. The object for which it is formed;
Incorporators, shares, aggregate.	<p>IV. The name, residence (if in any municipality, the street and number), occupation and post-office address of each incorporator, the number of shares subscribed for by each of them, and the amount fixed as the value of each share when matured, and the number of installment shares to be subscribed before such association shall begin business, which shall aggregate not less than fifty thousand dollars in value when fully paid.</p>
Corporate name.	<p>3. Name.</p> <p>The name assumed by any such association shall require the approval of the Commissioner of Banking and Insurance, which name shall not be so nearly like the name of any other association as to deceive the public, and the words "building and loan association" shall form a part thereof.</p>
Certificate proved recorded, filed.	4. Authentication, etc.; certificate.
Proviso.	<p>The certificate of incorporation shall be proved or acknowledged as required for deeds of lands and recorded in the office of the clerk of the county where the association is located, and after being so recorded shall be filed in the Department of Banking and Insurance; <i>provided, however</i>, that before the certificate of incorporation shall be recorded or filed, as aforesaid, it shall be submitted to the Commissioner of Banking and Insurance, who, if he shall approve the form thereof, and if it shall appear to him that the establishment of such an association is warranted by the conditions and will be of public service, shall endorse thereon or annex thereto his approval, and such certificate shall not be recorded or filed without his approval endorsed thereon or annexed thereto; and said certificate or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places;</p>

upon making and recording and filing such certificate, the persons so associated and their successors and assigns shall, from the date of such filing, constitute a body corporate by the name set forth in such certificate, with all the powers mentioned in the act entitled "An act Powers. concerning corporations" (Revision of 1896), and the acts which now are or may in the future be amendatory thereof or supplemental thereto, except such powers as may be inconsistent with the provisions of this act; *provided, further*, that if any such association shall fail Proviso. to organize and commence business within six months from the date of the filing of the said certificate of incorporation, such association shall ipso facto be dissolved and its certificate of incorporation shall be null and void.

II. MEMBERSHIP AND CONSTITUTION.

5. Membership.

The members or shareholders of any such association shall be those to whom its shares shall be issued, and their personal representatives, and those to whom said shares may be transferred under the regulations prescribed by such association subject to making the payments required and compliance with the other terms of membership according to the constitution, and subject to such fines and penalties as shall be determined by the constitution; minors may hold shares in any such association. Any person or two or more persons jointly may hold shares as trustee or trustees for a minor and in case of the death of any such trustee all rights shall vest in the survivor or survivors as trustees but this section shall not affect the law in regard to the investment of trust funds. When shares are pledged, the pledgors may vote thereon unless the same have been transferred on the books of such association. Each member over the age of sixteen years shall be entitled to all the rights and Rights. privileges of membership and shall be entitled to one Voting. vote at any meeting of such association and may be represented and vote by proxy if the constitution shall so provide; when shares mature and are paid, the subscrib-

ers thereto or owners thereof shall cease to be members, unless they have subscribed for or purchased other shares.

6. Constitution.

Constitution.

Every such association shall by the vote of its members adopt a constitution, not inconsistent with this act or any law of this State, for the regulation of its business as it shall deem proper, and may alter and amend the same from time to time in the manner therein provided.

Amending.

Whenever the constitution of any such association makes no provision for the manner in which the same may be amended, such association may at any regular meeting, by a two-thirds vote of its members present, adopt an amendment to its constitution providing a manner in which the same may be amended; *provided*, a written or printed notice of the time and place of such meeting and of the proposed amendment be given to each member at least ten days before said meeting. A copy of such constitution and of all amendments thereto, certified by the secretary, shall be filed in the Department of Banking and Insurance within thirty days after their adoption, and every association formed prior to the passage of this act, which has not already filed the same, shall file in the Department of Banking and Insurance, within sixty days after the passage of this act, an authenticated copy of its charter, certificate of incorporation, and constitution, and annually thereafter copies of all amendments thereto.

Proviso.

Copy filed
in Department
of Banking
and Insurance.

III. MANAGEMENT AND ELECTIONS.

7. Directors; elections.

Management.

The business and affairs of every such association shall be managed and directed by a board of not less than six directors who shall be members and shall have such qualifications and be of such number as the constitution shall provide; at least one-third of the members of said board shall be elected each year, by the members, by ballot, at the annual meeting of such association; the polls at every such election shall be opened for at least one hour, between the hours of nine o'clock in the morning and nine o'clock in the evening, at such time as the constitution may designate. All vacancies in said board or

Directors
elected.

Vacancies.

in any office or of the auditors shall be filled by the board until the next annual meeting of the association or of the board of directors, as the case may be, for the election of directors or officers. The board may employ one or more attorneys, who shall be attorneys-at-law of this State, and such other employees as may be necessary for the direction of the business of such association, the term of employment of the attorney or attorneys and of all other employees to be for not more than one year.

Attorneys.

8. Officers and employees.

The officers of every such association shall be a president, a vice-president, a secretary and a treasurer, and any such association may have such other officers as the constitution shall provide, all of whom shall be members of such association; they may be elected by the members or by the board of directors and may be ex-officio members of the board of directors, as the constitution shall provide. Their term of office shall be for a period of not more than one year, but each officer shall serve until the election and qualification of his successor. No person shall hold more than one office nor shall any officer act as attorney or conveyancer of such association.

Officers.

Term.

9. Duties of president.

The president shall preside at all meetings of any such association and of the board of directors and shall have supervision of the affairs of such association under the direction of the board of directors in compliance with the constitution of such association and the provisions of this act. He shall countersign all checks, notes and drafts of such association. In the absence of the president a vice-president shall perform his duties.

Duties of president.

10. Duties of treasurer.

The treasurer shall be the custodian of all funds and securities belonging to such association, except such securities as are given by him, which shall be held by the secretary; he shall promptly deposit to the account of such association in the bank or banks, or trust company or trust companies in this State, to be designated by the board of directors, all moneys received by such association, and all notes and all checks, or drafts upon such account or accounts shall be signed by him, and counter-

Duties of treasurer.

signed by the president and secretary. In the absence of the treasurer his duties may be performed by an assistant treasurer as the constitution shall provide.

11. Duties of secretary.

Duties of
secretary.

The secretary shall be custodian of the seal of such association and the bond of its treasurer; he shall keep the books of such association; he shall give at least ten days' notice of all meetings of such association either personally or by mail or by publishing notice of any such meeting at least once not less than ten nor more than twenty days prior thereto in a newspaper published in a municipality where the office of such association is located; and he shall perform such other duties as the constitution shall provide and such other duties as may from time to time be delegated to him by the board of directors; *provided*, that such delegated duties shall not be inconsistent with this act or the constitution of such association. In the absence of the secretary his duties may be performed by an assistant secretary as the constitution shall provide.

Proviso.

12. Bonds of officers and employees.

Officers and
employees
bonded.

The board of directors of every such association shall require the secretary, the treasurer, the attorney, conveyancer and every other officer, director, employee, or agent handling or having the custody or charge of money, securities, books or records belonging to such association, before entering upon his duties, to give bond in adequate amount and with good and sufficient surety, which shall be a surety company authorized to transact business in this State, and such bonds shall be approved by the board of directors of such association; and said board shall examine annually all such bonds and pass on the sufficiency of the same, and if insufficient immediately require new or additional bonds; and the failure of any person to comply at once shall be ground for his summary removal by the board. The Commissioner of Banking and Insurance may at any time order the bond of any such person to be increased in amount.

13 Auditors.

Duties of
auditors.

At least three persons who are members shall be elected as auditors by the members at the same time directors are elected. No member shall be elected auditor who has,

within a period of one year prior to his election been a director or officer of such association or in its employ; members who have been auditors within such period may be re-elected. The auditors shall annually make a thorough audit and inspection of the books, papers, securities, accounts, bank balances, cash and affairs of such association, which shall include a personal examination and verification of every security and evidence of indebtedness held by such association, and a verification of liabilities to members by an inspection of their pass-books as far as possible. The auditors must make a written report to the board of directors showing the condition of the securities, that they proved the members ledgers with the control account and showing the accounts audited and those not audited by numbers and amounts. They shall send by mail to those members whose accounts have not been audited a statement of the condition of the accounts together with a return envelope addressed to the auditors using an address other than that of the association. The report of the auditors shall be signed and sworn to and filed with the association.

Report.

IV. POWERS AND LIMITATIONS.

14. Real estate.

Any such association shall have power to sell and convey any lands and tenements owned by it to members of such association or to persons not members, on terms according to or not inconsistent with the constitution of such association; and the purchasers of said lands and tenements, when not members, shall not thereby be constituted members of such association.

Conveyance of lands.

15. Retirement of shares.

The shares of nonborrowing members of any such association may be retired and paid off at their actual value at such time and under such conditions as the constitution may prescribe.

Retiring shares of nonborrowing members.

16. Premiums and interest.

Any such association may take from its members a premium for priority or privilege of loan or acquisition of real estate, and no premiums so taken for such purposes shall be deemed usurious, and it shall be lawful for

Premium and interest.

the rate of said premium to be agreed upon, instead of being determined by auction to the highest bidder, and the payment of interest in advance for not exceeding one month shall not be deemed usurious.

17. Branches and agents forbidden.

No branch
offices or
agents.

No such association shall hereafter establish or maintain branch offices or conduct its business by means of branches or agents, or employ agents to solicit members or sell its shares for a compensation.

18. Dividends and profits.

Dividends
from surplus.

No dividends or profits shall be declared, credited or paid by any such association except out of surplus or net profits,

19. New series or shares.

Stock may
be issued in
different
series.

Any such association may issue shares or series of shares from time to time, the same to issue, mature and terminate in the manner provided by the constitution, notwithstanding that the issue of such new shares may increase the number of shares of such association beyond the limit fixed in its certificate of incorporation, or constitution.

20. May borrow money.

Right to bor-
row money.

Any such association may in its constitution authorize the board of directors from time to time, by resolution adopted by a vote of at least the majority of all the members of the board and duly recorded on the minutes, to borrow money on the note of such association upon such terms and conditions as the constitution shall prescribe; *provided*, no time loan shall be made for a longer period than one year, except that the loan may be extended for a further period of not more than one year if such extension shall be authorized by the board of directors by a new resolution adopted and recorded in the manner herein provided for the original loan; *provided, further*, the total amount of money so borrowed shall at no time exceed thirty per centum of the amount then actually paid into such association as dues on installment shares, and every such association shall at all times reserve unused of such borrowing capacity an amount equal to five per centum of its liability to members for payments made to it by them, such reserve capacity to be availed of only for paying for shares withdrawn or matured. No mort-

Proviso.

Proviso.

Mortgage
loans.

gage loan shall be made by any such association so long as such reserve borrowing capacity remains impaired.

V. CHANGE OF NAME.

21. How name changed.

Any such association may, with the approval of the Commissioner of Banking and Insurance, change the name set forth in its original certificate of incorporation by a two-thirds vote of the board of directors of such association; *provided*, a certificate under the hands of the president and the secretary of such association, setting forth such proposed new name, and that the same was adopted by a two-thirds vote of the board of directors of such association, at a meeting regularly held on a date specified in said certificate, shall be recorded by the clerk of the county where such association is located, and filed in the Department of Banking and Insurance.

May change name.

Proviso.

22. When change effective. Prior use of validated.

The name so certified to have been adopted shall, from the time of filing such certificate of change, be the true and proper corporate title of such association instead of the name set forth in the original certificate of incorporation; and all deeds, mortgages, contracts, actions, judgments, transactions and proceedings whatsoever heretofore or hereafter made, received, entered into, carried on or done by said association before the adoption or certification of such change of name, but wherein such association shall have been called by the name so subsequently adopted, are hereby declared to be as good, valid and effectual in law as though said association were called therein by the name set forth in its original certificate of incorporation.

Legality of changed name.

VI. MERGER OR CONSOLIDATION.

23. May merge or consolidate.

Any two or more such associations may merge or consolidate into a single association by the vote or written assent of two-thirds of the members of each association upon such terms as shall have been agreed upon by two-thirds of the board of directors of each association, no-

Associations may merge.

Approval by
department.

tice of which terms having been given to each member of such associations before such vote or assent. Before any merger or consolidation shall become effective a certificate under the hands of the presidents and the secretaries of each of such associations setting forth that each of such associations has complied with all of the requirements of this section shall be submitted to the commissioner who, if he shall approve such merger or consolidation, shall endorse his approval upon such certificate which shall be recorded by the clerk of the county where such associations are located and filed with the Department of Banking and Insurance.

VII. REINCORPORATION.

24. May reorganize.

Associations
may reorgan-
ize.

Public notice.

Meeting.

Any building and loan association heretofore organized under any law of this State shall have power to meet and reorganize and provide for the transaction of its future business under the provisions of this act by giving notice thereof by advertisement for four weeks successively, at least once a week, in a newspaper published and circulated in the municipality where such association is located, and if there be none, then a newspaper published and circulated in the county, which advertisement shall be signed by the secretary, and state the time, place and purpose for which such meeting is called, and also by sending a written or printed notice to each member containing the same information at least ten days before said meeting; when so assembled the members shall vote on the question of reincorporating under the provisions of this act, and if they so decide they shall have power, by a two-thirds vote of the members present, to change, alter or repeal their existing constitution as they may deem needful for their future government.

25. Certificate of reincorporation.

Action taken
if decided to
reincorporate.

If at any such meeting it shall be decided to reincorporate and come under the provisions of this act, a certificate to that effect, stating the date of the meeting, with proof of the publication of the notice required by the preceding section thereto attached, shall be executed by the president and secretary and a majority of the board of directors, which certificate shall be proved or

acknowledged as required for deeds of real estate and be recorded by the clerk of the county wherein such association is located and filed in the office of the Commissioner of Banking and Insurance, and thereupon such association shall be held and considered to be incorporated under this act, and shall possess all the rights and privileges and be subject to all the restrictions herein contained; and all deeds, mortgages, contracts, judgments, transactions and proceedings whatsoever theretofore made, received, entered into, carried on or done by such association before such reincorporation shall be as good, valid and effectual in law as though such association had continued to operate under its original certificate of incorporation.

Certificate
recorded and
filed.

Validity of
former trans-
actions.

VIII. FUNDS—HOW INVESTED.

26. The funds of every such association shall be invested in the following and no other way:

Investments:

1. Real estate.

In the purchase of lands or building lots and erecting buildings and improvements thereon, or in the purchase of lands already improved; which lands, buildings and improvements shall be within this State and shall be already contracted to be sold to the members of such association, payable in the shares of the association, or in periodical installments for a period such as shall be agreed upon and designated in its constitution; at the expiration of which term, all payments having been made, the lands, dwellings and improvements so sold and conveyed to the members of such association shall become the property of the grantees, discharged from all further payment; in the purchase of lands and the erection or improvement of buildings thereon for the purpose of providing offices for the transaction of its business; the amount that may be so invested in such lands and buildings shall not, in the whole, exceed five per centum of the value of the assets of such association; the interest on the amount so invested, calculated at the rate of six per centum per annum less the annual income obtained from subrentals or otherwise of any part of such building, shall be charged against the aggregate amount of expense as limited by this act;

Real estate:

II. Mortgage loans to members.

Bond and
mortgage;

In loans to members on bonds secured by mortgage which shall be a first lien on real estate in this State, not to exceed eighty per centum of the cash value thereof, if improved or fifty per centum if vacant land, payable in shares of such association, or by periodical installments; except where any such association holds a mortgage on real estate which is a first lien, such association may increase its loan thereon and secure the same by a second or subsequent mortgage; the total indebtedness to such association, less the amount of dues paid on the shares pledged for such loan, shall not exceed eighty per centum of the cash value of the real estate, if improved, or fifty per centum of the vacant land, loaned on, and all the mortgages held by such association shall be prior to any other encumbrance on said real estate;

Redeem
shares;

III. Redemption of shares.

In the redemption of shares of such association;

IV. Loans on shares.

Loans on stock
of association;

In loans upon the pledge or collateral security of the shares of such association, not to exceed ninety per centum of the withdrawal value of such shares;

V. Mortgage loans to nonmembers;

Loans to non-
members;

In loans to persons not members, or to members without pledge of their shares as collateral security, on bonds secured by mortgage, which shall be a first lien on improved real estate in this State, not to exceed sixty-five per centum of the cash value thereof; such loans also may be simultaneous with or subsequent to loans of the character authorized by paragraph II of this section;

Proviso.

provided, the sum of all the loans on the real estate mortgaged shall not exceed sixty-five per centum of the cash value thereof; *and provided, further*, at least fifty per centum of such a loan shall be of the character authorized by paragraph II of this section; a purchase money mortgage given to such association upon real estate sold by it shall not be considered a loan within the meaning of this subdivision; a premium or discount taken by any such association for loans of the character specified in this paragraph shall not be deemed to be usurious;

Proviso.

VI. Securities.

The purchase of any or all of the securities in which savings banks of this State are authorized by law to invest, or as a loan upon any of such securities as collateral, not to exceed eighty per centum of their market value; *provided*, investments or loans authorized under this paragraph of this section and mortgage loans unaccompanied by one of the character authorized by paragraph II of this section shall only be made from moneys on hand not required for any of the purposes specified in paragraphs I, II, III, IV, and V hereof, or for the payment of withdrawals or matured shares, or for the purpose of creating a fund for the payment of maturing shares.

Certain securities.

Proviso.

27. Limitation on mortgage loans.

No association having mortgage loans outstanding in excess of the sum of one hundred thousand dollars, shall lend on mortgage on any property an amount in excess of ten per centum of its total mortgage loans outstanding, and associations having mortgage loans outstanding of one hundred thousand dollars or less shall not lend on any property more than ten thousand dollars.

Limiting mortgage loans.

28. Appraisal committee.

No real estate shall be purchased by such association, or any loan made on bond and mortgage, except upon a report in writing of a committee of at least two members of the board of directors, signed by them, certifying to the value of the real estate in question to the best of their judgment; such report shall be filed and preserved among the records of such association. Members of such association not directors may be associated on said committee with the members of the board of directors.

How purchases or loans made.

IX. REPORTS.

29. Penalty for not making.

Every such association heretofore or hereafter formed shall, within sixty days after the close of each fiscal year of said association, file in the Department of Banking and Insurance, on blanks to be provided by the Commissioner of Banking and Insurance, a report of its transactions, affairs and financial condition at the close

Annual report.

Financial statement.	of business of such fiscal year, such report to be verified by the oaths of such officers and other persons as the Commissioner of Banking and Insurance may designate; and every such association shall on or before June thirtieth in each year file in said department a statement of its financial condition and affairs as of the close of business on the thirty-first day of May preceding the filing of such statement, in such form as the said commissioner shall prescribe; and the said commissioner may call for additional reports whenever he shall deem it expedient; in case of the failure of any such association to file its annual report or financial statement aforesaid within the time herein specified, or any additional report within such reasonable period as the commissioner shall fix, not oftener than once in every three months, the officers whose duty it shall be to file such reports or financial statements shall each be liable individually to a penalty of fifty dollars, to be recovered by said commissioner, in the name of the State, in any court of competent jurisdiction, and when collected to be paid into the State treasury and applied to the expenses of the Department of Banking and Insurance; but the commissioner may, for sufficient cause shown, extend the time for filing any reports or financial statements not to exceed ten days.
Further reports.	
Liable to penalty.	
	30. Fees.
Filing fee.	Every such association shall pay one dollar on filing its annual report or any certificate required to be filed in the office of the Commissioner of Banking and Insurance, and shall also pay a fee to cover the expenses of any examination of its affairs made pursuant to the provisions of this act; said fee to be based on the assets of such association, according to the following schedule:
Cover fee.	
Schedule of fees.	Associations having assets under twenty-five thousand dollars, twenty dollars; assets over twenty-five thousand dollars and up to fifty thousand dollars, forty dollars; assets over fifty thousand dollars and up to one hundred thousand dollars, sixty dollars; assets over one hundred thousand dollars and up to two hundred thousand dollars, seventy dollars; assets over two hundred thousand dollars and up to three hundred thousand

dollars, eighty dollars; assets over three hundred thousand dollars and up to four hundred thousand dollars, ninety dollars; assets over four hundred thousand dollars and up to five hundred thousand dollars, one hundred dollars; assets over five hundred thousand dollars, the actual cost of such examination; *provided*, same shall not be less than one hundred dollars.

Proviso.

If in any case the conditions existing in any such association are found to be such as to necessitate a prolonged audit and investigation in order to ascertain the true status of its affairs, the whole expense of such examination shall be defrayed by such association, notwithstanding it may exceed the amount limited by the foregoing schedule; in no case shall such whole expense exceed one-quarter of one per centum of the total assets of such association.

Expenses for investigation.

X. LIQUIDATION.

31. Proceedings for dissolution.

Whenever in the judgment of the board of directors or managers of any such association of this State, it shall be deemed advisable and for the interest of the members of such association that the same shall be dissolved, and its business liquidated, said board of directors or managers, after the adoption of a resolution to that effect, shall cause notice of the adoption of said resolution to be mailed to each member, whose post-office address appears upon the books of such association, and at the same time, and in and by said resolution, said board of directors or managers shall fix a time and place for a meeting of said members to take action upon said resolution, which meeting may, on the day so appointed, be adjourned from time to time, and if at any such meeting two-thirds in interest of the members present shall vote that dissolution and liquidation of such association shall take place, then a copy of the said resolution to dissolve and liquidate shall be filed by the secretary, treasurer, president or other officer of such association, in the office of the Commissioner of Banking and Insurance of this State, who, upon being satisfied that said notice has been given and said resolution adopted, shall issue a certificate to the trustees herein-

Procedure to effect dissolution.

Notice.

Meeting to take action.

Certificate of dissolution.

after provided for, that said resolution has been filed, and thereupon such association shall be dissolved, and its business liquidated by said trustees, as hereinafter set forth.

32. Appointment of trustees; powers, et cetera.

Trustees to
wind up af-
fairs.

Powers, etc.

Trustees
bonded.

Upon the adoption of said resolution by said members at said members' meeting, or at any adjourned meeting, said members shall appoint three or more trustees to wind up and liquidate the affairs of such association, and the trustees so appointed shall have full power to demand, sue for, collect and receive, and take into their possession, all the goods, chattels, rights and credits, moneys and effects, land and tenements, books, papers, choses in action, bills, notes, bonds and mortgages, and any other property of any and every description, belonging to such association, and to sell, convey or assign all the said real or personal estate, and to compromise and settle, with the borrowers of said association, and do any and all other things or acts that they shall think necessary, for winding up the affairs of such association, and after paying all allowances, expenses, costs and satisfying all debts presented to said trustees, shall divide the moneys and other property among the members, as far as such money and property shall enable them, proportionately, and according to their respective claims, interests or demands; said trustees shall, before entering upon their duties, each give a bond to such association, in such sum as said members shall fix, which bond shall be conditioned for the faithful performance of their duties as such trustees and be filed in the office of said Commissioner of Banking and Insurance, and said trustees shall further have power to meet and act under the constitution of such association to the same extent as the said board of directors or managers of any such association could, and under regulations to be made by a majority of said trustees; nothing herein contained shall divest the said Commissioner of Banking and Insurance of the jurisdiction and supervision vested in him over such association.

33. Trustees may sue and be sued, et cetera.

Whenever said trustees shall think it necessary and proper for the benefit of said members, they may bring such action, or commence such proceedings, as they think necessary and proper, in the name of such association, and said trustees shall be suable by the same name, for the debts owing by such association, and shall be responsible for such debts to the amount of money and property of such association which shall come to their hands or possession as such trustees, and liable for the payment of said debts, and any action or proceeding now pending or to be hereafter begun against such association shall not abate, but no judgment, order or decree shall be entered therein, except upon notice to said trustees; everything by this act required or done by said trustees shall be good and effectual if performed by a majority of them, and the Court of Chancery, upon the application of the said Commissioner of Banking and Insurance, may remove any or all of said trustees and appoint another or others in his or their place, and in case of any vacancy may fill such vacancy; said trustees shall give public notice to the creditors of such association to bring in their debts, demands and claims against such associations, under oath within three months from the date of such notice, which notice shall be set up in five of the most public places in the county, in which such association has its principal office, and also by advertising the same at least once in each week, for a like time, in at least two newspapers published in the county, in which said principal office of such association shall be; after the expiration of the time in such notice limited, the creditors who have not brought in their claims within the time in such notice mentioned, shall be barred from any action therefor, against the said trustees, or such association, and any creditor who shall have neglected to bring his debt, demand or claim, within the time so limited, shall be forever barred from his, their or its action therefor, against said trustees, or such association; if such trustees, to whom any such claim is presented, dispute the same, or any part thereof, and shall give notice in writing to the creditor, claimant, his attorney or agent, that

Trustees may
take legal
action.

Removal of
trustees.

Notice to
creditors.

When credit-
ors barred.

Disputed
claims.

such debt, demand or claim, or any part thereof is disputed, such creditor shall bring suit therefor within thirty days from the time of giving such notice; and in any suit not commenced before said time said notice shall bar any recovery of the said debt, demand or claim or part, so disputed, as if said debt, demand or claim had not been presented, within the time so limited by said notice.

34. Sale of real estate by trustees without order of court.

Sale of real estate.

Where said trustees heretofore have or hereafter shall become purchasers of lands, tenements or hereditaments covered by any mortgage forming a part of the assets of such association in their hands, at a sale thereof upon a foreclosure of any such mortgage, the lands, tenements or hereditaments so purchased shall be assets in their hands as such trustees, and may be sold and conveyed by them without any order of court; and the said trustees so selling and conveying said lands, tenements or hereditaments shall be accountable for and use and apply the proceeds of such sales as other moneys in their hands as such trustees are required by law to be used and applied.

35. Trustees may examine papers and persons under oath.

Examinations under oath.

Said trustees shall have the power to send for persons and papers, and to examine any persons, including the creditors and claimants, and the directors, auditors, officers and agents of such association, on oath or affirmation, which oath or affirmation any one of the trustees may administer, respecting its affairs and transactions, and its estate, money, goods, chattels, credits, notes, bills and choses in action, real and personal estate, and effects of every kind and also respecting its debts, obligations, contracts and liabilities and the claims against it; and if any person shall refuse to be sworn or affirmed, or to make answers to such questions as shall be put to him, or refuse to declare the whole truth touching the subject matter of the said examination, the Court of Chancery may, on report by the trustees, commit such person to prison, there to remain until he shall

Refusal to take oath.

submit himself to be examined, and pay all the costs of the proceedings against him.

36. May break open houses, et cetera.

Said trustees, with the assistance of a peace officer, may break open, in the daytime, the houses, warehouses, doors, trunks, chests or other places of such association where any of the goods, chattels, choses in action, notes, bills, money, books, papers, or other writings or effects have been usually kept, or shall be, and take possession of the same, and of the lands and tenements belonging to such association.

Right of entry
by trustees.

37. Act of majority of trustees valid.

Every matter and thing by this act required to be done by the trustees shall be good and effectual to all intents and purposes, if performed by a majority of them.

Majority to
control.

38. Compensation of trustees.

The Court of Chancery shall allow a reasonable compensation to said trustees for the services, and costs, and expenses, of the administration of said trust, and said court shall have full and complete jurisdiction over the said trustees and of all matters and questions arising or growing out of the winding up and liquidation of any such association, and may make such orders and decrees in connection with any and all of such matters as justice and equity shall require.

Compensation
of trustees.

ARTICLE II. AS TO BUILDING AND LOAN ASSOCIATIONS OF OTHER STATES.

I. HOW ADMITTED.

39. May be admitted.

A building and loan association of another State may be admitted to transact business in this State in the manner hereinafter provided, and no such association not so admitted shall transact business in this State.

Associations
of other States
admitted.

40. Application for admission.

Application for authority to transact business in this State shall be made to the Commissioner of Banking and Insurance, and on making such application every such association shall file in the Department of Banking and Insurance a duly authenticated copy of its charter

Application
for admission.

or certificate of incorporation, its constitution and by-laws, and thereafter certified copies of all amendments thereto; the names and addresses of its officers and directors, the compensation paid each officer, and a report of its condition, in such form as may be prescribed by the Commissioner of Banking and Insurance, which shall be verified by the oath of such officers and other persons as said commissioner shall designate, and said commissioner shall furnish blank forms for the report required, and may call for additional reports at such other times as may seem to him expedient.

41. Qualifications.

Admission if
approved by
commissioner.

If it shall appear to the Commissioner of Banking and Insurance by the report aforesaid, and by an examination of such association, that it has good assets of sufficient value to cover all its liabilities, and that its methods of doing business are safe and not contrary to the laws governing building and loan associations of this State, it may be admitted to transact business in this State upon a certificate of authority to be issued by the Commissioner of Banking and Insurance, which shall only be issued when such association shall have complied with the further requirements of this act.

42. Deposit of securities.

Deposit re-
quired before
certificate of
authority
issued.

The Commissioner of Banking and Insurance, before issuing the certificate of authority as aforesaid, shall require every such association to deposit with him such securities as he may approve, amounting to at least one hundred thousand dollars, which securities shall be held by him in trust for the exclusive benefit and security of the creditors and members of such association resident in this State, and he shall have authority to require it to deposit additional securities, and to order a change in any of the securities so deposited at any time, and no change or transfer of the same shall be made or be effectual without his assent; such deposit shall be maintained intact in the full sum required at all times, but such association making such deposit, so long as it shall continue solvent and comply with all the provisions of this act applicable to it, may receive the dividends or interests on the securities deposited, and may, from time to time, with the assent of said commissioner, with-

Association
may receive
interest on
deposit.

draw any of such securities on depositing with said commissioner other like securities the cash value of which shall be equal to such as may be withdrawn.

43. Fees.

Every such association shall pay for filing a certified copy of its charter or certificate of incorporation, twenty dollars; for filing original and annual reports, twenty dollars; for certificate of authority, annually, two hundred and fifty dollars; for certificate for each agency, ten dollars, and shall defray all expenses incurred in making any examination of its affairs as herein provided for; and the Commissioner of Banking and Insurance may maintain an action, in the name of the State, against such association, for the recovery of such expenses, in any court of competent jurisdiction.

44. Attorney for service of process.

Such certificate of authority shall be for the current year only and shall not be issued until such association shall by a duly executed instrument, filed in the Department of Banking and Insurance, constitute the Commissioner of Banking and Insurance and his successor in office its true and lawful attorney, upon whom all original process in any action or legal proceeding against it may be served, and therein shall agree that any original process against it which may be served upon said commissioner shall be of the same force and validity as if served on such association, and that the authority thereof shall continue in force irrevocable so long as any liability of such association remains outstanding in this State; the service of such process shall be made by leaving a copy of the same in the office of the Commissioner of Banking and Insurance with a service fee of five dollars to be taxed in the plaintiff's cost; when any original process is served upon the commissioner he shall forthwith notify such association of such service by letter directed to its secretary, and shall, within two days after such service, forward to the secretary, in the same manner, a copy of the process served on him, and such service shall be deemed sufficient service upon such association; said commissioner shall keep a record of all such process showing the day and hour of such service.

Filing fees.

Certificate for current year.

Commissioner as attorney of foreign association.

Service of process.

II. TRANSACTING BUSINESS WITHOUT AUTHORITY.

45. Penalty.

Doing busi-
ness without
authority.

Penalty.

If any such association itself, or by its agents, attorneys, solicitors, surveyors, canvassers, collectors or other representatives of whatever designation, or if any agent, attorney, solicitor, surveyor, canvasser, collector, or other representative, or any individual or firm, whether on behalf of such association or not, shall solicit, negotiate or in anywise transact any business in this State, except in the enforcement of contracts by legal process, without having complied with the requirements of this act, such association and such persons shall respectively be liable in a penalty of two hundred and fifty dollars and all costs of suit, to be sued for and collected in the name and for the benefit of the State, by the Commissioner of Banking and Insurance; the first process against any person may be by *capias ad respondendum*, and any person against whom judgment may be obtained shall be committed to any county jail until such penalty and costs are paid, and the necessary expenses incurred by the said commissioner in carrying out the provisions of this act, when not otherwise provided for, shall be paid out of the fees collected as herein provided for.

III. REPORTS.

46. Penalty for not making.

Annual re-
port.

Penalty for
failure to
report.

Every such association doing business in this State shall annually in the month of January file in the Department of Banking and Insurance a report of its condition at the close of business on the thirty-first day of December last preceding and of its transactions for the year ending on that day, in such form and verified by such officers and other persons as the Commissioner of Banking and Insurance shall designate, and the said commissioner shall furnish blank forms for the report required, and may call for additional reports at such other times as may seem to him expedient; if any such association shall fail to file such annual report prior to the first day of February, or to furnish such additional

reports as may be called for by the Commissioner of Banking and Insurance within such reasonable time as shall be fixed by said commissioner, it shall be liable in a penalty of two hundred and fifty dollars and costs of action, to be sued for and collected by said commissioner in the name and for the benefit of the State.

IV. FUNDS—HOW INVESTED.

47. Of members in this State.

The funds received by any such association from members in this State shall be invested in the same manner and no other as provided in this act for such associations of this State.

Legal investments.

V. RENEWAL OF AUTHORITY.

48. When commissioner may refuse.

The Commissioner of Banking and Insurance is hereby authorized to refuse to renew the annual certificate of authority to do business in this State to any such association, if in his judgment the affairs of such association are in an unsound condition, or its investments are illegal or unsafe, or its liabilities exceed its assets, or it is not complying with all the provisions of this act.

May refuse renewal of certificate of authority.

ARTICLE III. RELATING TO ALL BUILDING AND LOAN ASSOCIATIONS.

I. WITHDRAWAL OF SHARES.

49. How withdrawn.

The shares of every such association of this State, or doing business therein, may be withdrawn by the holder at any time, by giving such written notice as may be provided for in the constitution or by-laws, not to exceed thirty days; if the withdrawal be made within the first year, the withdrawal value of the shares withdrawn shall be not less than the sum of the subscription or dues paid on such shares, less a proportionate share of any loss sustained by such association; after the first year a reasonable share of the profits less unpaid fines shall be included in the withdrawal value; in case such shares are pledged as collateral security for the repay-

Holder may withdraw shares.

If in first year.

After first year.

Salaries, etc.,
not rated as
losses.

ment of a loan made thereon by such association, the amount of such loan shall be deducted from such withdrawal value and the difference only paid to such member; amounts paid for salaries, commissions and other current expenses shall not be considered losses within the meaning of this section.

50. Shares issued in trust for another or to a minor—payment of.

Payment of
shares held
in trust or to
minor.

Whenever any shares in any such association shall have heretofore been issued or shall hereafter be issued to any person in trust for another, and no other or further notice of the existence and terms of the trust shall have been given in writing to such association, the trust shall be presumed to have been created by act of the trustee alone and in the event of the death of the trustee, the amount due on said shares, or any part thereof, together with the profits, earnings or interest thereon, shall be the sole property of the person for whose benefit the shares were issued, and may be paid to such person if of the age of sixteen years and upwards, or to the guardian of such person if under the age of sixteen years, and any amount due on shares held by a minor may in like manner be paid to such minor if of the age of sixteen years.

51. Shares issued to man and wife or to joint owners, payment of.

Payment of
shares issued
jointly.

When shares shall have heretofore been issued or shall hereafter be issued by any such association, in the name of husband and wife, and one of them shall die, or to two persons as joint owners and one of them shall die, the amount due thereon, with all earnings, profits or interest, shall be the property of the survivor and shall be paid by such association to the survivor, and the receipt or acquittance of the person so paid shall be a valid and sufficient release and discharge to such association for any payment so made.

52. Payment of withdrawals.

Order of pay-
ment.

Withdrawals from any such association shall be paid in the order in which the notices thereof shall have been received, but not more than one-half of the receipts of any one month shall be required to be used for the payment of withdrawal claims, without the consent of the

board of directors, until the oldest of such claims then unpaid shall have been on file for a period of six months; but in no case shall payment be postponed for a period longer than six months from the date of such notice, and any member who has given the said notice may sue for and recover the withdrawal value of his shares in any such association in any court of competent jurisdiction, if the same is not paid in six months from the date of the giving of said notice of withdrawal.

Recovery after
six months.

II. COMPENSATION OF OFFICERS.

53. Limitation of expenses.

The expenses of any such association in any fiscal year shall not exceed the total receipts from admission or membership fees and one per centum of the average amount of loans outstanding during said year on mortgages, shares and other securities and investments in securities of the character authorized by this act and the equity in real estate owned or sold under contract; the term "expenses" as used in this section shall not be construed to include taxes on mortgages, or taxes, assessments, repairs and insurance on real estate owned, or dividends or profit on single payment, paid up, or unpaid matured shares, paid or accrued, or interest on borrowed money or any interest-moneys which such association may have paid or is obligated to pay for such fiscal year, or expenses of foreclosure or other litigation; the provisions of this section shall not apply to any such association whose assets are less than fifty thousand dollars.

Annual ex-
penses allow-
able.

Certain excep-
tions to ex-
penses.

Proviso.

54. Annual reports.

Every such association shall, in its annual report to the Commissioner of Banking and Insurance, state the names and addresses of its directors, officers, attorney, auditors, agents and other employees, and the compensation, if any, paid to each.

What annual
report to show.

III. TERMINATION OF MEMBERSHIP.

55. Payments to be made on.

If a member of any such association shall fail for six successive months to pay his installments as the consti-

Failure to
pay install-
ments.

tution shall provide, his membership in such association shall, at the option of the board of directors, thereupon cease and determine, but in no case shall further fines or penalties be charged against his account; if he be a borrower on bond and mortgage, the principal sum of such mortgage shall, at the option of the board of directors, become at once due and payable, unless by the terms of the mortgage, the same shall sooner become due and payable, in which event he shall be allowed the withdrawal value of his pledged shares as a credit on such mortgage loan less any arrearages or charges in connection therewith; if he be not such a borrower, he shall be paid the withdrawal value of his shares, less the amount of any loan thereon as collateral security, that may have been made by such association; if the address of such member, or of his legal representative in case of his death, be not known and the same is not ascertained within one year from the termination of his membership, such association may apply to the Orphans' Court of the county wherein the same is located for an order designating some bank, trust company or savings bank in said county, in which such moneys may be deposited to the credit of such member or his legal representatives, and said court is hereby empowered to make such order, and a compliance with the terms of such order shall be a full discharge of all liability on the part of such association to such member for the amount so deposited; the moneys so deposited shall be paid by such bank or trust company or savings bank to such member or his legal representatives in the same manner and under the same conditions as if such deposit had been made personally by such member; *provided*, there shall be deducted from the amount due such member such reasonable sum for the costs of the application as the court may direct.

If borrower.

Not a borrower.

Address unknown.

Court procedure.

Proviso.

IV. EXAMINATION.

56. By Department of Banking and Insurance.

Right of inspection and examination.

Every such association shall be subject to the inspection and supervision of the Department of Banking and Insurance, and the Commissioner of Banking and Insurance shall, either personally or by some person to be

appointed by him, visit and examine every such association at least once in every two years, or oftener if deemed expedient. When deemed advisable the examiner shall verify the liabilities of such association to its members by an inspection and verification of their pass-books. The said commissioner shall promptly communicate the result of every examination to the president of every such association examined who shall present the same to the board of directors at the next regular meeting or a special meeting, if deemed advisable or if so directed by the commissioner, and the action taken thereon by the board shall thereupon be promptly communicated by the president to the commissioner. The officers, directors and employees of every such association shall exhibit its books, papers and securities to said commissioner, or to the person appointed by him to conduct the examination, and otherwise facilitate the same so far as it may be in their power to do; and the said commissioner and every such examiner shall have power to administer an oath or affirmation to any person whose testimony may be required on any such examination, and to compel the appearance and attendance of any such person for the purpose of such examination, by subpoena ad testificandum, or subpoena duces tecum; the subpoena herein provided for may be served by any police officer or constable of the municipality in which such person may reside; and in case any person summoned shall refuse to obey such subpoena, or to give testimony, or to answer questions as required, or to produce any books, papers or documents as required, any justice of the Supreme Court of this State may, upon application made to him and upon proof being made of such refusal, make an order awarding process of subpoena or subpoena duces tecum, out of the said court for such witness to appear and testify before such commissioner or examiner as aforesaid, and may make an order or orders that any party give testimony and answer questions as required, and produce books, papers or documents as required; and upon filing such order in the clerk's office of the said Supreme Court, it shall be the duty of the said clerk, under the seal of said court, to issue process of subpoena to appear before said commissioner or examiner as aforesaid at a

Exhibition of
books, etc.

Power of
subpoena.

Process
issued

time and place named therein, and so from day to day until the examination of such person shall be completed; and said subpoena may contain a direction that such witness bring with him to such examination any books, papers or documents therein mentioned, and it shall also be the duty of said clerk to issue, under the seal of said court, such other or further order in reference to the examination, appearance, production of books, papers or documents before said commissioner or examiner as aforesaid as said justice shall direct; and in case any person so summoned by subpoena issued by said clerk as aforesaid, shall refuse to obey such subpoena or any direction therein, or to give testimony, or to answer questions as required, or to produce any books, papers or documents as required; or in case any such person shall refuse to obey any order made by said justice as aforesaid, it shall be lawful for such commissioner or examiner as aforesaid upon affidavits proving the facts, to apply to said justice of the Supreme Court for an attachment against such person as for a contempt; and it shall be the duty of such justice to hear such application, and if satisfactory proof be made of such refusal, to issue an attachment, directed to any constable or police officer of such municipality, for the arrest of such person, and upon his being brought before him, to proceed to a hearing of the case; and the said justice shall have power to enforce, by imprisonment in the county jail, obedience to such subpoena, and the answering of any question that may be proper, and the production of any book, paper or document that the witness would be compelled to produce in a court of law, and also to compel such witness to pay the costs of the said proceeding, to be taxed by the justice; and any person who shall willfully and corruptly testify falsely to any material matter, upon oath or affirmation administered by said commissioner or examiner as aforesaid, upon such investigation or inquiry or in regard to any report made to the said commissioner shall be guilty of perjury, and punished accordingly.

57. Immunity.

Any person violating this act shall be a competent witness and compellable to testify in any proceeding

Attachment
for contempt.

Service.

Enforcement.

As to costs.

Perjury.

Immunity to
violation testi-
fying.

under the preceding section of this act against any other person charged with so offending, but the testimony of such person given in any such case shall not be used in any prosecution, civil or criminal, against such person so testifying.

58. Commissioner to direct discontinuance of illegal or unsafe practices.

If it shall appear to the Commissioner of Banking and Insurance that any such association has violated its certificate of incorporation, constitution, or any law of this State binding upon it, or is conducting business in an unsafe or unauthorized manner, he shall by an order under his hand and official seal direct a discontinuance of such illegal or unsafe practices, and conformity with the requirements of its certificate of incorporation, constitution or any law of this State and safety and security of its transactions. Such order shall be sent to the president of any such association who shall present the same to the board of directors at the next regular meeting or a special meeting, if deemed advisable or if so directed by the commissioner, and the action taken thereon by the board shall thereupon be promptly communicated by the president to the commissioner.

Commissioner may order improper practices to cease.

59. Proceedings against insolvent or unsafe associations.

Whenever it shall appear to the Commissioner of Banking and Insurance, from any report filed or examination made as provided in this act, that any such association is insolvent, or exceeding its powers, or violating the law, or that its condition or methods of business are such as to render the continuance of its operations hazardous to the public or to those having funds in its custody, he shall have authority in case of any such association of another State to revoke and cancel its authority to do business in this State, and in case of any such association of this State to apply to the Chancellor for an injunction restraining such association from the transaction of any further business, or the transfer or disposal of its property in any manner whatsoever, and the Chancellor, being satisfied of the sufficiency of the application, may order an injunction and appoint a receiver, with power to sue for, collect,

Revocation of authority.

Application for injunction.

Receiver appointed.

If expenses
excessive.

receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description belonging to such association, and sell, convey and assign the same, and hold and dispose of the proceeds thereof under the direction of the Court of Chancery; or the application of the commissioner may be for an injunction against excessive expenses of management, or for the removal of the attorney or conveyancer or of one or more of the officers, or directors, or employees or agents of such association, or for such other relief or correction as the particular facts may seem to demand, and the Chancellor, after hearing, shall have the power to grant such orders, and in his discretion, from time to time, to modify or revoke the same, as the evidence in the case, the situation of the parties and the interest involved shall seem to require.

V. GENERAL PROVISIONS.

60. Pass books, reports, et cetera, furnished each member.

Passbook,
rules, reports,
furnished
members.

Every such association shall furnish each member with a pass book, in which shall be entered every payment made by such member, and also mail or deliver to each member a printed copy of its constitution and by-laws and of all additions to and amendments thereof; every such association shall also annually mail or deliver to such member a full printed report of its affairs and financial condition, which report shall include a detailed statement of income from subscriptions or dues on shares, admission or membership fees, interest, fines, premiums and all other receipts, and a detailed statement of all disbursements, including expenses of management, stating the amount of compensation paid each officer.

Admission
fee.

61. Limitation on admission fee.

No such association shall hereafter charge as an admission or membership fee, including a share certificate, if such is issued, and a pass book, a sum in excess of twenty-five cents per share.

62. Annual report of commissioner.

The Commissioner of Banking and Insurance shall make annual report to the Legislature, on or before September first in each year, which shall embrace a statement of all proceedings taken under this act, a summary of the financial statements as of May thirty-first filed by every such association and such information touching the same as in his judgment may be useful, which said report shall be printed and ready for distribution within ninety days thereafter.

Commissioner's annual report to Legislature.

63. Record of members.

The secretary of every such association shall keep a record of the names and addresses of all its members, and shall, when so notified by a member, change the record of his address; and when in this act it is provided that any notice shall be given the members of such an association, or a report or statement shall be sent them, such notice, report or statement shall be sent by the secretary by mail prepaid to each member at his last known address.

Record of names and addresses.

64. May purchase certain real estate.

Any such association may purchase at any sale, public or private, any real estate upon which it may have a mortgage, judgment or other lien, or in which it may have an interest.

Purchase of real estate.

65. Receiver in foreclosure.

When in any proceeding for the foreclosure of a mortgage held by any such association it shall appear to the court that the sum due on the mortgage, together with prior liens upon the mortgaged premises, amounts to upwards of eighty per centum of the market value of said premises, or that the premises are vacant or uncared for, the complainant or plaintiff shall be entitled to have a receiver appointed of the rents, issues and profits of the mortgaged premises pending the termination of the foreclosure proceedings, and such receiver shall be clothed with all the power and authority and subject to the duties appertaining to receivers in other foreclosure suits.

Receiver in foreclosure proceedings.

66. Cancellation and discharge of mortgages.

No mortgage given to any such association shall be canceled of record by the county clerk or register of

Authority for cancellation of mortgage endorsed.

deeds of any county in this State, unless there shall be endorsed upon said mortgage an authorization to cancel the same, over the signatures of the president or a vice-president and secretary or treasurer of such association, with its corporate seal affixed thereto; *provided*, that where the cancellation of a mortgage has been authorized and the said mortgage has been lost or destroyed before cancellation, it shall and may be lawful for the officers herein named, under the seal of such corporation, to make and deliver a satisfaction piece, duly acknowledged and attached to which shall be an affidavit by some person having knowledge of such loss or destruction and setting forth the facts thereof, and upon the production of such satisfaction piece, with said affidavit attached thereto, to the county clerk or register of deeds of the county wherein the original mortgage is recorded, such production shall be warrant and authority in law for the cancellation of said lost or destroyed mortgage.

Proviso.

67. Limitation on fines.

Fines after withdrawal.

Proviso.

No such association shall charge fines after a notice of withdrawal shall have been filed, nor fines upon fines; and after a default in any periodical payment for three successive months, cumulative fines shall not be charged in excess of two per centum per month on the amount in arrears; *provided*, in no case shall more than six months' full fines be charged against a member's account in any one fiscal year, except, however, that interest not exceeding one-half of one per centum per month on the total amount of arrearages, exclusive of fines, may be charged after such six months.

68. Apportionment of profits and premiums.

Apportioning gross earnings.

No gross premium upon a contract sale of real estate, or gross premium on a loan, or advancement, charged or received by any such association shall be used or regarded by such association as a profit wholly earned if any part thereof is rebatable before the maturity of the shares upon which the loan is made; but it shall be apportioned over a period fairly estimated to mature the shares pledged thereon, and for that period, in a decreasing proportion, shall be carried as an unearned profit.

69. Establishment of reserve fund.

Any such association may set apart, as a reserve fund, out of the net profits of each year before any division or apportionment is made, an amount not to exceed such sum as the constitution shall provide; *provided*, that in any association that permits the shares of nonborrowers to be matured in a shorter period than the shares of borrowers, or in any association that permits withdrawal of shares with full profits, and in every association that has matured any shares, whenever the ratio of total profits and surplus to all other liabilities of such association, including installment dues paid in, paid up or other shares and borrowed money, is less than fifteen per centum, there shall be set apart as a reserve fund out of the net profits of each year before any division or apportionment is made, an amount not less than two per centum of said net profits, and at no time shall said reserve fund exceed five per centum of the total assets of such association.

Reserve fund.

Proviso.

The reserve fund shall not be used except to make good any unforeseen losses or to meet extraordinary expenses. Any profits not apportioned or set apart as a reserve fund may be held as undivided profits to be used as other earnings, excepting that such undivided profits at no time shall exceed two per centum of the total assets of such association. Reserve fund and undivided profits shall be loaned and invested in the same manner as are other moneys of such association.

Use of reserve fund.

Undivided profits.

70. Penalty for false statements.

Every director, officer, agent or employee of any such association who shall willfully and knowingly subscribe or make any false statement of facts, or false entries in the books of such association, or knowingly subscribe or exhibit any false paper, or conceal or refrain from exhibiting any books, papers or records of such association with intent to deceive any person authorized to examine as to the condition of affairs of such association, or willfully or knowingly subscribe to or make any false report, shall be guilty of a high misdemeanor, and punished according.

False statements or entries.

Penalty.

Unlawful fees, exac- tions, etc.	<p>71. Penalty for accepting unlawful fees, et cetera.</p> <p>Any officer, director, employee, agent or attorney of any such association who shall in anywise directly or indirectly, ask for, demand, exact, require, receive or accept, for his personal use, benefit or advantage, any sum of money, or any property or other thing, or any credit, or any promissory note, bill of exchange, check or other evidence of debt, or any security, promise, contract, covenant, agreement or obligation, express or implied, for the payment, delivery, alienation or transfer of any money, property or other thing, or for the performance or rendering of any act or service, as a bribe, present, reward, inducement, commission or fee for loaning any funds of or giving any credit on behalf of such association or for recommending, approving, voting for or consenting to the making of any loan or the giving of any credit by such association shall be guilty of misdemeanor and punished by a fine not exceeding one thousand dollars, or by imprisonment, with or without hard labor, as the court may direct, for any term not exceeding three years, or both; <i>provided</i>, that nothing in this act contained shall be construed to prevent the attorney of any such association, such attorney being a member of the bar of New Jersey, charging fees for professional services, nor shall this act be construed so as to prevent a charge of the fees for covering the expense of a committee of such association appointed to examine and appraise property offered as security.</p>
Punishment.	<p>72. Only cash paid as loans.</p> <p>No such association shall pay or give to a borrower as a loan secured by mortgage anything except cash. Any officer or director of any such association violating this section shall be guilty of a misdemeanor and punished accordingly.</p>
Proviso.	<p>73. Designation of shares.</p> <p>Without changing their status as common shares all shares issued by any such association shall be designated as follows:</p>
Loans paid in cash.	<p>I. Installment.</p>
Designating shares:	<p>Installment shares shall be payable monthly, semi-monthly or weekly or as the constitution of any such association shall provide.</p>
Installment;	

II. Single payment.

Single payment shares may be issued upon the payment of such an amount as will mature by the addition of dividends accredited thereon at the same percentage of profits apportioned to installment shares at approximately the same time as installment shares mature by the payment of regular dues.

Single payment;

III. Juvenile.

Juvenile shares may be issued to, or in the name of any minor, if the constitution shall so provide, and shall be held for the exclusive right and benefit of such minor, and free from the control or lien of all other persons except as hereinafter provided; and the accumulations on these shares, together with the dividends accredited thereon, shall be paid to the person in whose name the shares have been issued if such person be over the age of sixteen years and if not to his or her parent or guardian, and the receipt or acquittance of such minor over sixteen years old or of the parent or guardian of such minor less than sixteen years old shall be valid and sufficient release and discharge to such association for such accumulation together with the dividends accredited thereon, or any part thereof. Owners of juvenile shares shall not be chargeable with fines of any kind and need not be required to make regular or specific payments. Such shares may be credited with dividends from the apportioned profits of such association at a rate not in excess of the rate of dividend credited to installment shares.

Juvenile;

IV. Paid up.

Paid up shares shall be shares the maturity value of which shall be paid in advance.

Paid up.

74. Status of shares.

All shares issued by any such association shall be of the same maturity value, but any such association may amend its constitution in such manner that all shares thereafter issued shall have a maturity value differing from the maturity value of shares therefore issued and any change of maturity value heretofore made in such manner in pursuance of an amendment to the constitution of any such association heretofore adopted shall be deemed not to contravene the provisions of this act; in case the maturity value per share is two hundred dollars

Status of shares of stock.

Half shares.	or more such association shall have the right to issue one-half shares; no such association shall issue preferred or other than common shares, and all members shall occupy the same relative status as to debts and losses of such association; the maturity of installment shares may be accelerated by the payment of an amount in excess of the regular installments if the constitution so provides, and such accelerated shares may be designated short term installment shares. No agreement or understanding shall be made or entered into whereby the time for surrendering paid-up shares to such association and withdrawing the value thereof shall be postponed, and paid-up shares shall only be surrendered and withdrawn on the same terms and under the same conditions as provided in the constitution for the surrender and withdrawal of installment shares; <i>provided</i> , that agreements may be entered into by and between any such association and any of its members holding paid-up shares, as the constitution shall provide, whereby said members waive participation in the general profits of such association in consideration of a fixed profit on the paid-up shares; <i>provided, further</i> , that no member shall hold paid-up shares in any such association of a value in excess of two per centum of the liability of such association for dues on installment shares, and in no case shall a member hold paid-up shares in any such association of a value in excess of twenty-five thousand dollars; <i>provided, further, however</i> , that this limitation shall not apply to paid-up shares that are received by a person by will or under the statute of distribution, or held as collateral security.
Short term shares.	
Surrendering paid-up shares.	
Proviso.	
Proviso.	
Proviso.	
Building and loan association defined.	75. "Building and loan association" defined. The term "building and loan association" as used in this act shall apply to and include all corporations, companies, societies or associations or persons acting together under a declaration of trust, commonly known as common law companies organized for the purpose of enabling its members to acquire real estate, make improvements thereon, and to remove incumbrances therefrom by the payment of money in periodical installments or principal sums; and for the accumulation of a fund to be returned to members who do not obtain advances for such purposes, when the funds of the corporation, company, so-

ciety or association amount to a certain sum per share, or otherwise doing business in the manner of what are commonly known as building and loan associations. Any such association may operate under either the serial plan or the optional payment plan, as its constitution shall provide. Such association issuing shares at fixed times or in series and requiring a given amount to be paid on each share at stated intervals shall be known as a serial plan association. Such association issuing shares with a minimum payment and not requiring a given amount to be paid thereafter on each share at stated intervals shall be known as an optional payment plan association.

Operating plans:
Serial plan;

Option payment plan.

76. May not act as savings bank or banking institution.

No such association shall directly or indirectly advertise for or solicit or receive deposits as a savings bank or banking institution.

Not act as bank.

77 Co-operative league.

It shall be lawful for such associations to join within a league or leagues organized for the purpose of protecting and promoting the building and loan interests of this State, and to pay their proportionate share of the expenses of the same.

Protective association.

78. Act applicable to all building and loan associations.

The provisions of this act relating to building and loan associations of this State shall apply to all such associations organized under any laws of this State, and no such association shall hereafter be incorporated except under this act; and the provisions of this act relating to building and loan associations of other States shall apply to all such associations doing business in this State, and no such association shall hereafter do business in this State except according to the provisions of this act.

Application of this act.

79. Invalidity of a section not to affect other sections.

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.

Validity of act.

80. Repealer clause.

The act entitled "An act relating to foreclosure of mortgages held by building and loan associations," ap-

Acts repealed.

proved April thirteenth, one thousand nine hundred and fifteen; the act entitled "An act relative to the cancellation of mortgages given to building and loan associations," approved April seventh, one thousand nine hundred and nineteen, and all acts amendatory thereof, and the act entitled "An act concerning building and loan associations," approved April eighth, one thousand nine hundred and three, 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, but this repealer shall not revive any act heretofore repealed, and this act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 66.

An Act concerning stray cattle, horses, sheep and swine and impounding the same.

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

Impounding
in townships.

1. It shall be lawful for any person to drive or convey to the public pound in the township any cattle, horses, sheep or swine found running at large in the streets or highways of such township and impound the same.

Animals tres-
passing im-
pounded.

2. It shall be lawful for any person or persons who at any time hereafter shall discover any stray cattle, horses, sheep or swine upon his or their improved lands in the township to drive or convey the same to the public pound in such township.

Fee for taking
strays to
pound.

3. For bringing said cattle, horses, sheep or swine to the pound, the party bringing the same shall receive two dollars and fifty cents per head from the pound keeper, to be by him collected from the owner as herein provided.

4. The pound keeper shall have two dollars and fifty cents per head for letting in, two dollars and fifty cents per head for letting out and fifty cents per day or part thereof for feeding and keeping while in the pound.

Poundkeeper's fees.

5. If the owner or owners of such cattle, horses, sheep, or swine so impounded shall not pay the charges for impounding and keeping the said cattle, horses, sheep or swine within five days after the same shall have been impounded and take the same away, it shall be the duty of the said pound keeper to sell the same, giving at least five days' notice of such intended sale, set up in five or more public places in such township; and if the owner shall not redeem the same before the time so notified, then the pound keeper shall sell the same accordingly, either on the day so advertised or on such day to which such sale may be publicly adjourned, and out of the money arising from such sale shall pay the charges of conveying to, and letting in the pound, keeping and feeding the same and two dollars for advertising and one dollar per head for selling the same, and pay the surplus to the owner or owners of said cattle, horses, sheep or swine if they shall appear and claim the same within three months after such sale; and if the owner or owners shall not appear within three months as aforesaid, then he shall pay the surplus to the overseer of the poor of the township for the use of the poor thereof.

Sale of impounded animals if owner does not redeem.

Notice of sale.

If surplus.

6. If any person, whether having charge of any cattle, horses, sheep or swine found running at large in the streets or highways or found trespassing upon the improved lands of any person, shall attempt to hinder or take away such cattle, horses, sheep or swine from any person taking or driving or attempting to take or drive them to the pound; or if any person shall unlawfully drive from any public pound in the township any horse, cattle, sheep or swine which are therein impounded, he shall be liable to a penalty of fifteen dollars to be recovered in any court of competent jurisdiction, by any person prosecuting the same, for the use of the party so prosecuting; *provided*, that nothing in this act shall be so construed as to debar any person from driving any cattle, horses, sheep, or swine along or over such streets or highways to or from pasture or in any lawful way,

Penalty for interference.

Proviso.

using such streets or highways for the purpose of driving over the same.

Repealer.

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

8. This act shall go into effect immediately.

Approved March 12, 1925.

CHAPTER 67.

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.

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

Bobolinks
protected.

1. The species of birds known as bobolinks, or reed-birds, be and the same are hereby classified as insectivorous and song birds, and shall receive the same protection afforded by said act to birds other than game birds, the provisions of said act being, for such purpose, extended so as to include such birds under the said classification.

Repealer.

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

Approved March 12, 1925.

CHAPTER 68.

A Supplement to an act entitled "An act for the construction, maintenance and operation of water works for the purpose of supplying cities, towns, townships, villages, boroughs and other municipalities in this State with water, and otherwise amending said act," approved April twenty-first, one thousand eight hundred and seventy-six, as such title was amended by an act approved June twenty-second, one thousand nine hundred and six.

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

1. Any company heretofore incorporated under any other act of the Legislature of the State of New Jersey, than the one to which this is a supplement, or any company incorporated under the act to which this is a supplement for the supplying of water to two or more municipalities, or any consolidated corporation which may have been formed by the consolidation of any such company or companies with each other and with any company or companies incorporated under the act to which this is a supplement, and which company or consolidated corporation is now engaged in supplying water for public and private use in any city, town, township, village, borough or other municipality in this State, or in more than one of such municipalities, may come under and be subject to the provisions of the act to which this is a supplement, and continue its existence and operation as if formed under the same, if such company or consolidated corporation shall make and execute a certificate under the hands of the president and the directors thereof, stating that it desires to come under the provisions and liabilities of the act to which this is a supplement, and be incorporated thereunder, which certificate shall be duly acknowledged or proved in the manner prescribed for the acknowledgment or proof of

Various water companies may come under water act.

Method.

Consent by
stockholders.

Certificate of
incorporation.

Proviso.

Proviso.

Proviso.

conveyance of real property, and shall be accompanied by the consent in writing of at least two-thirds in interest of all the stockholders of such company or consolidated corporation, having voting powers which consent shall be verified by the oath of its president or secretary; said certificate, upon approval by the Board of Public Utility Commissioners, shall be filed in the office of the Secretary of State; upon the filing of such certificate as aforesaid, the company or consolidated corporation making the same shall be deemed to be duly incorporated under the act to which this is a supplement, and to be duly authorized thereunder to supply water for public and private use in such municipality or municipalities, and to exercise all the rights and powers conferred by said act and the amendments thereof and supplements thereto, and may thereafter continue to maintain, operate and extend its works, mains, pipes and appurtenances in the said municipality or municipalities; *provided*, that no such company or consolidated corporation shall be relieved of any duty or liability imposed upon it, or existing at the time of the execution and filing of the certificate of reincorporation herein provided for; *and provided*, nothing herein contained shall be construed to limit or interfere with the right of any municipality where such works and appurtenances are located to regulate the manner of using the streets and public places therein by any such corporation for the purposes of its business; *and provided, further*, that such certificate shall be filed as aforesaid before the first day of January, one thousand nine hundred and twenty-six.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 69.

An Act concerning cities of the third class, and providing for the organization of the government thereof.

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

1. The annual meeting of the common council, or other governing body, in any city of the third class shall be held on the second day of January, at the hour of twelve o'clock noon, unless such council, or other governing body, shall by resolution fix some other hour on said day for such meeting; *provided*, that should the second day of January fall on Sunday the said meeting shall be held on the following day. Time for annual meeting.
Proviso.

2. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 70.

An Act to amend an act entitled "An act to regulate hunting with firearms for wild animals and fowl and angling for fish in fresh waters and providing for the issuance of licenses for such hunting and angling," approved April ninth, one thousand nine hundred and fourteen.

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 so that the same shall read as follows: Section 2 amended.

Licenses.	2. The licenses issued under this act shall be of the following kinds:
Resident's license.	First. A license issued to persons who are citizens of the United States above the age of fourteen years and who actually and bona fide reside in this State at the time of the application for such license and who have actually and bona fide resided in this State for at least one year immediately prior thereto. This license shall be designated as the residents' hunting and fishing license and shall authorize the holder thereof to hunt and fish. The fee for this license shall be one dollar and fifty cents, together with an issuance fee of fifteen cents. This license shall be invalid from the date of its issue when issued to any person not entitled thereto hereunder.
Fee.	
Nonresident and alien license.	Second. A license issued to persons above the age of fourteen years, not entitled to a resident's license, authorizing such person to hunt and fish. This license shall be designated as the nonresidents' and aliens' hunting and fishing license. The fee for this license shall be ten dollars, together with an issuance fee of fifty cents.
Fee.	
Fishing only.	Third. A license issued to any person above the age of fourteen years not entitled to a resident's license, authorizing such person to fish only. This license shall be designated as the nonresidents' and aliens' fishing license. The fee for this license shall be three dollars, together with an issuance fee of twenty-five cents.
Fee.	
Expiration of licenses.	Every license issued under this act shall be void after the thirty-first day of December next succeeding its issuance.
When valid.	Every nonresidents' fishing license issued under this act shall be valid and operative only on such days of the week in the open season for angling in the State of New Jersey, as any fishing license issued to residents of the State of New Jersey by the State of residence of the applicant for the New Jersey nonresident's fishing license shall be valid and operative.
Act effective.	2. This act shall take effect on and from April first, one thousand nine hundred and twenty-five. Approved March 12, 1925.

CHAPTER 71.

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

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

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

Sec. 23, Art. XX, amended.

23. When any improvement ordinance shall require the taking of lands or real estate, or any right or interest therein of any owner thereof, the ordinance for that purpose, when introduced, shall state the location and character of the improvement proposed to be made, the lands and real estate to be taken therefor sufficiently described so as to be readily identified, and such ordinance shall be accompanied by a map prepared under the direction of the governing body, showing in detail the location and dimensions of such land proposed to be taken. After the passage of such ordinance said map, together with a copy of the ordinance duly attested by the clerk of the governing body shall be filed with the officer or board charged with the assessment for the benefits in the municipality. Such officer or board or a majority of such board, shall make an award for said lands and real estate or right or interest therein to be taken, to the owner or owners thereof after hearings are held, upon notice, in the same way and manner as provided heretofore in this article in the case of assessments for benefits and awards for incidental damages where no lands are to be taken, and shall certify and report the same to the governing body in the same way and manner as provided in section twenty-seven of this article in the case of assessments for benefits and incidental damages where no lands are taken, and said governing body shall proceed in regard thereto in the same way and manner prescribed in said section twenty-seven; except that if for any reason, such as that the aggregate awards for damages is so large as to

Ordinance to state location of land to be taken.

Map.

Award.

If awards too large for improvement.

render the making of the proposed improvement unwise in the judgment of the governing body, nothing in this act shall be construed to deprive it of power to abandon the proposed improvement and repeal the improvement ordinance at any time prior to confirmation of any award for lands to be taken thereunder. When any award made under this section is confirmed by the governing body the amount thereof shall promptly after such confirmation be tendered to the person or persons entitled thereto and before the commencement of the work. In case of uncertainty as to who is entitled thereto, or where the municipality is unable to tender any such award by reason of the incapacity or absence of any person entitled thereto, or otherwise or where any person or persons refuse to accept or receive such award the same may be paid into the Court of Chancery and shall there be distributed to the person or persons entitled thereto according to law.	
Payment of award.	
Payment into Chancery.	
Title vested in municipality.	Upon the acceptance of any such award, or payment of the same into the Court of Chancery, title to such land and real estate or right or interest therein shall vest in the municipality, which may thereupon enter upon and take possession of such land and real estate or right or interest therein and remove all persons therefrom, and a duplicate original of such award as confirmed, or a copy thereof certified by the clerk of the municipality as a true copy of the award as confirmed by the governing body, shall be recorded in the county in which such municipality is situated in the records of deeds for such county; and the officer in charge of such office shall cause the names of the owner or owners of the property taken as shown by such award to be indexed under "Grantors" in the index of deeds for such county, and the names of mortgagees named in such award under "Releasees" in the index of releases of mortgages for such county. A copy of such map shall be filed in the same office.
Record in county office.	
Owner may appeal.	Any owner or owners of lands or real estate taken for any such improvement may appeal to the Circuit Court of the county wherein such municipality is situate at any time within thirty days after the confirmation by the governing body of the award complained of. Such

appeal shall be taken in the manner prescribed in section twenty-three-a of this article. The court to which appeal is had shall order a trial by a struck jury to assess such damages and benefits anew. Such trial shall be conducted as in other cases of trial by jury in condemnation appeal actions, upon an issue to be framed under the direction of or by the court. No such appeal nor trial shall delay the prosecution or completion of the improvement, but the municipality may proceed therewith as though said appeal had not been taken. The judgment entered in any Circuit Court in such appeal shall fix the amount to be recovered by the appellant, and such judgment may be enforced in the same manner as are other judgments of said court. Such judgment (except as to costs) shall not be enforceable against the municipality until thirty days after the final judgment is entered; and such judgment shall be discharged (except as to costs) and the land freed from the award on filing in said court, within such thirty days, a certified copy of an ordinance repealing the improvement ordinance. In case the judgment of the Circuit Court is appealed to or otherwise reviewed by any Appellate Court, the words "final judgment" as used in this section, shall mean the judgment of the final Appellate Court to which the case shall be taken.

Entry of
judgment.

Recovery of
judgment.

Final judg-
ment.

2. Section twenty-seven of Article XX of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Sec. 27, Art.
XX, amended.

27. Upon the making of such assessments, the officer or board charged with the duty of making the same, shall certify his or their assessments to the governing body by a report in writing signed by said officer, or if made by said board, then by at least a majority of their number; said report shall be accompanied by a map showing the lands and real estate taken, damaged or benefited by said improvement, and for which damages or benefits have been assessed; such report may be considered by the governing body at any meeting of which at least two weeks' previous notice shall have been given by the clerk or officer designated as aforesaid by said governing body, posted in five public places in such municipality, or published in a newspaper cir-

Report by
officers mak-
ing assess-
ment.

Consideration
of report.

	culating therein once each week for two weeks prior to such meeting, as the governing body may direct, and also by mailing a copy of said notice to such owner or owners named in said report, directed to their last known postoffice addresses; the affidavit of said clerk or other designated official shall be conclusive as to such mailing; the notice shall briefly state the object of the meeting with reference to said assessment; at that or any subsequent meeting, the governing body, after considering the said report and map, may adopt and confirm the same with or without alterations as by them may seem proper; it shall be lawful for said governing body to refer the matter to any committee of their own body, or to the officer or board making such assessments for revision or correction before taking final action upon it; when the report shall be adopted and confirmed, with or without alterations, the same shall be final and conclusive, from which appeals may be taken as hereinafter provided.
Final report conclusive.	
Mailing notice.	Failure to mail the notice in this section required shall not invalidate the above proceedings.
Sec. 29, Art. XX, amended.	3. Section twenty-nine of Article XX of the act to which this act is an amendment be and the same is hereby amended to read as follows:
Duty of collector.	29. Immediately after the confirmation of any such assessment, a duplicate of the same, duly certified by the clerk of the body confirming the same, shall be delivered to the tax collecting officer of the municipality. Such assessment shall be payable immediately upon delivery to such collecting officer, who shall immediately after delivery to him, send out by mail or deliver to the owners of such lands, bills for such assessment; the collector shall enter the date and amount of each payment on his duplicate in the proper column opposite the item of the assessment on account of which payment is made, and shall also enter the same in a proper cash book credited to the taxpayer, and shall also enter therein a designation of the property on which the tax was paid, the total amount of the assessment and the interest and penalty charged; the cash book shall be provided by the collector at the expense of the taxing district, and shall be the property of the taxing district,
Cash entries.	
Cash book.	

and be open at all reasonable times to public inspection. The body controlling the finances may make additional regulations for recording, accounting for, and collection of assessments.

4. Section thirty of Article XX of the act to which this act is an amendment be and the same is hereby amended to read as follows: Sec. 30, Art. XX, amended.

30. Every assessment for local improvements of any kind, together with interest thereon and all costs and charges connected therewith, shall upon confirmation of the same by the governing body, be a first and paramount lien upon the lot of land described in such assessment, and paramount to all prior or subsequent alienations and descents of such lands or encumbrances thereon, except subsequent taxes or assessments, notwithstanding any mistake in the name or names of any owner or owners, or any omission to name any owner or owners who are unknown, and notwithstanding any lack of form therein or in any other proceeding which does not impair the substantial rights of the owner or owners or other person or persons having a lien upon or interest in any such lot of land; all assessments for local improvements shall be presumed to have been regularly assessed and confirmed, and every assessment or proceeding preliminary thereto shall be presumed to have been regularly made or conducted until the contrary be shown. All assessments a lien.

5. 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 forty-two, which section shall read as follows: Informalities not to invalidate proceedings.

42. Any owner of any property assessed for benefits or awarded damages as incidental to the improvements as distinguished from damages for land to be taken under this act, may, within thirty days after confirmation of such assessment or award, appeal from the same to the Circuit Court of the county wherein such municipality is located by serving written notice of such appeal within such thirty days upon the tax collector and a duplicate upon the clerk of the governing body. A copy of such notice, together with verification of the service thereof, shall be filed in the office of the clerk of said Assumption that assessments are regular.

Court procedure.	court within one week after service thereof, or such appeal shall be considered waived. Such notice shall state the address of the appellant where notice of further proceedings may be served upon him. The hearing of such appeal shall be brought on upon order of said court at a day and place to be fixed by it, but all such appeals from assessments or awards for incidental damages under the same improvement shall be heard by the court
Determination.	and determined at one time. Said court shall have power to prescribe rules to regulate the practice in the taking and conduct of such appeals, and on the hearing thereof said court shall determine whether or not the assessment for benefits or award for incidental damages appealed from upon or to any parcel of land or real estate is a just and fair assessment or award, and if not, shall make an order correcting the same, or if the assessment or award is sustained, shall so order. But the determination of the court in regard to all such appeals in the case of any one improvement shall be embodied in one and the same order, and shall direct that a certified copy of the same shall be served upon the tax collector and upon the clerk of the municipality.
Corrections entered.	The tax collector shall, upon receiving such certified copy of such order, note in his books any corrections or changes made thereby and report the same to the chief financial officer of the municipality. After confirmation the governing body shall still have power, upon due proof by affidavit of such error, to order by resolution the correction of any manifest error in any assessment for benefits from which no appeal has been taken, and upon the adoption of such resolution the tax collector shall note and report such correction in the same manner.
Further corrections.	
As to constitutionality of act.	6. In case, for any reason, any section or provision of this act shall be questioned in any court and shall be held to be unconstitutional or invalid, the same shall not affect any section or provision of this act, except so far as the section or provision so declared unconstitutional or invalid, shall be inseparable from the remainder or any portion thereof.
Act repealed.	7. An act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh,

one thousand nine hundred and seventeen, approved March twelfth, one thousand nine hundred and twenty-four, be and the same is hereby repealed; and all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed; *provided, however*, that the repeal of said act shall not operate to vacate, impair or in anywise interfere with any proceeding or proceedings, instituted pursuant to the provisions of said act, and all such proceedings shall be continued and concluded in the manner in said act directed.

Repealer.
Proviso.

8. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 72

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, nineteen hundred and seventeen.

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

1. Hereafter in cities of the first class in this State when any improvement ordinance shall require the taking of lands or real estate, or any right or interest therein of any owner thereof, the ordinance for that purpose, when introduced, shall state the location and character of the improvement proposed to be made, the lands and real estate to be taken therefor sufficiently described so as to be readily identified, and such ordinance shall be accompanied by a map prepared under the direction of the governing body, showing in detail the location and dimensions of such land proposed to be taken. After the passage of such ordinance said map, together with a copy of the ordinance duly attested by the clerk of the governing body, shall be filed with the officer or board charged with the assessment for benefits in such city of the first class. Such officer or board, or a majority of

Location of
land to be
taken.

Map.

Map and
ordinance filed
with taxing
officer.

Award.	such board, shall make an award for said lands and real estate or right or interest therein to be taken, to the owner or owners thereof after hearings are held, upon notice, in the same way and manner as provided heretofore in Article XX of the act to which this act is a supplement in the case of assessments for benefits and awards for incidental damages where no lands are to be taken and shall certify and report the same to the Circuit Court of the county in which such city of the first class is situated in the same way and manner as hereinafter provided in the case of assessments for benefits and incidental damages where no lands are taken, and said Circuit Court of the county in which such city of the first class is situated shall proceed in regard thereto in the same way and manner as hereinafter provided in the case of assessments of benefits and incidental damages, except that if for any reason, such as that the aggregate awards of damages is so large as to render the making of the proposed improvement unwise in the judgment of the governing body, nothing in this act shall be construed to deprive it of power to abandon the proposed improvement and repeal the improvement ordinance at any time prior to confirmation of any award for lands to be taken thereunder. When any award made under this section is confirmed by the Circuit Court of the county in which such city of the first class is situated the amount thereof shall promptly after such confirmation be tendered to the person or persons entitled thereto and before the commencement of the work. In case of uncertainty as to who is entitled thereto, or where such city of the first class is unable to tender any such award by reason of the incapacity or absence of any person entitled thereto, or otherwise, or where any person or persons refuse to accept or receive such award the same may be paid into the Court of Chancery and shall there be distributed to the person or persons entitled thereto according to law.
Court procedure.	
If award too great for improvement.	
Tender of award.	
When paid into Chancery.	
Right of possession.	Upon the acceptance of any such award, or payment of the same into the Court of Chancery, title to such land and real estate or right or interest therein shall vest in such city of the first class, which may thereupon enter upon and take possession of such land and real estate or

right or interest therein and remove all persons therefrom, and a duplicate original of such award as confirmed, or a copy thereof certified by the clerk of the said Circuit Court as a true copy of the award as confirmed by the Circuit Court of the county in which such city of the first class is situated, shall be recorded in the office in which deeds are recorded in the county in which such city of the first class is situated in the records of deeds for such county; and the officer in charge of such office shall cause the names of the owner or owners of the property taken as shown by such award to be indexed under "Grantors" in the index of deeds for such county, and the names of mortgagees named in such award under "Releasers" in the index of release of mortgages for such county. A copy of such map shall be filed in the same office.

Copy of award
recorded.

The said report as confirmed by the Circuit Court shall fix the amount to be recovered by the owner, and such awards may be enforced in the same manner as are other judgments of said court. Such confirmed award shall not be enforceable against the cities of the first class until thirty days after the rule or order of confirmation is entered; and such award shall be discharged and the land freed from the awards on filing in said court, within such thirty days, a certified copy of an ordinance repealing the improvement ordinance. In case the award of the Circuit Court is appealed to or otherwise reviewed by an Appellate Court, the words "Rule or order of confirmation" as used in this section, shall mean the judgment of the final Appellate Court to which the case will be taken.

Award en-
forceable.

2. In addition to the making of assessments for benefits, the said officer or board, or majority of such board, shall also at the same time fix and determine the amount, if any, that any property is damaged incidentally to the making of the improvement, but exclusive of damages for land taken. The amount of such incidental damages accruing to any parcel of land or real estate shall be deducted from the amount of any benefits assessed thereon. In case the amount of such damages as confirmed by the Circuit Court of the county in which such city of the first class is situated, shall exceed the benefits assessed

Assessment
for damages.

If balance.

Amount paid into Chancery.	upon any parcel of land or real estate, or in case no benefits shall accrue thereto, the balance or the amount of such damages may be raised as provided by law, and shall be paid by such city of the first class to the owner of any such parcel of land or real estate so damaged. In case there is an uncertainty as to the person who is to receive any award of such damages, the amount thereof may be paid into the Court of Chancery, and shall there be distributed according to law to the person or persons entitled thereto.
Assessment certified to Circuit Court.	3. Upon the making of any assessments for benefits or awards for incidental damages, the officer or board charged with the duty of making the same, shall certify his or their assessments to the Circuit Court of the county in which such city of the first class is situated by a report in writing, signed by said officer, or if made by said board, then by at least a majority of their number; said report shall be accompanied by a map showing the lands and real estate taken, damaged or benefited by said improvement, and for which damages or benefits have been assessed.
Map to accompany report.	
Hearing.	The said court shall cause such notice to be given as it shall direct, of the time and place of hearing any objection that may be made to such assessment, and, after hearing any matter which may be alleged against the same, the said court shall by rule or order either confirm the said report, or refer the same to the said officer or board for revision or correction, and the said officer or board shall return the said report corrected and revised, or a new report to be made to the said court, without unnecessary delay, and the same on being so returned shall be confirmed or again referred by the said court in manner aforesaid, as right and justice shall require and so, from time to time, until a report shall be made or returned which the said court shall confirm, and such report, when so confirmed, shall be final and conclusive, as well as upon the said city of the first class as upon the owners of any land and real estate affected thereby, and said court shall thereupon cause said report, together with the original orders or rules confirming the same, to be transmitted to and filed with the tax collecting officer of said city of the first class.
Determination	
Final report conclusive.	

The orders or rules confirming such assessments shall be entered in the minutes of the Circuit Court confirming the same before such report is transmitted to said tax collecting officer.

Entry of
orders.

4. Immediately after the confirmation of any such assessment, the original report together with the original orders or rules confirming the same, shall be delivered to the tax collecting officer of such city of the first class, and the assessment shall be payable immediately upon delivery to such collecting officer who shall immediately after delivery to him, send out by mail or deliver to the owners of such lands, bills for such assessment; the collector shall enter the date and amount of each payment on his duplicate in the proper column opposite the item of the assessment on account of which payment is made, and shall also enter the same in a proper cash book credited to the taxpayer, and shall also enter therein a designation of the property on which the tax was paid, the total amount of the assessment and the interest and penalty charged; the cash book shall be provided by the collector at the expense of the taxing district, and shall be the property of the taxing district, and be open at all reasonable times for public inspection. The body controlling the finances may make additional regulations for recording, accounting for, and collection of assessments.

Assessments
paid.

Collector's
duty.

5. Every assessment for local improvements of any kind, together with interest thereon and all costs and charges connected therewith, shall upon confirmation of the same by the Circuit Court of the county in which such city of the first class is situated be a first and paramount lien upon the lot of land described in such assessment, and paramount to all prior or subsequent alienations and descents of such lands or encumbrances thereon, except subsequent taxes or assessments, notwithstanding any mistake in the name or names of any owner or owners, or any omission to name any owner or owners who are unknown, and notwithstanding any lack of form therein or in any other proceeding which does not impair the substantial rights of the owner or owners or other person or persons having a lien upon or interest in any such lot of land; all assessments for local improvements shall be presumed to have been regularly

All assess-
ments a lien.

Presumed
assessments.
regularly
made.

assessed and confirmed, and every assessment or proceeding preliminary thereto shall be presumed to have been regularly made or conducted until the contrary be shown.

Repealer.

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

7. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 73.

An Act to provide for the revision and consolidation of the public statutes of this State.

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

Commission
to revise
public acts.

1. The Chancellor of this State is hereby authorized and directed to appoint three commissioners who shall be counselors at law of this State to revise, simplify, arrange and consolidate all the public acts of this State, which are general and permanent in their nature and which shall be in force at the time such commissioners shall make their final report.

Duties.

2. In the performance of such duty, said commissioners shall carefully collect and reduce into one act the different acts and parts of acts which from similarity of subject ought, in their judgment, be consolidated, arranging and distributing the same under such titles, chapters and sections or other suitable divisions and subdivisions as they shall deem proper, with head notes briefly expressive of the matter contained in such divisions, and also with side notes so drawn as to indicate the contents of the text, and with references to the original text from which each section shall have been compiled, and to the published decisions of the courts of this State expounding or construing the same; and, in every other respect, they shall complete the said revision in such a manner as to them shall seem most useful

Notes and
references.

and proper to render the said acts more plain, concise, and easy to be understood; *provided*, that no changes shall be made in the phraseology or distribution of the sections of any statute that has been made the subject of a judicial decision by which the construction thereof as established by such decision shall or can be impaired or affected.

Proviso.

3. The said commissioners shall lay a printed copy of the public acts so revised and consolidated by them before the Legislature at its next session after the conclusion of their work be re-enacted if the Legislature shall so determine; and at the same time, they shall suggest to the Legislature such contradictions, omissions and imperfections as may appear in the original text of the said acts, and the mode in which they shall have reconciled, supplied and amended the same; and they may also designate such acts, or parts of acts, as, in their judgment, ought to be repealed, with their reasons for advising such repeal; and may also recommend the passage of such new acts, or parts of acts, as, in their judgment, may appear necessary or expedient, either in lieu of in addition to any of the acts so revised and consolidated.

Report to
Legislature.

Suggestions
made.

4. The said commissioners may cause their work to be printed in parts so fast as it may be ready for the press, and distribute copies thereof to the members of the Legislature, and to such other persons, in limited numbers, as they may see proper, for the purpose of obtaining their suggestions.

Copies dis-
tributed for
study.

5. After the laws, so revised as aforesaid, shall have been submitted to and approved by the Legislature, the said commissioners shall prepare the same for the press with the references aforesaid, and such notes as shall appear best calculated for the public information and said books shall be distributed in the same manner as the Law and Equity Report are now distributed and one copy to each member of the present Legislature.

Book form.

6. Said commissioners shall choose their chairman and enter upon their duties as soon as practicable and shall be paid from time to time by the Treasurer of the State a reasonable compensation and allowance for their services and expenses, including the expenses of

Chairman.

Compensation.

clerical and stenographic assistants, to be audited and approved by the Chancellor of this State.

Vacancy in
commission.

7. In case any of said commissioners shall refuse to act, or shall die, resign or remove from the State before the completion of the duties assigned to said commissioners, it shall be the duty of the Chancellor to appoint a suitable person or persons of this State learned in the law to fill the vacancy thereby created.

Appropriation.

8. An appropriation of twenty-five thousand dollars is hereby made for the purposes of the initial expenses involved by this commission and additional moneys to defray the expense incurred under this act or to pay the expenditures which may be necessary in carrying it into effect, which have been audited and approved as herein provided, shall be paid out of the Revolving Fund in the hands of the State House Commission.

9. This act shall take effect immediately.

Approved March 12, 1925.

CHAPTER 74.

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 to 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 19
amended.

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

Taking bass,
perch, trout,
etc.

19. It shall be unlawful to take, catch or kill in any one day more than twenty-five trout, twenty rock bass, twenty in the aggregate of crappie and calico bass, ten salmon or ten in the aggregate of black bass and Oswego

bass, under a penalty of twenty dollars for each trout, rock bass, crappie, calico bass, salmon, or black bass and Oswego bass, so taken, caught or killed in excess of the number permitted by this section. Penalty.

2. Section twenty-eight of the act to which this act is amendatory be and hereby is amended so as to read as follows: Section 28 amended.

28. It shall be unlawful to take, kill, catch or have in possession any pike perch, pike or pickerel excepting from the twentieth day of May to the last day of November, both dates inclusive, of each year and from the first day of January to the twentieth day of January, both dates inclusive, of each year, under a penalty of twenty dollars for each fish so caught, killed, taken or had in possession. Taking pike. And it shall be unlawful for any person fishing through the ice to use more than ten lines at any one time, or to take, kill, catch or have in possession on any one day, from the first day of January to the twentieth day of January, both days inclusive, more than ten in the aggregate of perch and pike perch, ten in the aggregate of pike and pickerel. Penalty. Any person who shall use more than ten lines while fishing through the ice, or take more than ten in the aggregate of perch and pike perch, ten in the aggregate of pike and pickerel in any one day or take any fish except perch, pike perch, pike or pickerel or sell or expose for sale any perch, pike perch, pike or pickerel so caught through the ice shall be liable to a penalty of fifty dollars. Fishing through ice. All such penalties recovered shall be remitted within ten days after the payment thereof by the court or magistrate before whom the same was recovered to the Board of Fish and Game Commissioners, who shall, upon presentation of a proper bill with proper certifications and verified by a judge of the court or by the magistrate, pay to the person swearing to the complaint in the proceeding in which said penalty was recovered, one-half of the penalty imposed, unless the person swearing to such complaint is a salaried fish and game warden. Lines allowed.

3. This act shall take effect immediately. Penalty.

Approved March 13, 1925. Disposition of penalties recovered.

CHAPTER 75.

An Act to authorize any municipality through which the Morris canal passes to construct an electric railway upon such canal lands and other lands required for such purpose and to enter into leases or contracts providing for the operation thereof, and to issue bonds therefor.

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

Electric railway on canal property.

1. Any municipality in which is located or through which passes any part of the "Morris Canal," as the same is defined and described in chapter 212 of the Laws of the year 1922, and chapters 78 and 229 of the Laws of the year 1924, or within which municipality there is located any property the title to which is now vested in the Morris Canal and Banking Company in trust for the State of New Jersey, and which municipality has acquired or shall acquire for public use, pursuant to the provisions of said acts, or either of them, or otherwise, any parts of said canal property either within or without its boundaries, shall have and is hereby given authority and power to lay out, construct and complete in and on the canal property so acquired for public use as aforesaid, and on any other property acquired by it for use in connection therewith, an electric railway, with all necessary or convenient stations, connections, turn-outs, switches, loops, structures, tunnels, entrances, exits and appurtenances, either underground, above or upon the surface of said property, and all other means and appliances necessary or proper to constitute the same a complete electric railway, and to extend the same to or connect with the lines or stations of any street railway, traction or steam railroad company; and such municipality is further authorized to enter into such contracts with any street railway, traction or steam railroad company as it may deem advisable to secure the operation of said railway, or it may lease the same to any electric

Municipality may contract for operation.

railway or traction company which may be authorized by law to lease and operate the same, for a period not to exceed fifty years, with the privilege of a renewal of said lease or contract for a further period not to exceed fifty years, upon such terms and conditions and for such consideration as may be therein agreed upon: and in fixing such terms, conditions and consideration the said municipality is authorized, if it deems it advantageous to do so, to provide in said contract or lease for the payment to it by such lessee or operating company, annually or otherwise during the term of such lease or contract or any renewal thereof, of a gross amount for the use, occupation and enjoyment of said electric railway and appurtenances, and in satisfaction or discharge of all other obligations of said lessee or operating company to such municipality arising or accruing from any operation of said railway or traction company within such municipality by virtue of any contract, ordinance, statute or otherwise, including the payment or adjustment of any franchise or other tax accruing or resulting from the operation of such municipal railway and other lines of such lessee or operating company.

May lease
railway.

Renewal of
lease.

Provision
for com-
pensation.

2. If in the judgment of the governing body of such municipality any part of said canal lands are of insufficient width or extent for the laying out and construction of said electric railway with necessary tracks, turnouts, connections, platforms or stations, such municipality shall have the power and is hereby authorized to acquire such necessary additional lands or easements for said purposes, by purchase or by condemnation as prescribed by the act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of 1900)."

Municipality
may acquire
additional
land.

3. Such municipality shall have the power and is hereby authorized to provide for all expenditures required for the laying out, construction and completion of such electric railway line and the lands, connections and appurtenances thereof hereinabove described by the issue and sale of the bonds of such municipality. Such bonds shall be issued in accordance with an act entitled "An act to authorize and regulate the issuance of bonds

Provision for
expenditures.

Bonds issued.

and other obligations and the incurring of indebtedness by city, county, 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 the amendments thereto and supplements thereof; *provided, however*, that the probable period of usefulness of the property and the improvements in connection therewith shall be deemed, for the purpose of declaration in a bond ordinance adopted in accordance with said act, to be fifty years.

Use of canal
property a
public one.

4. The rights, powers and authority hereby created and conferred upon such municipality to acquire and use such canal property in the manner hereinabove set forth, and to construct, lease, or secure the operation of an electric railway thereon, and to enter into contracts as herein specified, shall not be deemed ancillary, conditional, contingent or limited otherwise than as provided in this act, and the use and occupation of such canal property in the manner aforesaid shall be deemed and is hereby declared to be a public use.

Repealer.

5. 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 March 13, 1925.

CHAPTER 76.

A Supplement to an act entitled "An act concerning tuberculosis," 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*:

Counties may
contract for
care of
tubercular
children.

1. It shall be lawful for any board of freeholders of any county in this State to contract with any society or municipality maintaining a hospital or preventorium

for the care and treatment of any child or children not less than five or more than sixteen years of age, who has been an actual resident of any county in this State for not less than one year, threatened with tuberculosis or who are in such physical condition or surrounded by such circumstances that they seem in danger of contracting tuberculosis, upon such terms and conditions as they by agreement may deem proper.

2. Any such child or children may be admitted as a patient in such hospital or preventorium. The application may be signed on behalf of the child by any person interested in the welfare of the child by reason of relationship, or by the person having the care or custody of the child, or by any licensed physician of this State or by any representative of the State Board of Children's Guardians, or by any overseer of the poor. The residence of such applicant shall be determined by his or her actual and physical residence within the county, without regard to the legal settlement or residence of his or her parents or guardians. Such application shall have attached to it, in addition to the physician's certificate required by the act to which this is a supplement, a certificate by the county physician of said county, certifying that the applicant is in such physical condition as to be peculiarly susceptible to the development of tuberculosis. In all other respects, the procedure shall conform to and follow the procedure for the admission of tubercular patients to hospitals for the treatment of tuberculosis provided in the act to which this is a supplement.

3. The financial responsibility for the care and maintenance of such children admitted as aforesaid for treatment shall be determined and paid in the manner provided in the case of adult tubercular patients by the act to which this is a supplement; and there shall be paid by the State Treasurer, quarterly to each county which maintains, either in whole or in part, such children as are herein specified, the sum of three dollars a week, for each of such children, except those paying full maintenance.

4. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 77.

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 24
amended.

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

Dogs running
at large.

24. If any dog is found running at large in the woods or fields, except during the open season now or hereafter provided for killing of quail, rabbit, squirrel, English or ring-necked pheasant, ruffed grouse, prairie chicken, wild turkey or Hungarian partridge, the owner, lessee or custodian of such dog shall be liable to a penalty of twenty dollars for each offense. It shall be unlawful for any person to go into the woods or fields with a hound or firearm, except only during the open season now or hereafter provided for killing the above mentioned game birds or game animals, under a penalty of twenty dollars for each offense; *provided*, that the occupant of a farm may permit his dog to run at large on the land which he occupies, except during the open season for deer; *and provided*, that the owner, lessee or custodian of any dog may go into the woods or fields with such dog without firearms for the purpose of exercising or training said dog in daylight at any time except during the open season for deer, or may hunt foxes with hounds and firearms in daylight from November tenth to April thirtieth, both dates inclusive, except during the open season for deer. Any person hunting foxes who shall kill, injure, destroy or have in possession any bird or animal the killing of which is prohibited shall be liable to a penalty of one hundred

Penalty.

Proviso.

Proviso.

Other penalties

dollars for each bird or animal killed, injured, destroyed or had in possession. Any person who shall kill a fox Killing fox. and fail to report the same within forty-eight hours to a fish and game warden of the county in which such fox was killed, or to the Board of Fish and Game Commissioners at Trenton, shall be liable to a penalty of five dollars; *and further provided*, that this act shall not Proviso. apply to hunting deer, woodcock, snipe, rail, mud-hen and waterfowl at the time and in the manner provided by law; or to hunting raccoon with dogs and firearms between sunset and sunrise from the first day of October to the fifteenth day of December, both dates inclusive, of each year; or to the killing of crows, hawks, woodchuck and vermin at any time of year when in the act of destroying poultry, crops or property.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 78.

An Act to vest in the board of chosen freeholders of the county of Salem, for the use of the said county, the title to real estate and personal property, as well as the rights of action, and choses in action, now or heretofore vested in the "Trustees of the Poor of the County of Salem."

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

1. All lands, tenements, hereditaments and other interests in lands, and all rights, credits, goods, chattels, effects and other personal property now or heretofore owned and possessed by the "Trustees of the Poor of the County of Salem," and all rights and choses in action belonging to the said trustees, be and the same by virtue of the provisions of this act are hereby transferred to Certain lands and rights vested in freeholders.

and vested in the board of chosen freeholders of the county of Salem, for the use of the said county.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 79.

An Act to repeal sundry acts relative to the poor of the county of Salem.

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

The following acts be and the same are hereby repealed:

Act repealed.

1. "An act for the better relief and employment of the poor of the county of Salem" (Revision), approved April tenth, one thousand eight hundred and forty-six.

Supplement to act repealed.

2. A supplement to an act entitled "An act for the better relief and employment of the poor of the county of Salem" (Revision), approved April tenth, one thousand eight hundred and forty-six, approved January twenty-fifth, one thousand eight hundred and fifty-six.

Act repealed.

3. "An act relating to the organization and management of boards of trustees of the poor in counties of the third class of this State, and fixing and defining the terms of office of said trustees, and the duties of their office," approved March eleventh, one thousand nine hundred and ten.

Effect of act.

4. This act shall take effect immediately, but its said taking effect shall not operate to revive any act or acts which were repealed or modified by the passage of any of the acts repealed herein.

Approved March 13, 1925.

CHAPTER 80.

An Act to prevent the spread of communicable, infectious or contagious diseases in poultry, and to regulate the handling of poultry.

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

1. The terms used in this act shall be construed as follows: Definitions.

(a) The term "poultry" shall include chickens, roosters, capons, hens, ducks, geese, turkeys, pigeon and guinea fowl; Poultry.

(b) The term "receiving point or station" shall include railroad yards or sidings, express stations or other points where live poultry are received for immediate slaughter or any other purpose. Receiving station.

2. The Department of Agriculture may, in its discretion, establish quarantines of receiving points or stations, railroad yards or sidings, express stations or other points where live poultry are received for immediate slaughter or any other purpose. Quarantines established.

3. Proper facilities must be provided by the owner or owners of all receiving points or stations, railroad yards or sidings, express stations or other points where live poultry are received for immediate slaughter, slaughtering and distributing points or other premises where live poultry are kept for any purpose, for the handling of healthy poultry and the cleaning and disinfection of all infected or exposed equipment, and the disposition of all dead or diseased poultry. Proper facilities provided for certain purposes.

4. The receiving point or station, railroad yard or siding, express station or other point where live poultry are received for immediate slaughter or for any other purpose, including the equipment thereof, and in addition all cars, trucks, wagons or other vehicles, coops, crates, batteries and other containers, used at any time in the handling of live poultry, must be kept in a clean and sanitary condition. Cleanliness and sanitation.

Subject to
rules and
regulations.

5. *It is further provided*, that all receiving points or stations, railroad yards or sidings, except stations or other points where live poultry are received for immediate slaughter, slaughtering and distributing points or other premises where live poultry are kept for any purpose, shall be subject to such rules and regulations of the Department of Agriculture as may be necessary to prevent the spread of the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease.

Affected poultry or containers not admitted to State.

6. No live poultry affected with or directly exposed to the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease of poultry, and no carcass or carcasses of such poultry which have died from any such disease, or the coops, crates or other containers used in the handling of such diseased or dead poultry, or manure or litter from such diseased poultry or containers shall be shipped, transported or moved from any State in the United States, the District of Columbia or from any province of the Dominion of Canada into or through the State of New Jersey.

Movement within State.

7. No live poultry affected with or directly exposed to the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease of poultry, and no carcass or carcasses of such poultry which have died from any such disease, or the coops, crates or other containers used in the handling of such diseased or dead poultry, or manure or litter from such diseased poultry or containers, shall be shipped, transported or moved from points within the State of New Jersey except under a permit from the Chief of the Bureau of Animal Industry, of the Department of Agriculture. *It is further provided*, that all premises upon which poultry is found affected with or directly exposed to the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease of poultry, also poultry houses, crates, coops, containers, troughs, or other accessories, must be thoroughly cleaned and disinfected by the owner or owners thereof, and the owners must provide for the proper disposition of all dead or diseased poultry under

Provide.

Disinfecting.

the supervision or direction of a representative of the State Department of Agriculture, Bureau of Animal Industry, or its duly authorized agent.

8. Live poultry found upon inspection to be exposed to the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease of poultry may be moved for immediate slaughter under a permit from the Chief of the Bureau of Animal Industry of the State Department of Agriculture, to such place or places as such permit shall designate and shall there be slaughtered under the direction or supervision of a representative of the State Department of Agriculture or its duly authorized agent.

Exposed poultry killed.

9. The Department of Agriculture shall have power to co-operate with the Bureau of Animal Industry of the United States Department of Agriculture in any general national system which may be adopted by such bureau for the prevention of the spread of the contagious disease known as European fowl pest or any other contagious, infectious or communicable disease of poultry, and its eradication in the United States and its Territories.

Co-operation with Federal authorities.

10. The Department of Agriculture is hereby authorized to make such rules and regulations as may be necessary for the proper enforcement of the provisions of this act.

Rules and regulations.

11. Any person who shall violate the provisions of this act shall be liable to a penalty of not less than one hundred dollars nor more than two hundred dollars for the first offense, and to a penalty of two hundred dollars for the second and each subsequent offense, or by imprisonment not exceeding one year, or both, in the discretion of the court. The penalty herein prescribed shall be sued for and recovered by and in the name of the State Board of Agriculture, and all penalties recovered hereunder, after payment of costs, shall be paid into the treasury of the State of New Jersey.

Penalty for violations.

Recovery of penalty.

12. Every District Court in any city or judicial district, and every justice of the peace in any county, or police justice or recorder in any city or municipality where the defendant may be apprehended or where he may reside, is hereby empowered upon complaint made under oath or affirmation that any person has violated

Courts that have cognizance.

Summary hearing.	any of the provisions of this act to issue a summons or warrant, directed to any constable, police officer or member of the State Constabulary, commanding him to cause the person so complained of to be arrested and brought before such District Court, justice of the peace, police justice or recorder, who shall thereupon summarily hear and determine the guilt or innocence of such person, without a jury, and upon conviction shall impose the penalty prescribed in this act, together with costs, and
Commitment.	if any person shall fail to pay the penalty so imposed, together with all costs, the said District Court, justice of the peace, police justice or recorder shall commit him to the common jail of the county wherein such conviction is had for a period not exceeding ninety days or until the penalty and costs are paid.
Summons.	13. Such District Court, justice of the peace, police justice or recorder, upon receiving complaint in writing, duly verified, of a violation of the provisions of this act by a corporation, is hereby authorized and required to issue a summons directed to any constable, police officer or member of the State Constabulary, requiring such corporation to be and appear before such District Court, justice of the peace, police justice or recorder, on the day named therein, to answer said complaint, which summons may be served on the president, vice-president, secretary, superintendent or manager of such corporation, and thereafter all proceedings shall be the same as in cases of individuals, except that in case of conviction and imposition of the penalty prescribed, execution shall issue against the goods and chattels of such corporation.
Service.	
Arrest without warrant.	14. For violation of the provisions of this act done within the view of any constable, police officer or member of the State Constabulary, such officer is hereby authorized to arrest, without warrant, the offender and take him before a District Court, justice of the peace, police justice or recorder in the county wherein such arrest is made. The person so offending shall be detained until the officer making the arrest shall make oath or affirmation, which he shall do forthwith, specifying the provisions of the act alleged to have been violated, whereupon a warrant shall issue returnable forthwith,
Detention.	

and such District Court, justice of the peace, police justice or recorder shall proceed summarily to hear or postpone the case as herein provided.

15. 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 the summons or warrant, but in such case it shall be the duty of the District Court, justice of the peace, police justice or recorder to detain the defendant into custody unless he shall enter into bond to the State Board of Agriculture with at least one sufficient surety in double the amount of the penalty to be recovered, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the cause is disposed of.

Adjourning
hearing.

Bond given.

16. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 81.

An Act to amend and supplement an act entitled "An act to establish a Department of Agriculture, and to prescribe its powers and duties," approved March twenty-ninth, nineteen hundred and sixteen.

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

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

Section 15
amended.

15. The board shall have power to determine the existence of contagious and infectious diseases in animals or poultry, of dangerous plant diseases and of dangerously injurious insects and to declare the same to be epidemic; to establish and enforce general or local quarantine; to provide and distribute, with or without charge as they may determine, serums for

Study dis-
eases in ani-
mals, insects
and plants.

Duties as to diseases.	the prevention and cure of such diseases in animals or poultry, as in their judgment are capable of prevention or cure by such treatment. These powers and duties shall be in addition to and not in limitation of any similar powers or duties hereinbefore conferred upon said board by the specific provisions of any of the statutes referred to in this act, but shall be in extension thereof. All powers and duties conferred upon said board with reference to any specific contagious or infectious disease of animals, or poultry, or to any specific dangerous plant disease or to any specifically dangerously injurious insect, the said board shall likewise have and perform with reference to any other contagious or infectious disease of animals or poultry, or any other dangerous plant disease or any other dangerously injurious insect not specifically designated or referred to in said statute but determined by said board to be such contagious or infectious disease of animals or poultry or such dangerous plant disease or such dangerously injurious insect under and by virtue of the jurisdiction hereby conferred. Any person who shall violate or refuse or neglect to comply with the requirements of any order of the State Board of Agriculture, or its duly constituted agent, made pursuant to the provisions of this section, shall be liable to a penalty of not less than fifty nor more than one hundred dollars for each violation, refusal or neglect to comply to be sued for and recovered by the Secretary of the State Board of Agriculture in the name of the State of New Jersey. The proceeds of such action, after the payment of costs, shall be paid into the treasury of the State.
Penalty.	
Courts having jurisdiction.	2. Every District Court in any city or judicial district and every justice of the peace in any county, and every police justice or recorder in any city or municipality where the defendant may be apprehended or where he may reside, is hereby empowered, upon complaint made under oath or affirmation that any person has violated any of the requirements of any order of the State Board of Agriculture, or its duly constituted agent, pursuant to the provisions of section fifteen of the act of which this act is amendatory and supplemental, to issue a summons or warrant, directed to any
Summons.	

constable, police officer, or member of the State Constabulary, commanding him to cause the person so complained of to be arrested and brought before such justice, District Court, police justice or recorder, and shall thereupon summarily hear and determine the guilt or innocence of such person, without a jury, and upon conviction shall impose upon the person so convicted the penalty prescribed in this act, together with the costs of prosecution, and if any person shall fail to pay the penalty so imposed, together with all costs, the said District Court, justice of the peace, police justice or recorder shall commit him to the common jail of the county wherein such conviction is had for a period not exceeding ninety days, or until the penalty and costs are paid.

Hearing.

Penalty.

3. Such District Court, justice of the peace, police justice or recorder, upon receiving complaint in writing, duly verified, of the violation of section fifteen of the act of which this act is amendatory and supplemental, by a corporation is hereby authorized and required to issue a summons directed to any constable, police officer or member of the State Constabulary, requiring such corporation to be and appear before such District Court, justice of the peace, police justice or recorder, on the day named therein, to answer said complaint, which summons may be served on the president, vice-president, secretary, superintendent or manager of such corporation, and thereafter all proceedings shall be the same as in cases against individuals, except that in case of conviction and imposition of the penalty prescribed, execution shall issue against the goods and chattels of such corporation.

Complaints
and process
in case of
corporation.

4. For violation of or refusal or neglect to comply with the requirements of any order of the State Board of Agriculture or its duly constituted agent, made pursuant to the provisions of this act, done within the view of any constable, police officer or member of the State Constabulary, such officer is hereby authorized to arrest, without warrant, the offender and take him before a District Court, justice of the peace, police justice or recorder of the county wherein such arrest is made. The person so offending shall be detained in office of

On refusal
arrest with-
out warrant.

Detention.

the justice of the peace, police justice, recorder, or before the District Court until the officer making the arrest shall make oath or affirmation, which he shall do forthwith, specifying the provisions of the act alleged to have been violated, whereupon a warrant shall issue returnable forthwith, and said District Court, justice of the peace, police justice or recorder shall proceed summarily to hear or postpone the case as provided in sections two and five of this act.

Warrant.

Adjourned hearing.

Bond for appearance.

5. 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 the summons or warrant, but in such case it shall be the duty of the District Court, justice of the peace, police justice or recorder to detain the defendant into custody unless he shall enter into bond to the State Board of Agriculture with at least one sufficient surety in double the amount of the penalty to be recovered, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the cause is disposed of.

6. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 82.

An Act to amend the title and amend and supplement the body of an act entitled "An act concerning contagious and infectious diseases among animals, and to repeal certain acts relating thereto," approved May fourth, eighteen hundred and eighty-six.

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 concerning contagious and infectious diseases among animals, and to repeal certain acts relating thereto," approved May fourth, eighteen hundred and eighty-six, is hereby

amended so that it shall read as follows: "An act concerning contagious and infectious diseases among animals or poultry, and to repeal certain acts relating thereto."

New title.

2. Section five of the act of which this act is amendatory and supplemental, is hereby amended to read as follows:

Section 5 amended.

5. That when any county, city, township or district shall be threatened with any contagious or infectious disease among animals, or poultry, to such an extent as to seem to require more general precautions, the State Department of Agriculture may for such time as said department shall deem necessary and proper, quarantine such county, city, township or district and prohibit the bringing of any animal or poultry, subject to such contagious or infectious disease, into such county, city, township or district, or the removal of any such animal, or poultry, from out of or from one place to another within such county, city, township or district without inspection and a written permit signed by such department or its duly constituted agent or representative; and such department shall cause public notice of such quarantine and prohibition to be posted in five or more conspicuous places within such county, city, township or district and published in one or more newspapers circulating therein. Said department shall have authority to co-operate with the Bureau of Animal Industry of the United States in any measures deemed necessary to eradicate or prevent the spread of any such contagious or infectious disease.

Quarantine against animal or poultry diseases.

Notices posted.

Co-operation with U. S. authorities.

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

Section 6 amended.

6. That when any county, city, township, district animal, herd of animals or poultry is quarantined pursuant to the provisions of this act and public notice thereof is given as herein provided, it shall not be lawful for any owner, keeper or other person to drive or transport, or to permit to be driven or transported into, out of, or from one place to another within such county, city, township, district or place of quarantine, any animal of the kind named in such quarantine, or

Observance of quarantine.

Penalty for violation.	to visit any animal, herd of animals or poultry so quarantined without a written permit signed by the Department of Agriculture, or its duly constituted agent or representative. Any person who shall violate the provisions of this act shall be liable to a penalty of not less than one hundred dollars nor more than two hundred dollars for the first offense, and to a penalty of two hundred dollars for the second and each subsequent offense, or by imprisonment not exceeding one year, or both, in the discretion of the court. The penalty herein prescribed shall be sued for and recovered by and in the name of the State Board of Agriculture.
Courts having jurisdiction.	4. Every District Court in any city, or judicial district and every justice of the peace in any county, or police justice or recorder in any city or municipality where the defendant may be apprehended or where he may reside, is hereby empowered upon complaint made under oath or affirmation that any person has violated
Summons.	any of the provisions of this act to issue a summons or warrant, directed to any constable, police officer or member of the State Constabulary, commanding him to cause the person so complained of to be arrested and brought before such District Court, justice of the peace, police justice or recorder, who shall thereupon summarily hear and determine the guilt or innocence of such person, without a jury, and upon conviction shall impose the penalty prescribed in this act, together with costs, and if any person shall fail to pay the penalty so imposed, together with all costs, the said District Court,
Hearing.	justice of the peace, police justice or recorder shall commit him to the common jail of the county wherein such conviction is had for a period not exceeding ninety days or until the penalty and costs are paid.
Commitment on failure to pay penalty.	5. Such District Court, justice of the peace, police justice or recorder, upon receiving complaint in writing duly verified, of a violation of the provisions of this act, by a corporation, is hereby authorized and required to issue a summons directed to any constable, police officer or member of the State Constabulary, requiring such corporation to be and appear before such District Court, justice of the peace, police justice or recorder, on
Summons in case of corporations.	

the day named therein, to answer said complaint, which summons may be served on the president, vice-president, secretary, superintendent or manager of such corporation, and thereafter all proceedings shall be the same as in cases of individuals, except that in case of conviction and imposition of the penalty prescribed, execution shall issue against the goods and chattels of such corporation.

6. For violation of the provisions of this act done within the view of any constable, police officer or member of the State Constabulary, such officer is hereby authorized to arrest, without warrant, the offender and take him before a District Court, justice of the peace, police justice or recorder in the county wherein such arrest is made. The person so offending shall be detained until the officer making the arrest shall make oath or affirmation, which he shall do forthwith, specifying the provisions of the act alleged to have been violated, whereupon a warrant shall issue returnable forthwith, and such District Court, justice of the peace, police justice or recorder shall proceed summarily to hear or postpone the case as herein provided.

Arresting with
out warrant.

Detention.

Hearing.

7. 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 the summons or warrant, but in such case it shall be the duty of the District Court, justice of the peace, police justice or recorder to detain the defendant into custody unless he shall enter into bond to the State Board of Agriculture with at least one sufficient surety in double the amount of the penalty to be recovered, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the cause is disposed of.

Adjourning
hearing.

Bond given
for appear-
ance.

8. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 83.

An Act to repeal an act entitled "An act to authorize the Northampton Bridge Company to build a bridge across the Delaware river at Martin's Creek," approved April seventeenth, one thousand nine hundred and three.

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

Act repealed.

1. The act entitled "An act to authorize the Northampton Bridge Company to build a bridge across the Delaware river at Martin's creek," approved April seventeenth, one thousand nine hundred and three, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 84.

An Act to repeal an act entitled "An act to authorize the Warren Bridge Company to build a bridge across the Delaware river at Carpenterville," approved April seventeenth, one thousand nine hundred and three.

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

Act repealed.

1. The act entitled "An act to authorize the Warren Bridge Company to build a bridge across the Delaware river at Carpenterville," approved April seventeenth, one thousand nine hundred and three, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 85.

A Supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty.

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

1. In all municipalities of fifteen thousand population, or less, 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 fixed, by the provisions of Article XI, section twenty-one, of the act to which this act is supplemental, 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.

Placing name
on registry
list.

Action by
county board
of elections.

Municipal
clerk notified.

ADDITION OF NAMES TO REGISTERS BY DISTRICT BOARDS
OF REGISTRY AND ELECTION.

2. 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

Adding certi-
fied name by
district board.

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.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 86.

An act to repeal an act entitled "An act relating to the manufacture, keeping, storage, transportation and sale of explosives, and providing penalties for any violation of this act," 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:*

Act repealed.

1. The act entitled "An act relating to the manufacture, keeping, storage, transportation and sale of explosives, and providing penalties for any violation of this act," approved March twenty-ninth, one thousand nine hundred and seventeen, be and the same is here repealed.

Act effective.

2. This act shall take effect July first, one thousand nine hundred and twenty-five.

Approved March 13, 1925.

CHAPTER 87.

An Act relating to the manufacture, keeping, storage, transportation and sale of explosives, and providing penalties for all violations of this act.

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

DEFINITIONS.

Explosives
defined.

1. The term "explosive" or "explosives," whenever used in this act, shall be held to mean and include any

chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion, that contains any oxidizing and combustible units, or other ingredients, in such proportions, quantities or packing, that an ignition by fire, by friction, by concussion, by percussion, or by detonator, of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb.

The word "magazine" as used herein shall mean any building or other structure, other than a factory building, used for the storage of explosives. Magazine.

The term "building" or "buildings" as used herein shall be held to mean and include only a building or buildings occupied in whole or in part as a habitation for human beings, or any church, schoolhouse, railroad station, store or other buildings where people are accustomed to assemble, other than buildings on explosives plants. Buildings.

The term "explosives plant" as used herein, means and includes all lands, with the buildings situated thereon, used in connection with the manufacturing or processing of explosives or in which any process involving explosives is carried on, or the storage of explosives thereat, as well as any premises where explosives are used as a component part or ingredient in the manufacture of any article or device. Explosives plant.

The term "factory building" as used herein shall be held to mean any building or other structure (excepting magazines) containing explosives, in which the manufacture of explosives, or any processing involving explosives, is carried on, and any building where explosives are used as a component part or ingredient in the manufacture of any article or device. Factory building.

The term "railroad" as used herein shall be held to mean and include any steam, electric or other railroad which carries passengers for hire. Railroad.

The term "highway" as used herein shall be held to mean and include any public street, public alley, public road or navigable stream. Navigable streams Highway.

shall be considered as only those streams susceptible of being used, in their ordinary condition, as highways of commerce, over which trade and travel are or may be conducted in the customary modes, but shall not include streams which are not capable of extensive navigation by barges, tugboats, and other large vessels.

Barricade.

The term "efficient artificial barricade" as used herein shall be held to mean an artificial mound or properly revetted wall of earth of a minimum thickness of not less than three feet at the top.

Person.

The term "person" as used herein shall be held to mean and include firms and corporations, as well as natural persons.

Grammatical use of words.

Words used in the singular number shall include the plural and the plural the singular.

Storage of explosives.

2. Prohibitions and Exceptions.—No person shall manufacture, process, have, keep or store explosives in this State, except in compliance with this act, except that explosives may be manufactured without compliance with this act in experimental or analytical laboratories, permission for which has been obtained in writing from the Commissioner of Labor, or his authorized representative, in the laboratories of schools, colleges and similar institutions for the purpose of instruction and investigation.

Age limitation.

(a) It shall be unlawful to sell, give away or otherwise dispose of or to deliver to any person under eighteen years of age any high explosives, whether said person is acting for himself or for another person.

Locomotives screened.

(b) No locomotive or other engine burning wood or coal, or other substance, the use of which is likely to produce sparks, shall be operated upon or within explosives plants, unless the smokestacks of said locomotives or other engines likely to produce sparks are first properly screened in accordance with regulations approved by the Department of Labor.

Quarterly report.

(c) All persons engaged in keeping, using or storing any compound, mixture or material, in wet condition, or otherwise, which upon drying out or undergoing other physical changes, may become an explosive within the definition of section one of this act, shall report in writing every three months, subscribed to by such

person or his agent, to the Commissioner of Labor, report blanks to be furnished by the Department of Labor, and such reports to require:

- (a) The kind of compound, mixture or material kept or stored, and maximum quantity thereof. What to show;
- (b) Condition or state of compound, mixture or material. Condition;
- (c) Place where kept or stored. Place.

The Commissioner of Labor may at any reasonable time cause an inspection to be made to determine whether the condition of the compound, mixture or material is as reported. Inspection as to conditions.

(d) Such smokeless powders as do not come within the definition of an explosive as contained in section one hereof, shall, owing to their inflammable nature, be kept or stored at distances from buildings, railroads and highways in compliance with the following table: Storage of smokeless powder.

Quantity that may be kept or stored.		Buildings Railroads Highways	Storehouses containing smokeless powder
Lbs. Over	Lbs. Not Over	Feet	Feet
100	1,000	50	25
1,000	5,000	75	35
5,000	10,000	100	50
10,000	100,000	200	100
100,000	200,000	250	125
200,000	300,000	300	150
300,000	400,000	350	175
400,000	500,000	400	200

Where smokeless powder is not in containers, the above distances shall be doubled.

No quantity in excess of five hundred thousand pounds, packed in containers, and three hundred thousand pounds in bulk, shall be kept or stored in any one building. Maximum quantity in storage.

The Commissioner of Labor may allow deviation from the above distances where smokeless powder is kept constantly under water. Deviations.

All persons engaged in the keeping or storing of smokeless powder shall report in writing subscribed to by such person or his agent, to the Commissioner of Report to commissioner as to smokeless powder:

Labor, report blanks to be furnished by the Department of Labor, and such reports to require:

Location; (a) The location of the storage of smokeless powder.
Kind; (b) The kind of smokeless powder to be kept or stored, and the maximum quantity that is intended to be kept or stored thereat.

Distance from buildings, etc. (c) The distance that such smokeless powder storage is located from buildings, railroads and highways.

Inspection. The Commissioner of Labor may at any reasonable time cause an inspection to be made, to determine whether the smokeless powder storage is maintained in compliance with this act.

Table of distances. 3. Quantity and Distance Table.—All factory buildings and magazines in which explosives are had, kept or stored must be located at distances from buildings, railroads and highways in conformity with the following quantity and distance table, and this table shall be the basis on which applications for a certificate of compliance, as provided in section twelve hereof, shall be

Proviso. made and the certificates of compliance issued; *provided*, that the quantity and distance table may be disregarded and a certificate of compliance may be issued for two second-class magazines (see section 9) in any building not otherwise prohibited by law, if the contents and location of the magazines are as follows: (a) one second-class magazine containing not more than fifty (50) pounds of explosives may be allowed if the second-class magazine is placed on wheels, and located not more than ten feet from and on the same floor with and directly opposite to the entrance on the floor nearest to the street level; (b) one second-class magazine containing not more than five thousand (5,000) blasting caps may be allowed if the said second-class magazine is placed on wheels and located on the floor nearest street level. It shall be unlawful to store in any magazine more than thirty thousand (30,000) pounds of any explosive unless packed in containers, as provided in section eight.

Maximum in storage.

The quantity and distance table governing the manufacture, keeping and storage of explosives is as follows:

QUANTITY AND DISTANCE TABLE

Column 1 Quantity that May be had, kept or Stored		Other Explos.		Col. 2	Col. 3	Col. 4
Blasting and Electric Number Over	Blasting-Caps Number Not Over	Pounds Over	Pounds Not Over	Dist. from Nearest Building Feet	Dist. from Nearest Railway Feet	Dist. from Nearest Highway Feet
1,000	5,000	.....	.....	30	20	10
5,000	10,000	.....	.....	60	40	20
10,000	20,000	.....	.....	120	70	35
20,000	25,000	.....	50	145	90	45
25,000	50,000	50	100	240	140	70
50,000	100,000	100	200	360	220	110
100,000	150,000	200	300	520	310	150
150,000	200,000	300	400	640	380	190
200,000	250,000	400	500	720	430	220
250,000	300,000	500	600	800	480	240
300,000	350,000	600	700	860	520	260
350,000	400,000	700	800	920	550	280
400,000	450,000	800	900	980	590	300
450,000	500,000	900	1,000	1,020	610	310
500,000	750,000	1,000	1,500	1,060	640	320
750,000	1,000,000	1,500	2,000	1,200	720	360
1,000,000	1,500,000	2,000	3,000	1,300	780	390
1,500,000	2,000,000	3,000	4,000	1,420	850	420
2,000,000	2,500,000	4,000	5,000	1,500	900	450
2,500,000	3,000,000	5,000	6,000	1,560	940	470
3,000,000	3,500,000	6,000	7,000	1,610	970	490
3,500,000	4,000,000	7,000	8,000	1,660	1,000	500
4,000,000	4,500,000	8,000	9,000	1,700	1,020	510
4,500,000	5,000,000	9,000	10,000	1,740	1,040	520
5,000,000	7,500,000	10,000	15,000	1,780	1,070	530
7,500,000	10,000,000	15,000	20,000	1,950	1,170	580
10,000,000	12,500,000	20,000	25,000	2,110	1,270	630
12,500,000	15,000,000	25,000	30,000	2,260	1,360	680
15,000,000	17,500,000	30,000	35,000	2,410	1,450	720
17,500,000	20,000,000	35,000	40,000	2,550	1,530	760
.....	.....	40,000	45,000	2,680	1,610	800
.....	.....	45,000	50,000	2,800	1,680	840
.....	.....	50,000	55,000	2,920	1,750	880
.....	.....	55,000	60,000	3,030	1,820	910
.....	.....	60,000	65,000	3,130	1,880	940
.....	.....	65,000	70,000	3,220	1,940	970
.....	.....	70,000	75,000	3,310	1,990	1,000
.....	.....	75,000	80,000	3,390	2,040	1,020
.....	.....	80,000	85,000	3,460	2,080	1,040
.....	.....	85,000	90,000	3,520	2,120	1,060
.....	.....	90,000	95,000	3,580	2,150	1,080
.....	.....	95,000	100,000	3,630	2,180	1,090
.....	.....	100,000	125,000	3,670	2,200	1,100
.....	.....	125,000	150,000	3,800	2,280	1,140
.....	.....	150,000	175,000	3,930	2,360	1,180
.....	.....	175,000	200,000	4,060	2,440	1,220
.....	.....	200,000	225,000	4,190	2,520	1,260
.....	.....	225,000	250,000	4,310	2,590	1,300

Distances in
plant.

4. Intra-Plant Quantity and Distance Table.—All factory buildings shall be located one from the other and from other buildings on explosives plants in which persons are regularly employed, and all magazines shall be located from factory buildings and buildings on explosives plants in which persons are regularly employed, in conformity with the Intra-Explosives Plant Quantity and Distance Table below set forth:

Table.	EXPLOSIVES		DISTANCE Feet
	Pounds Over	Pounds Not Over	Separate building or within substantial dividing walls
	.....	10	
	10	25	40
	25	50	60
	50	100	80
	100	200	100
	200	300	120
	300	400	130
	400	500	140
	500	750	160
	750	1,000	180
	1,000	1,500	210
	1,500	2,000	230
	2,000	3,000	260
	3,000	4,000	280
	4,000	5,000	300
	5,000	6,000	320
	6,000	7,000	340
	7,000	8,000	360
	8,000	9,000	380
	9,000	10,000	400
	10,000	12,500	420
	12,500	15,000	450
	15,000	17,500	470
	17,500	20,000	490
	20,000	25,000	530
	25,000	30,000	560
	30,000	35,000	590
	35,000	40,000	620
	40,000	45,000	640
	45,000	50,000	660

EXPLOSIVES		DISTANCE
		Feet
Pounds Over	Pounds Not Over	Separate building or within substantial dividing walls
50,000	55,000	680
55,000	60,000	700
60,000	65,000	720
65,000	70,000	740
70,000	75,000	770
75,000	80,000	780
80,000	85,000	790
85,000	90,000	800
90,000	95,000	820
95,000	100,000	830
100,000	125,000	900
125,000	150,000	950
150,000	175,000	1,000
175,000	200,000	1,050
200,000	225,000	1,100
225,000	250,000	1,150

5. Separation of One Magazine from Another.—
 Magazines in which more than fifty (50) pounds of explosives are kept and stored must be detached from other structures, and magazines where more than five thousand (5,000) pounds of explosives are kept and stored must be located at least two hundred (200) feet from any other magazine, and magazines where quantities of explosives over twenty-five thousand (25,000) pounds are kept and stored must have an increase over two hundred (200) feet of two and two-thirds ($2\frac{2}{3}$) feet for each one thousand (1,000) pounds of explosives in excess of twenty-five thousand (25,000) pounds stored therein; *provided*, that the said distance between magazines may be disregarded where the total quantity stored in said magazines, considered as a whole, complies with the quantity and distance table of section three hereof; except that the quantity of explosives contained in cap magazines shall govern in regard to spacing said cap magazines from magazines containing other explosives, but under no circumstances shall a magazine

Magazines detached.

Proviso.

containing blasting caps be within a less distance than one hundred feet, not barricaded, or fifty feet, barricaded, from any magazine other than cap magazine.

Reduced
distances.

6. Reduction of distances.—Whenever a factory building or magazine is effectually screened from another explosives plant building or magazine, building, railroad or highway, either by natural features of the ground, or by efficient artificial barricade of such height that any straight line drawn from the top of any sidewall of the factory building or magazine to any part of the explosives plant building, magazine or building to be protected, will pass through such intervening natural or artificial barricade, and any straight line drawn from the top of any sidewall of the factory building or magazine, to any point twelve feet above the center of the railroad or highway to be protected, will pass through such intervening natural or artificial barricade, the applicable distances as prescribed by the quantity and distance table, section three, and the intra-plant quantity and distance table, section four, and the distances separating magazines, section five, may be reduced one-half. The efficacy of all natural or artificial barricades shall be approved by the Commissioner of Labor, or his authorized representative.

Maximum in
storage.

7. Maximum Allowed.—No quantity in excess of two hundred and fifty thousand (250,000) pounds of explosives, or in the case of blasting caps no number in excess of twenty million (20,000,000) blasting caps, shall be had, kept or stored in any factory building or magazine in this State.

Explosives
kept in con-
tainers.

8. Containers.—Except only at a factory building, and except while being used, no person shall have, keep or store explosives at any place within this State unless such explosives are completely enclosed or encased in tight metallic, wooden or fibre containers, and, except while being transported, or used, or in the custody of a common carrier awaiting shipment or pending delivery to consignee during the time permitted by Federal law, explosives shall be kept and stored in a magazine constructed and operated as provided in section nine of this act, and no person having explosives in his possession or control shall, under any circumstances, permit or allow any

grains or particles to be or remain on the outside or about the containers in which such explosives are held. All containers in which explosives are held shall be plainly marked with the name of the explosive contained therein.

Containers
marked.

9. Magazines.—Magazines in which explosives may be lawfully kept or stored shall be of two classes, as follows:

Classes of
magazines:

(a) Magazines of the first class shall consist of those containing explosives exceeding fifty pounds, and shall be constructed of brick, concrete, iron or wood with outside covering of iron, and shall have openings only for ventilation and entrance of a design approved by the Commissioner of Labor or his duly authorized representative. The doors of such magazine must at all times be kept closed and locked except when necessarily opened for the purpose of storing or removing explosives therein or therefrom, by persons lawfully entitled to enter the same. Every such magazine shall have sufficient openings for ventilation thereof, which must be screened in such manner as to prevent the entrance of sparks of fire through the same. Upon each end of such magazine, above the sidewalls thereof, or upon its barricade, there shall at all times be conspicuously posted a sign with the words "Magazine—Explosives—Dangerous" legibly painted in white paint with a black background thereon in letters not less than six inches high. No matches or fire or other flame-producing device of any kind, except electric incandescent flash lights, shall at any time be permitted in any such magazine. No package of explosives shall at any time be opened within fifty (50) feet of any magazine, nor shall an explosive be kept therein except in the original containers.

First class
and how
constructed;

Sign posted.

(b) Magazines of the second class shall be constructed of brick, concrete, iron or wood with outside covering of iron, and no more than fifty (50) pounds of explosives shall at any time be kept or stored therein and except when necessarily opened for use by authorized persons, shall at all times be kept securely locked. Upon each magazine there shall at all times be kept conspicuously posted a sign with the words "Magazine—Explosives—Dangerous" legibly painted thereon with

Second class,
how con-
structed;

Sign on.

white paint upon a black background, and not more than two such magazines shall be had or kept in any building.

Refusal to
license.

(c) The Department of Labor is hereby authorized to refuse to license magazines which in its judgment are not of substantial and sound construction, or which are unsuited for the storage of explosives.

Keeping caps.

10. Blasting Caps.—No blasting caps, or other detonating or fulminating caps, or detonators, shall be kept or stored in any magazine in which other explosives are kept or stored.

Manufacturer
to report to
Commissioner
of Labor.

11. Manufacturing Permit.—All persons engaged in the manufacture of explosives, or any process involving explosives, or where explosives are used as a component part in the manufacture of any article or device, on the date when this act takes effect, shall, within sixty days thereafter, and all persons engaging in the manufacture of explosives, or any process involving explosives, or where explosives are used as a component part in the manufacture of any article or device after this act takes effect shall, before so engaging, make a report in writing, subscribed to by such person or his agent, to the Commissioner of Labor, the report stating:

Statement:

Location;

Kind;

(1) Location of place of manufacture or processing.
(2) Kind of explosives manufactured, processed or used.

Plan of plant.

There shall be kept in the main office on the premises of each explosives plant a plan of said plant showing the location of all factory buildings and the distance they are located from other factory buildings where persons are employed and from magazines, and these plans shall at all times be open to inspection by duly authorized inspectors of the Department of Labor. The superintendent of each plant shall upon demand of said inspector furnish the following information:

Capacity of
each building;

(a) The maximum amount and kind of explosive material which is or will be present in each building at one time.

Kind of
work.

(b) The nature and kind of work carried on in each building and whether or not said buildings are surrounded by natural or artificial barricades.

Permit issued.

The Commissioner of Labor shall as soon as may be after receiving such report cause an inspection to be

made of the explosives plant, and if found to be in accordance with sections three and four of this act, the Commissioner of Labor shall issue a permit to the person applying therefor showing compliance with the provisions of this act. Such permit shall continue in full force and effect until surrendered or canceled, because of failure to comply with sections three or four of this act.

12. Certificate of Compliance for Magazine.—All persons engaged in keeping or storing explosives on the date when this act takes effect shall within sixty (60) days thereafter, and all persons engaging in keeping or storing explosives after this act takes effect, shall before engaging in the keeping or storing of explosives, make a report in writing, subscribed to by such person, or his agent, to the Commissioner of Labor, the report stating:

Report as to
storage of
explosives.

Statement:

(1) The location of the magazine, if then existing, or in case of a new magazine, or a removal of any existing magazine, the proposed location of such magazine.

Location of
magazine;

(2) The kind of explosives that are kept or stored, or intended to be kept or stored, and the maximum quantity that is intended to be kept or stored thereat.

Kind of
explosives;

(3) The distance that such magazine is located, or intended to be located, from the nearest factory buildings, magazines, buildings, railroads and highways.

Distances.

The Commissioner of Labor shall, as soon as may be after receiving such report, cause an inspection to be made of the magazine, if then constructed, and in the case of a new magazine, or the removal of an existing magazine, as soon as may be after the same is found to be constructed or removed in accordance with the specifications provided in section nine of this act, and before any explosives may be stored therein, the Commissioner of Labor shall determine the amount of explosives that may be kept or stored in such magazine by reference to the quantity and distance table set forth in section three of this act, and shall issue a certificate to the person applying therefor, showing compliance with the provisions of this act, which certificate shall set forth the character and maximum quantity of explosives that may be had, kept or stored in said magazine. Such certificate

Determination
of quantity to
be stored.

Certificate
given.

Validity of certificate.	of compliance shall be valid until canceled for one or more of the causes hereinafter provided, and a facsimile copy of said certificate protected from the weather, shall be conspicuously posted on the outside of said magazine, within ten feet of the door, and on the same side of the magazine as the door, at a height of not over six feet from the ground. Whenever by reason of change in the physical conditions surrounding said magazine at the time of the issuance of the certificate of compliance therefor, such as:
Changes:	
New building;	(a) The erection of buildings nearer said magazine.
Tracks;	(b) The construction of railroads nearer said magazine, or
Highways.	(c) The opening for public travel of highways nearer said magazine; then notice of said change or changes must be given in writing to the Commissioner of Labor, or his authorized representative, and the amounts of explosives which may be lawfully had, kept or stored in said magazine must be reduced to conform to such changed conditions in accordance with the quantity and distance table, notwithstanding the certificate of compliance, and the Commissioner of Labor shall, after inspection by himself or his authorized representative, modify or cancel such certificate in accordance with the changed conditions. Whenever any person to whom a certificate of compliance has been issued keeps or stores in the magazine covered by such certificate of compliance any quantity of explosives in excess of the maximum amount set forth in said certificate of compliance, or whenever any person fails for thirty (30) days to pay the annual license fee hereinafter provided after the same becomes due or otherwise violates any of the provisions of this act, the Commissioner of Labor may cancel such certificate of compliance. Whenever a certificate of compliance is canceled by the Commissioner of Labor for any cause hereinbefore specified, the Commissioner of Labor shall notify in writing the person to whom such certificate of compliance is issued of the fact of such cancellation, and shall in said notice direct the removal of all explosives stored in said magazine within ten days from the giving of said notice. Failure to remove the explosives stored in said maga-
Violation of certificate of compliance.	
Cancellation of certificate	

zine within the time specified in said notice shall constitute a violation of this act.

13. Reporting.—If at any time any governing body or other authority of any locality may know of any reason why a magazine or building in which explosives are used or kept is not or cannot be conducted in accordance with the provisions of this act and should not be permitted to operate, upon notifying the Commissioner of Labor in writing, a hearing may be conducted by said Commissioner of Labor to show cause why a license or permit should not be issued or revoked. Municipal report.

14. License Fee.—Every person engaging in the keeping or storing of explosives shall pay an annual license fee for each magazine maintained, to be graduated by the Commissioner of Labor according to the quantity kept or stored therein, of not less than one dollar (\$1.00) nor more than twenty-five dollars (\$25.00). Said license fee shall be payable in advance to the Commissioner of Labor and by him paid to the State Treasurer. License fees.

15. Inspection.—The Commissioner of Labor shall make or cause to be made, at least one inspection during every year of each explosives plant or magazine. The Commissioner of Labor shall appoint one or more inspectors who shall be subject to the direction and control of such Commissioner of Labor to carry out the provisions of this act, and such other duties as may be assigned to them by such Commissioner of Labor. Such inspectors shall be appointed in accordance with the provisions of an act regulating the employment, tenure and discharge of certain officers and employees of the 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 thereto and supplementary thereof relative to the competitive class of the civil service. The Commissioner of Labor shall fix the salaries and compensation of such inspectors. Annual inspection.
Inspectors.
Under civil service.
Compensation.

16. Who May Enter.—No person, except an official as authorized herein or a person authorized to do so by the owner thereof, or his agent, shall enter any ex- Entrance to plant.

plosives plant, factory building, magazine or car containing explosives in this State.

Marking vehicle carrying explosives.

17. Transportation.—Every vehicle while carrying explosives (except fireworks approved for transportation by the Interstate Commerce Regulations) upon the public highway shall display upon an erect pole at the front end of such vehicle and at such height that it shall be visible from all directions, a red flag with the word "Danger" printed, stamped or sewed thereon, in white letters at least six inches in height, or in lieu of such flag the words "Explosives—Dangerous" must be painted or attached to the ends and each side of such vehicle in white letters on black background at least six inches in height, or a placard reading: "Explosives—Handle Carefully—Keep Fire Away."

As to driver.

It shall be unlawful for any person in charge of a vehicle containing explosives to smoke in, upon or near such vehicle, to drive the vehicle while intoxicated, or under the influence of narcotic drugs, to drive the vehicle in a careless or reckless manner, or to load or unload such vehicle in a careless or reckless manner or to make unnecessary stops.

No metal in vehicle.

It shall be unlawful for any person to place or carry, or cause to be placed or carried, any metal tool or other similar piece of metal in the bed or body of a vehicle containing explosives, unless contained in a box or other container approved by the Commissioner of Labor or his authorized representatives.

Explosive caps, etc., not carried.

It shall be unlawful for any person to place or carry, or cause to be placed or carried, in the bed or body of any vehicle containing explosives, any exploders, detonators, blasting caps or other similar explosive material, or to carry in or upon such vehicle any matches or any other flame-producing device, except safety matches carried in a container approved by the Commissioner of Labor or his authorized representatives.

Discharging firearms.

18. Firearms.—No person shall discharge any firearm at or against any magazine or factory building.

Penalties.

19. Penalties.—Whoever fails to comply with or violates any of the provisions of this act shall be liable to a penalty of not less than twenty-five dollars (\$25.00) nor more than ten thousand dollars (\$10,000.00) or

imprisonment not exceeding one year, or both, in the discretion of the court. The penalties herein provided for shall be sued for and recovered by and in the name of the Commissioner of Labor of the State of New Jersey in accordance with the practice prevailing in the courts in which suit may be instituted under this act.

20. Unlawful Possession a Felony.—Any person who shall have in his possession or control any shell, bomb or similar device, charged or filled with one or more explosives, intending to use the same or cause same to be used for an unlawful purpose, shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in a State prison for a term of not less than five years nor more than twenty-five years. The possession or control by any person of any such device, so charged or filled, shall be deemed *prima facie* evidence of an intent to use the same, or cause the same to be used, for an unlawful purpose.

Penalty for
unlawful
possession.

21. Exemptions.—Nothing contained in this act shall apply to the regular military or naval forces of the United States or its allies, nor the duly authorized militia of any State or Territory thereof, nor to the police or fire departments of this State, or any municipality or county within this State, providing the same are acting within their official capacity and in the performance of their duties.

Certain
exemptions.

21. (a) Nothing contained in this act shall apply to explosives while being transported upon vessels or railroad cars in conformity with the regulations adopted by the Interstate Commerce Commission.

Transporta-
tion.

22. Existing Ordinances Not Affected.—Nothing contained in this act shall affect any existing ordinance, rule or regulation of any city or municipality not less restrictive than this act governing the manufacture, storage, sale, use or transportation of explosives, or affect, modify or limit the power of cities or municipalities in this State to make ordinances, rules or regulations not less restrictive than this act governing the manufacture, storage, sale, use or transportation of explosives within their respective corporate limits.

Municipal
regulations
not affected.

Carrying or
use of matches
and liquor.

23. Liquor and Matches.—No employee or other person shall attempt to enter any explosives plant with matches or other flame-producing devices, except electric incandescent flash lights; or with liquor or narcotics in his or her possession or control, or while under the influence of liquor or narcotics, or to partake of intoxicants or narcotics while within the plant, under penalty of misdemeanor.

Approved
safety
matches.

The superintendent may authorize in writing any employee or other person to have approved safety matches in his possession or to depart from the other provisions in this section.

Containers
for matches.

It shall be the duty of the superintendent or other person in charge of all plants included within this act to provide safety containers for matches at all entrances of said plants.

Owners and
manufacturers
to file in-
demnity bond.

24. Indemnity Bonds.—The owner or operator of every explosives plant in which explosives are manufactured, processed or handled, or in which explosives are used as a component part in the manufacture of any article or device, or magazines (not on explosives plant property) in which explosives are stored in excess of thirty thousand (30,000) pounds, within sixty days after demand therefor in writing by the Commissioner of Labor upon such owner or operator, unless exempted therefrom as hereinafter provided, shall file and keep on file with the Department of Banking and Insurance of the State an indemnity bond payable to the State in such sums as may be determined by the State Commissioner of Labor and set forth in such demand not in excess of two hundred and fifty thousand dollars (\$250,000) nor less than five thousand dollars (\$5,000), with surety or sureties satisfactory to said department, conditioned for the payment of all final judgments that may be rendered against said owner or operator for damages caused to persons and property by reason of any explosion at said explosives plant of the explosives or product or component part or parts thereof there manufactured, processed or handled, or at any magazine not on explosives plant property in which explosives are stored in excess of thirty thousand (30,000) pounds. Any such owner or operator

Amount of
bond.

Exemption
from bond.

desiring to be exempted from filing such bond shall make application to the State Department of Banking and Insurance showing his financial ability to discharge all such judgments to the amount of said bond required by said commissioner that may be entered against him, whereupon said department—if satisfied with such financial ability of the applicant—shall, by written order, exempt such applicant from the filing of such bond; and said Department of Banking and Insurance may from time to time require further statements from the applicant showing his financial ability aforesaid and, if dissatisfied therewith, may in its discretion revoke such exemption and require the filing of such bond.

25. In case any provision of this act shall be adjudged unconstitutional or void for any reason, such adjudication shall not affect any of the other provisions of this act. Constitutionality of act.

26. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed as of July first, one thousand nine hundred and twenty-five, the date when this act shall take effect. Act effective.

Approved March 13, 1925.

CHAPTER 88.

An Act to validate and legalize any election held in a borough for the acceptance of the provisions of an act entitled "An act relating to and providing for the government of cities of this State containing a population of less than twelve thousand inhabitants," approved March twenty-first, one thousand eight hundred and ninety-nine, and any acts amendatory thereof and supplemental thereto, and all acts and things heretofore taken or done by any such borough or its officers pursuant to said act, and declaring any such borough to be a city.

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

Validating
certain elec-
tions.

1. Whenever heretofore, under the authority of an act entitled "An act relating to and providing for the government of cities of this State containing a population of less than twelve thousand inhabitants," approved March twenty-first, one thousand eight hundred and ninety-nine, and any acts amendatory thereof and supplemental thereto, an election has been called and held in any borough for the purpose of submitting to the qualified voters of said borough a proposition for the acceptance of the provisions of said act, said election and all proceedings for the calling or conduct or canvass of said election or for the submission of said proposition to the voters at any such election are hereby validated and legalized, notwithstanding any omission, defect or irregularity in the proceedings for the calling of said election or in the conduct or canvass of said election, and notwithstanding any want or lack of power or authority to hold said election pursuant to said act or to accept the provisions of said act; *provided, however,* that a majority of the votes cast at said election were in favor of the adoption of said act.

Proviso.

2. Any such borough shall be, and shall be deemed to have been for all purposes at all times since the holding of said election, a city organized, existing and operating under and in accordance with said act, and a body politic and corporate; and all acts and things heretofore taken or done by said city or any of its officers, since said election, pursuant to and in accordance with said act and with the Constitution and laws of the State of New Jersey, are hereby legalized and validated. Acts of officers legalized.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 89.

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

1. The term "motor vehicle" as used in this act shall include all wheeled vehicles operated or propelled by any form of engine motor or mechanical power, and shall embrace new or used motor vehicles. The term "manufacturer's bill of sale" as used in this act shall mean the original bill of sale issued by the manufacturer of the motor vehicle or his agent or his authorized dealer, or a duplicate thereof issued by the manufacturer or his agent or his authorized dealer. The term "manufacturer's number" shall mean the manufacturer's original Definitions.

number affixed to or imprinted upon the engine or motor of the motor vehicle.

Section 4
amended.

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

Bill of sale
given by manu-
facturer.

4. In all sales or purchases of a motor vehicle directly from the manufacturer or through an agent or agency or authorized dealer of such manufacturer there shall be issued to the purchaser a manufacturer's bill of sale, which bill of sale shall contain the manufacturer's number on the engine or motor of the motor vehicle so sold; *provided, however*, that before any dealer shall be authorized to issue these original or duplicate bills of sale they shall first obtain a permit from the Department of Motor Vehicles. This permit shall be issued at the discretion of the commissioner and without charge to the applicant and may be revoked by him at any time if in his judgment sufficient care has not been taken by the dealer in ascertaining the antecedents of the car, so as to safeguard the purchaser from the purchase of or having in his possession any car that has been stolen or otherwise fraudulently acquired; *and provided, further*, that such certificate may in the discretion of the Commissioner of Motor Vehicles empower such dealer or agent to issue such a bill of sale to a purchaser of an automobile of a make for which he is not the authorized agent but of which he is the actual owner.

Proviso.

Permits
issued.

Proviso.

Approved March 13, 1925.

CHAPTER 90.

An Act to ratify, confirm and continue the incorporation of the borough of Milford, in the county of Hunterdon, and to fix the boundaries and corporate name thereof.

Preamble.

WHEREAS, The inhabitants of that portion of the township of Holland, in the county of Hunterdon, within the boundaries hereinafter mentioned were incorpo-

rated as a borough by the name of "The Borough of Milford," under and by virtue of the provisions of an act of the Legislature of the State of New Jersey entitled "An act to incorporate the borough of Milford, in the county of Hunterdon," approved April fifteenth, one thousand nine hundred and eleven; and

WHEREAS, A statement of the results of the election provided for in said act for the purpose of incorporation under the aforesaid act, held in the borough of Milford, on the eighth day of May, one thousand nine hundred and eleven, cannot be found in the files of the office of the Clerk of the county of Hunterdon;

Preamble.

AND WHEREAS, Doubt exists as to the incorporation and corporate name of the borough of Milford;

Preamble.

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

1. The inhabitants of the borough of Milford, and all that territory formerly a part of the township of Holland, in the county of Hunterdon, and now known as the borough of Milford and contained within the limits hereinafter set forth are hereby continued and declared to be a body corporate and politic in fact and in law by the name of the borough of Milford, and the creation, organization and incorporation of said borough is hereby ratified and confirmed, and the said borough of Milford shall be governed by the general laws of this State, relating to boroughs.

Corporate existence.

2. The boundaries of said borough shall be as follows: Beginning at a point in the middle (or dividing line between the State of New Jersey and the Commonwealth of Pennsylvania) of the Delaware river, being also a point or corner of the boundary line between the said township of Holland and the township of Alexandria, in said county of Hunterdon, opposite the mouth of a small creek, running thence (1) with the present boundary between the said townships of Holland and Alexandria, to and along the middle of said creek, a course about north fifty-six degrees east, whatever the distance may be, to a point in said creek fifty feet from the easterly side of the railroad culvert over said creek; thence (2) still along the middle of said creek, north forty-six degrees and twenty minutes east, seven hun-

Boundaries of borough of Milford.

dred and thirty-three feet to a stake on the northerly edge of said creek on the westerly side of the river road; thence (3) crossing the said road above an arch bridge and through lands of the Warren Manufacturing Company, north twenty degrees and four minutes east, four hundred and sixty-five feet to a stake; thence (4) through lands of said Warren Manufacturing Company, Calvin Vanderbilt, and Henry C. Boss, north forty-six degrees and two minutes east, seven hundred and nineteen feet to a stake; thence (5) through lands of Calvin Vanderbilt, Henry C. Boss and Robert S. Hummer, north twenty-nine degrees and forty-eight minutes east, twenty-three hundred and fifty-seven feet to a stake in the line between land of said Robert S. Hummer and land of Theodore Trout; thence (6) along the said line between lands of said Robert S. Hummer, Elizabeth Hummer and S. D. Shively and lands of Theodore Trout, Henry Beckman and E. Miller Krymer, north twenty-six degrees and eighteen minutes west, four thousand and eighty-seven feet to a corner of land of S. D. Shively and Henry Beckman at the northerly end of a private lane; thence (7) through lands of Henry Beckman, Johnson Clark, Frank Eichlin, William Sinclair, George W. Vansyckel, George F. Shive and S. D. Shively, north eighty degrees and twenty-four minutes west, forty-eight hundred and thirty-nine feet to a stake; thence (8) through lands of Martha C. Forman, south nineteen degrees and fifteen minutes west, one thousand seven hundred and eighty-one feet to a stake; thence (9) still through lands of said Forman, south nineteen degrees east, eight hundred and seventy-three feet, running through a deep ravine to a high point of rock on the westerly bank of said ravine, thence continuing on the same course through said Forman's land and land of the Belvidere-Delaware Railroad Company (known as the Belvidere Division of Pennsylvania Railroad Company) to a point in the middle (or dividing line between the State of New Jersey and the Commonwealth of Pennsylvania) of the Delaware river; thence (10) along and down the said middle (or dividing line between said State and Commonwealth) of the said Dela-

ware river, its various courses about one and a quarter miles to the point or place of beginning.

3. Every and all the acts and doings of the governing body elected by the people within the territory hereinabove described, since the fifteenth day of April, one thousand nine hundred and eleven, as public officers of the borough of Milford are, and shall be, hereby ratified and confirmed in all particulars as if no question or doubt had ever arisen as to the proper incorporation of the said borough of Milford.

Acts of officers
legalized and
ratified.

4. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 91.

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, to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was itself approved March eleventh, nineteen hundred and twenty-two.

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

1. Amend section ten of the act to which this act is an amendment so as to read as follows:

Section 10
amended.

10. The following is an illustration of the said form of ballot:

Illustration
of ballot.

No.

To be torn off by the Judge of Election. .
Fold on this line.

.....

School Election Ballot.
Township of Webster.
February 14, 1922.

Polling District No. 1. John Henry Doe,
Main Street School. District Clerk.

To vote for any person whose name appears on this ballot mark a cross (X) or plus (+) mark with black ink or black pencil in the place or square at the left of the name of such person.

For Membership to Board of Education—Full term.

(Vote for three.)

- ☐ Rutherford B. Fallon
- ☐ William F. Seibel
- ☐ James A. Stephens
- ☐ Thomas Templeton
- ☐
- ☐
- ☐

For Membership to Board of Education—Unexpired
Two-Year Term. (Vote for one.)

- ☐ Henry Jones
- ☐ John Smith
- ☐

For Membership to Board of Education—Unexpired
One-Year Term. (Vote for one.)

- ☐ Francis R. Loori
- ☐ Arthur H. Patterson
- ☐

using as much of the said form as may be applicable to the current school board election and extending the same to provide for cases not herein specified.

2. Amend section twelve of the act to which this act is an amendment, as amended by chapter 162, P. L. 1924, and as again amended by chapter 1, P. L. 1925, so as to read as follows:

Section 12
amended.

12. The said clerk of the board of education shall at any time within seven days before the holding of such election and upon his own request obtain from the person having them in charge the registry lists for the municipality or municipalities, or election districts, comprised within said school district, and no person shall be permitted to vote at such school election unless his or her name appears on said lists as having been registered to vote at the preceding general election; *provided, however*, that any person who being duly qualified as an elector of the General Assembly shall have become of age since the preceding general election and any other person who, while not having been registered to vote at the preceding general election in such district, shall be otherwise possessed of all the qualifications which would entitle such person to vote in any general election, shall be entitled to vote in said school election; *provided*, that he or she shall make application on the day preceding the annual school election at the polling place designated for the voting district in which he or she shall reside to the clerk or a member of the board of education chosen by the president of the board; and such applications shall be received by the clerk or member of the board aforesaid on such day preceding the election from seven to nine P. M. or as much longer as applicants are present. Should any person so mentioned in this proviso make application as aforesaid, it shall be the duty of the clerk or member of the board of education as aforesaid to compile separately for the polling place at which application was made a registry of such applicants and the list so compiled as aforesaid, shall have the same force and effect for the purposes of this act as the registry lists, and any person whose name shall appear thereon shall be entitled to vote at such school election as if his or her name had appeared on the registry lists of the preceding general election. In addition to the notices posted at public places as heretofore required in the act to which the act which this amends is a supplement the clerk of the board of edu-

Registry lists.

Proviso.

Proviso.

Adding names
to list.

Notice of
election.

cation shall cause said election to be advertised at least one week before the holding thereof in some newspaper circulating in said school district.

Polling places.

12(a). For the purpose of holding said school elections, the board of education shall provide at least one suitable polling place in a schoolhouse situated within the school district. In school districts in which there are two or more schoolhouses, the board of education may provide an additional polling place in any such schoolhouse upon its own volition and shall provide such additional polling place whenever a petition signed by not less than five per centum of the registered qualified voters of said school district shall request that said schoolhouse be designated as a polling place for such election; *provided*, that the said petition shall have been submitted to the clerk of the board of education at least twenty days prior to the date of such election; *and provided, further*, that no person's name shall appear on more than one petition.

Proviso.

Proviso.

Section 14 amended.

3. Amend section fourteen of the act to which this act is an amendment so as to read as follows:

Procedure at polls.

14. The board of education shall make public proclamation through a board member or other person designated by the board of the opening of the meeting, and of readiness to organize. A chairman who shall also be judge of elections, a secretary and two tellers shall be elected by those present as election officers and thereupon the election shall be open and the balloting shall continue without recess in accordance with the instructions printed upon the ballot used at said election and in accordance with the provisions of this act until the hour of closing shall have arrived.

Section 15 amended.

4. Amend section fifteen of the act to which this act is an amendment so as to read as follows:

Counting the votes.

15. Immediately after the close of the polls the election officers shall proceed forthwith to count the votes for each candidate and shall complete the count without delay or adjournment. The said counting shall be open and public but not to such an extent that the number of persons present shall hinder, delay or inconvenience the election officers in counting the ballots and ascertaining the result. The secretary shall also fill out and certify

Certified statement.

to the correctness of the count upon any statement that may be required by one or more school officials as provided for in the act to which this act is a supplement. The secretary shall forward all ballots and tallies to the proper officer as may be required by the provisions of the same act.

5. Amend section seventeen of the act to which this act is an amendment so as to read as follows: Section 17 amended.

17. The clerk of the board of education is hereby empowered and instructed to furnish the proper equipment of polling places to enable the election officers to carry out the duties imposed upon them by the provisions of this act. The said equipment shall consist of tables, chairs, lights and all other things which may be considered necessary for the performance of the said duties, and the same shall be ready and properly erected in ample time to enable them to perform their duties in accordance with the provisions of this act. Equipping polling places.

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

7. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 92.

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-five, and regulating the disbursement thereof," approved March thirteenth, one thousand nine hundred and twenty-four.

WHEREAS, On the thirty-first day of December, one thousand nine hundred and twenty-four, the Board of Public Utility Commissioners, after investigation and hearing, disapproved of certain increases in rates by Preamble.

- the New York Telephone Company and disallowed the same; AND WHEREAS, Application has been made by the New York Telephone Company to the District Court of the United States for an injunction to prevent interference with the said New York Telephone Company charging the increased rates proposed; AND WHEREAS, The said Board of Public Utility Commissioners has been directed by the District Court of the United States to show cause why the application of the company should not be granted; AND WHEREAS, It is of great importance to the people of New Jersey that the action of the Board of Public Utility Commissioners in denying the increased rates proposed should be defended in the District Court of the United States and if necessary in the Supreme Court of the United States; AND WHEREAS, When the appropriation to the Board of Public Utility Commissioners was made for the current fiscal year this was not anticipated and the appropriation of money for the use of the commission is insufficient for the purpose; therefore
- BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*
1. The sum of fifty thousand dollars be added to the appropriation of the Board of Public Utility Commissioners to be used in whole or in part, as may be necessary, in the presentation to the District Court of the United States and to the Supreme Court of the United States of the law and the facts in support of the order of the said Board of Public Utility Commissioners denying the increased rates proposed by the said New York Telephone Company.
2. The amount hereby appropriated shall be in addition to any sum heretofore appropriated for the use of the Board of Public Utility Commissioners for the current fiscal year, and shall be available for use until the conclusion of the proceedings before the Federal courts in which the order of the said board is at issue, and for no other purpose.
3. This act shall take effect immediately.
- Approved March 13, 1925.

Preamble.

Preamble.

Preamble.

Appropriation.

Amount named
deemed addi-
tional to
former sums.

CHAPTER 93.

An Act authorizing the maintenance and treatment of indigent inhabitants of any township or borough of this State, in need of hospital treatment, in a hospital located in a county adjoining the county in which is located the township or borough of which any such indigent person is an inhabitant, and to provide for the cost thereof:

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

1. Whenever any indigent inhabitant of any township or borough of this State is in need of hospital treatment, it shall be lawful for such township or borough to provide for the treatment and maintenance of such indigent inhabitant in a hospital located in a county adjoining the county in which such township or borough is situated. Care of indigent sick in adjoining county.

• The money necessary for such purpose shall be granted and raised in the like manner as money for other township and borough purposes is directed to be granted, assessed, collected and raised, and such money shall be provided for in the annual budget of any such township or borough, or from other funds belonging to such township or borough. Provision for expenses.

2. This act shall take effect immediately.

Approved March 13, 1925.

New Jersey State Library

CHAPTER 94.

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:*

Calling of
special elec-
tions, quali-
fications of
voters, polling
places.

1. All special elections held in school districts operating under Article VII of the act to which this act is a supplement shall hereafter be called in the manner provided for calling the annual school meeting. The qualification of voters, conduct of the election and establishment of voting districts together with polling places therein shall be governed in all respects by the provisions of the law regulating the annual school meeting; *provided, however,* that in case of special school bonding elections the form of ballot shall be controlled by the form prescribed by chapter 98, P. L. 1921.

Repealer.

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

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 95.

An Act to amend an act entitled "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 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 and other polluting matter, and to provide the necessary funds therefor,' approved March eighteenth, nineteen hundred and seven," which amendment was approved March eighteenth, nineteen 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 act is an amendment is hereby amended so as to read as follows:

Section 1
amended.

1. (8) At any time after the making of a contract in accordance with the provisions hereof, the Passaic Valley Sewerage Commissioners may, with the consent of the municipalities which have contracted with them, evidenced by resolution of the bodies or boards having charge of their sewer system or authorized to construct sewers therein, enter into a contract or contracts with any municipality lying in whole or in part within the drainage area of the Passaic river between the Great Falls at the city of Paterson and Newark bay, and including the boroughs of Totowa and West Paterson, Passaic county, for the following purposes:

May contract
with municipi-
palities for
use of sewers.

Intercepting
sewers.

a. For the use of said intercepting sewer or sewers and appurtenances and for participation in the benefits and in the cost of construction, operation and maintenance of the same.

Allotment of
portion of
capacity.

b. To permit any municipality already a party to the original contract to allot a portion of its capacity in said sewer to any other municipality within said drainage area for the purpose of providing an outlet for the sewage of such other municipality.

May contract
with persons
or corpora-
tions.

The Passaic Valley Sewerage Commissioners may, with like consent, enter into a contract or contracts with any person or persons, corporation or corporations, owning or occupying lands in said drainage area, for the use of said intercepting sewer or sewers and appurtenances, and for participation in the benefits and in the cost of construction and maintenance of the same.

Terms of
contracts.

All of said contracts shall be entered into by the said Passaic Valley Sewerage Commissioners upon such terms and conditions as may be agreed upon in any such contract or contracts, and any moneys paid in accordance with the terms of such further contract or contracts by such municipality, person or corporation may be used and applied by the Passaic Valley Sewerage Commissioners to the cost of the completion of said intercepting sewer or sewers and appurtenances, or to the payment of the cost of operation and maintenance of the same, or to the reduction of the amount which any contracting municipality may be called upon to pay to said Passaic Valley Sewerage Commissioners by virtue of its said contract, as may be agreed upon in any such contract or contracts; and the said Passaic Valley Sewerage Commissioners and the municipalities contracting with them for the construction and operation of an intercepting sewer or sewers and the appurtenances in accordance with the provisions of this act and of the act to which this is a supplement, may enter into further contract or contracts supplementary or amendatory of any such existing contract, relating to any matter embodied in such contract

Additional
contracts.

Contracting
municipalities
may borrow,
etc.

Every municipality which shall have contracted with the Passaic Valley Sewerage Commissioners under the authority of this act shall have as full power to borrow

money, make an issue of notes or other temporary obligations and bonds, for the purpose of making the payments designated and required to be made under any such contract as is given by the act to which this is an amendment to the municipalities first entering into contract with the Passaic Valley Sewerage Commissioners, for the purpose of defraying the cost and expense of the construction of such intercepting sewer or sewers, plant and works and appurtenances, and of making the payments designated and required to be made by and under such contracts.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 96.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision of 1903), approved April sixth, one thousand nine hundred and eight," which act was approved April ninth, one thousand nine hundred and thirteen.

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

1. Section one hundred and fifty-three of an act entitled "An act to regulate the practice of courts of law," (Revision of 1903), be and the same is hereby amended to read as follows: Section 153 amended.

153. All notices of trial given for the first day of term shall be filed with the clerk at least fourteen days before the opening day of the term in counties of the first class and at least ten days before the opening day of the term in other counties, and the clerk shall furnish the court on the first day of every term with a list of the actions to be tried, it shall be the duty of attorneys, be- Notice of trial.

- Date indorsed.** fore filing said notices of trial to endorse thereon the date of the issuing of the summons in said action; and the clerk of the court shall list and arrange said cases or actions on said list according to the priority of the dates shown by said endorsement; *provided, however,* that whenever notices of trial shall be filed with the clerk without said endorsement, the clerk shall list and arrange the same, after listing the cases or actions notices with said endorsement according to date of filing notice or trial thereof with him.
- Priority.**
- Proviso.**
- Notice of listed cases.** 2. Listed cases need not be further noticed for trial while they remain on the list, although the term may end before they are tried or otherwise disposed of. Such cases by order of the court may be carried over into the next term, and shall have precedence in trial over cases noticed and listed for that term.
- Repealer.** 3. All acts or 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 13, 1925.

CHAPTER 97.

An Act relating to the construction, operation and maintenance of a certain bridge across the Kill von Kull by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, nineteen hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making appropriation of fifty thousand dollars for the preliminary work thereon.

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

1. In partial effectuation of the comprehensive plan for the development of the Port of New York, adopted by the States of New Jersey and New York by chapter nine, Laws of New Jersey, nineteen hundred and twenty-two, and chapter forty-three, Laws of New York, nineteen hundred and twenty-two, which was consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States by public resolution number sixty-six, sixty-seventh Congress, House joint resolution three hundred and thirty-seven, and of the port compact or treaty between the two States dated April thirtieth, nineteen hundred and twenty-one, authorized and approved by chapter one hundred and fifty-one, Laws of New Jersey, nineteen hundred and twenty-one, and chapter one hundred and fifty-four, Laws of New York, nineteen hundred and twenty-one, and consented to by the Congress of the United States by public resolution number seventeen, sixty-seventh Congress, Senate

Bridge over
Kill von Kull
authorized.

joint resolution eighty-eight, the Port of New York Authority (hereinafter called the Port Authority) is authorized and empowered to construct, operate, maintain and own a bridge, with the necessary approaches across the Kill von Kull from Bayonne on the New Jersey side to Staten Island on the New York side.

Approval of
approaches.

2. The plan of the approaches at either end of the bridge shall be subject to the approval of the respective Governors of the States of New York and New Jersey and of the respective municipalities in which they shall be located. Except as so limited the Port Authority shall determine the site, size, type, and method of construction of such bridge and approaches and all matters pertaining thereto.

Site, type, etc.,
of bridge.

Rules, tolls,
interest, bonds.

3. The Port Authority is authorized to make and enforce such rules and regulations and to establish and levy such charges and tolls as it may deem convenient or necessary for the operation and maintenance of the said bridge and to insure at least sufficient revenue to meet the expenses of the construction, operation and maintenance thereof, and to make provision for the payment of the interest upon and amortization and retirement of such bonds or other securities or obligations as it may issue or incur for the purposes of this act, as hereinafter provided. There shall be allocated to the cost of construction, operation and maintenance of the bridge such proportion of the general expenses of the Port Authority as it shall deem properly chargeable thereto.

Financing
bridge.

4. The said bridge shall be built and paid for in whole or in part out of moneys to be raised by the Port Authority on bonds or other securities or obligations issued or incurred by it pursuant to Article six of the said compact or treaty. The said bonds or other securities and any other obligations which the Port Authority may incur shall be issued and incurred upon such terms and conditions as the Port Authority may deem proper, subject, however, to the limitations of this act. As security therefor the revenues and tolls arising out of the use of the bridge shall be pledged for the repayment of the entire issue of the bonds and

Tolls pledged
as security.

other securities issued for the construction thereof, and the approaches and highway connections, and for the repayment of any moneys advanced by the State, together with interest; it being the declared policy of the State that the said bridge so far as the payment of the bonds or other securities issued, and repayment of moneys advanced by the State for the construction thereof, shall in all respects be self-sustaining.

Bridge to be self-sustaining.

5. If, for any of the purposes hereunder, the Port Authority shall find it necessary or convenient for it to acquire any real property as herein defined, in this State, then the Port Authority may find and determine that such property is required for a public use, and upon such due determination, the said property shall be and shall be deemed to be required for such a public use; and with the exceptions hereinafter specifically noted the said determination or fact shall not be affected by the fact that such property has theretofore been taken for, or is then devoted to, a public use; but the public use in the hands or under the control of the Port Authority shall be deemed superior to the public use in the hands of any other person, association or corporation. If the Port Authority is unable to agree for the acquirement of any such property, or if the owner thereof shall be incapable of disposing of the same, or if, after diligent search and inquiry, the name and residence of any such owner cannot be ascertained, or if any such property has been acquired or attempted to be acquired and title or other rights therein have been found to be invalid or defective, the Port Authority may acquire such property by condemnation under and pursuant to the provisions of this act.

Acquiring property.

Port Authority paramount.

Action by condemnation.

6. Anything in this act to the contrary notwithstanding, no property now or hereafter vested in or held by any county, city, borough, village, township or other municipality shall be taken by the Port Authority, without the authority, or consent of such county, city, borough, village, township or other municipality, nor shall anything herein impair or invalidate in any way any bonded indebtedness of the State, or such county, city, borough, village, township or other municipality, nor impair the provisions of law reg-

Taking municipal property.

Granting municipal property.

ulating the payment into sinking funds of revenue derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose. The Port Authority is hereby authorized and empowered to acquire from such county, city, borough, village, township or other municipality, by agreement therewith, and such county, city, borough, village, township or other municipality is hereby authorized and empowered to grant and convey for such consideration as it may deem wise, any real property which may be necessary for the construction, operation and maintenance of the bridge and the approaches thereto, including such real property as has already been devoted to a public use.

Use of State property.

The State of New Jersey hereby consents to the use and occupation of the real property of the State necessary for the construction, operation and maintenance of the said bridge and the approaches thereto, including lands of the State lying under the waters of the Kill von Kull.

Proceedings to acquire property.

7. Whenever any proceeding for the acquisition of "real property" as defined in this act, is instituted under this act, such proceeding shall be conducted pursuant to the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of one thousand nine hundred), approved March twentieth, one thousand nine hundred, and the acts amendatory thereof and supplemental thereto.

Definition of real property.

8. The term "real property" as used in this act is defined to include lands, structures, franchises and interests in land, including lands under water and riparian rights, and any and all other things and rights usually included within the said term, and includes also any and all interests in such property less than full title, such as easements, rights of way, uses, leases, licenses and all other incorporeal hereditaments and every estate, interest or right, legal or equitable, including terms for years and liens thereon by way of judgments, mortgages or otherwise, and also claims for damages for such real estate.

9. Any powers herein granted to the Port Authority shall be regarded as in aid of and supplemental to and in no case as a limitation upon any of the powers vested in it by the States of New Jersey and New York and/or by Congress.

Powers granted deemed additional.

10. If any term or provision of this act shall be declared unconstitutional or ineffective in whole or in part by a court of competent jurisdiction, then to the extent that it is not unconstitutional or ineffective such term or provision shall be enforced and effectuated; nor shall such determination be deemed to invalidate the remaining terms or provisions hereof.

As to constitutionality of act.

11. For the preliminary work necessary for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto, the sum of fifty thousand dollars (\$50,000), or so much thereof as may be necessary, is hereby appropriated out of any moneys in the State treasury not otherwise appropriated. The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury upon vouchers signed by the chairman of the said Port Authority. The said sum shall be paid back to the State when the cost of construction of all of said bridge shall have been fully paid for and the debt or debts created for such purpose amortized.

Appropriation for preliminary work.

12. Neither the construction of such bridge, the approaches or highway connections, nor any preliminary work, authorized by section eleven of this act, shall be begun, nor shall any moneys be expended hereunder by the Port Authority, until the State of New York by appropriate legislation concurs therein, and appropriates an equivalent amount.

Repayment.

Concurrent action by State of New York necessary.

13. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 98.

An Act to amend an act entitled "A supplement to an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule for compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," 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*:

Section 17
amended.

Rules for
hearings.

Allowance to
successful
party.

1. Paragraph seventeen of the act referred to in the title of this, is hereby amended to read as follows:

17. The Commissioner of Labor and the deputy commissioners may make such rules and regulations for the conduct of such hearing not inconsistent with the provisions of this act or of the act to which this act is a supplement, as may, in his judgment, be necessary. The official conducting any hearing under this act may, in his discretion, allow to the party in whose favor judgment is entered, costs of witness fees and a reasonable attorney fee; and a reasonable fee not exceeding fifty dollars (\$50) for any one witness, or one hundred fifty dollars (\$150) in any one case, for medical witnesses residing in the State of New Jersey, when in his judgment, the services of an attorney, and medical witnesses, were necessary for the proper presentation of the case.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 99.

An Act relating to and providing for the adoption of adults.

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

1. It shall be lawful for any person of full age, not married, or any husband with the wife's consent, or any wife with her husband's consent, or any husband and wife, jointly, to petition the Orphans' Court of the county wherein any such petitioner, or petitioners, or the person to be adopted may reside, for permission to adopt an adult, and for the change of name of such adult.

Adoption and
change of
name of adult.

2. Such petition shall specify the name, age and place of residence of the petitioner or petitioners and of the person to be adopted and the name by which the person to be adopted shall thereafter be known; whether such person to be adopted be possessed of any property and a full description of the property, if any; the person or persons petitioning as aforesaid shall be at least fifteen years older than the person sought to be adopted, and the petition shall be verified by the petitioner or petitioners.

What petition
to show.

3. There shall be filed with the said petition the consent in writing of the person to be adopted, to the adoption, and a request for the adoption and for the change of name; such consent and request shall be acknowledged, by the person to be adopted, as deeds are required to be acknowledged under the laws of this State.

Consent
filed.

4. Upon the presentation of such petition to the said court the same shall be filed with the clerk of the said court and thereupon the said court is hereby authorized to examine, under oath, the parties thereto, and other persons if the court shall deem it necessary, and if the court from the testimony adduced shall be of the opinion that the facts stated in the petition are true, and the petitioner is or the petitioners are of good moral character and of reputable standing in the community, and if it appears to be to the advantage and benefit of the person to be adopted and that the best interest of

Court pro-
cedure.

Decree by court.	such person would be promoted by such adoption, then the court shall make a decree reciting the facts at length and designating the name by which the person so adopted shall thereafter be known, declaring and adjudging that from the date of such decree the rights, duties, privileges and relations theretofore existing between the person so adopted and his natural parent or parents shall be in all respects at an end, excepting the right of inheritance; and that the rights, duties, privileges and relations between the persons so adopted and his parent or parents by adoption shall thenceforth in all respects be the same, including the right of inheritance, as if the person so adopted had been born to such parent or parents in lawful wedlock.
Rights of adopted person.	
Record to be kept.	5. The petition, decree and proceedings shall be recorded at length in a book kept for that purpose and properly indexed; but testimony taken orally or without subscription by the witnesses need not be recorded; said book shall become part of the records of the surrogate's office of the county wherein the said court is located and the surrogate for recording the same shall receive the same fees as if recording a will; and upon the entry of such decree the natural parents of the person so adopted, if living, shall be divested of all legal rights and obligations due from them to the person so adopted and from the person so adopted to them; and the person so adopted shall be free from all legal obligations, or otherwise, to the parents; and the adopting parent or parents of the person so adopted shall be invested with every legal right in relation to the person adopted as if the person so adopted had been born to them in lawful wedlock; and the person so adopted shall be invested with every legal right, privilege, obligation in relation to the rights of inheritance to real estate, or to the distribution of personal estate on the death of such adopting parent or parents as if born to them in lawful wedlock; <i>provided</i> , said person so adopted shall not be capable of taking property expressly limited to the heirs of the body of the adopting parent or parents, nor property coming from the collateral kindred of such adopting parent or parents by right of representation; <i>and, provided, also</i> , on the death of the adopting parent or parents and the subsequent
Divestment and investment of rights.	
Proviso.	
Proviso.	

death of the person so adopted, without issue, the property of such adopting deceased parent or parents shall descend to and be distributed among the next kin of said parent or parents and not to the next kin of the adopted child; *and provided, also*, if such adopting parent or parents shall have other child or children then, and in that case, the children by birth and by adoption shall, respectively, inherit from and through each other as if all had been children of the same parents born in lawful wedlock; *and provided, also*, that where a parent has procured a divorce, or a surviving parent, having lawful custody of a child, lawfully marries again, or where an adult unmarried person who has become a foster parent and has lawful custody of a child, marries, and such parent or foster parent consents that the person who thus becomes the stepfather or the stepmother of such person so adopted may adopt such person so adopted, such parent or such foster parent so consenting shall not thereby be relieved of any of his or her parental duties toward, or be deprived of any of his or her rights over said person so adopted or to his property by descent or succession.

Proviso.

Proviso

6. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take place immediately.
Approved March 13, 1925.

Repealer.

CHAPTER 100.

An Act exempting mothers of minor children from serving on juries.

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

1. Hereafter, mothers of one or more minor children shall be exempt from liability to be drawn upon any panel of grand or petit jurors returned to any court in this State.

Mothers with
minor children
exempt from
jury duty.

2. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 101.

An Act to amend an act entitled "An act providing for the licensing and bonding of all dealers in milk and cream who purchase from or contract with producers in this State or who receive milk or cream from such producers for shipment, sale or manufacture," approved March twentieth, nineteen hundred and seventeen.

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:

Buyer of milk
licensed.

8. Any person who, being a buyer of milk for the purposes set forth in section one, and not being licensed, shall conduct the business of buying milk as provided in section one, shall be liable to a penalty of twenty-five dollars for the first offense and fifty dollars for the second and each subsequent offense, to be sued for and recovered by and in the name of the Department of Agriculture.

Penalty.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 102.

A Supplement to 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, one thousand nine hundred and nine.

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

1. In addition to the property now exempt from taxation under the act to which this is a supplement, there shall be exempted property passing by devise or bequest since the first day of July, one thousand nine hundred and twenty-four, to or for the use of any institution solely educational for whose benefit there may have been or may hereafter be appropriations made by the Legislature of this State.

Certain bequest exempt from inheritance tax.

2. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 103.

An Act to annex to the City of Woodbury part of the borough of Woodbury Heights, and to annex to the borough of Woodbury Heights part of the city of Woodbury, in the county of Gloucester.

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

1. All that part of the borough of Woodbury Heights, in the county of Gloucester, lying within the following described boundary, to wit: Beginning at the intersection of the southerly edge of the Salem Branch of the

Portion of Woodbury Heights annexed to Woodbury.

West Jersey and Seashore Railroad with the boundary line between the city of Woodbury and the borough of Woodbury Heights, and runs hence (1) along said boundary line north ten degrees and twenty-five minutes east, one hundred ninety feet more or less to a stone; thence (2) still along said boundary line south sixty-seven degrees and fifty minutes east, one hundred eighty-eight feet more or less to a point in said southerly line of the Salem Branch of the West Jersey and Seashore Railroad; thence (3) along said southerly line of said railroad south sixty-one degrees and six minutes west, two hundred forty feet more or less to the place of beginning; be and the same is hereby set off from the borough of Woodbury Heights, in the county of Gloucester, and annexed to the city of Woodbury, in the county of Gloucester.

Portion of
Woodbury
annexed to
Woodbury
Heights.

2. All that part of the city of Woodbury, in the county of Gloucester, lying within the following described boundary, to wit: Beginning at the intersection of the southerly edge of the Salem Branch of the West Jersey and Seashore Railroad with the centre line of Mantua avenue, and runs thence (1) along the said southerly edge of said Salem Branch of the West Jersey and Seashore Railroad north sixty-one degrees and six minutes east, nine hundred twenty-five feet more or less to a point in the boundary line between the city of Woodbury and the borough of Woodbury Heights; thence (2) along said boundary line south ten degrees and twenty-five minutes west, one thousand one hundred feet more or less to an iron pipe; thence (3) still along said boundary line north sixty-six degrees and fifteen minutes west, seven hundred seventy and forty-eight hundredths feet to a point in the centre line of Mantua avenue; thence (4) along said centre line of Mantua avenue north sixteen degrees and thirty-eight minutes east, three hundred thirty-eight feet more or less to the place of beginning; be and the same is hereby set off from the city of Woodbury, in the county of Gloucester, and annexed to the borough of Woodbury Heights, in the county of Gloucester.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 104.

An Act to amend an act entitled "An act to amend and supplement an act entitled 'An act to establish a State Highway Department, and to define its powers and duties; and vesting therein all the powers and duties now devolved by law upon the Commissioner of Public Roads, and the existing State Highway Commission and Highway Commission,' " approved March thirteenth, one thousand nine hundred and seventeen, approved February thirteenth, one thousand nine hundred and twenty-three.

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 amendatory be and the same is hereby amended so that the same shall read as follows:

Section 10
amended.

10. The work of the department shall be performed under the State Highway Commission, which shall have all power necessary therefor, without recital in detail. All action shall be determined by the State Highway Commission by the vote of a majority thereof. The signature of the chairman of the State Highway Commission or, in his absence or disability, the signature of a person designated by the commission, to any order, regulation, contract, bill, or other paper or document required to be signed on behalf of the State Highway Department, shall be sufficient evidence of the authority therefor and authenticity thereof. The members of the State Highway Commission, the State Highway Engineer, the Assistant State Highway Engineer, and such other employees of the State Highway Department as shall be designated by the commission, in writing, which writing shall be filed with the Secretary of State, and be a public record, shall, in addition to their other duties, be peace officers, and charged with the enforcement of the provisions of an act entitled "An act defining motor vehicles

Rights and
powers of
commission.

Authority of
approval.

Peace officers.

Duties.

and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regarding 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 the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one, and the acts amendatory thereof and supplemental thereto; and further with the enforcement of the provisions of an act entitled "An act providing for the regulation of vehicles, animals and pedestrians on all public roads and turnpikes and prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations, and granting authority to towns, cities, boroughs and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians and animals, and designating the authorities to enforce its provisions, and defining their powers and their authority," approved April sixth, one thousand nine hundred and fifteen, and the acts amendatory thereof and supplemental thereto, and to have in general the same powers and authority as motor vehicle inspectors, and other officers now have by virtue of the provisions of the said acts in this section named, and the persons so designated shall be duly commissioned by the Secretary of State.

Powers.

Commissioned.

2. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 105.

An Act for the relief of Denny Tollis.

WHEREAS, Denny Tollis was employed under contract as Preamble.
landscape gardner at the New Jersey State Home for
Girls, from the fifth day of July, one thousand nine
hundred and twenty-four, to the seventeenth day of
July, one thousand nine hundred and twenty-four, and
sustained an injury resulting in the permanent impair-
ment of the sight of both of his eyes, incapacitating
him from the use of his eyes, except for purposes of
locomotion, which said impairment is diagnosed as
permanent and progressive; and

WHEREAS, The compensation paid to him under said con- Preamble.
tract amounted to the sum of eight dollars per day;
now therefore

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

1. There shall be paid to the said Denny Tollis from Weekly pen-
sion.
the treasury of this State, on the warrant of the Comp-
troller, a pension of twelve dollars per week for three
hundred and twenty weeks. Said pension shall com-
mence from the passage of this act, and the Comptroller
of the Treasury may pay the accumulated weekly
amounts in monthly installments.

2. This act shall take place immediately.

Approved March 13, 1925.

CHAPTER 106.

An Act for the relief of Thomas J. Symonds.

- Preamble. WHEREAS, Thomas J. Symonds, a resident of the borough of Hawthorne, in the county of Passaic, and State of New Jersey, while in the performance of his duties as janitor of the Lafayette School, in the said borough of Hawthorne, was permanently injured and by reason by such injury is incapacitated and no longer able to perform his said duties; and
- Preamble. WHEREAS, The said Thomas J. Symonds over a long period of years rendered efficient service to the said borough of Hawthorne; therefore,
BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*
- Annual pension. 1. The borough of Hawthorne, in the county of Passaic, is hereby authorized to grant and empowered to pay to the said Thomas J. Symonds a pension of six hundred dollars per annum, which said pension shall be paid in semimonthly installments during the term of his natural life. The said borough of Hawthorne shall provide in its annual budget for the payment of the aforesaid pension and from the time of the passage of this act until the adoption of its next budget shall pay the said pension hereby granted from any funds available therefor.
- Provision for. 2. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 107.

An Act to provide for the registration and protection of names, titles, or designations of religious bodies.

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

1. That any religious body may hereafter register with the Secretary of State the name, title, or designation, under which it operates, or under which it functions, or its activities are carried on. Name of religious body registered.
2. No association, corporation, society, foundation, order, federation or organization shall hereafter have or use a name, title or designation similar to, or in imitation of, or so nearly resembling any such name, title or designation, so registered, as to be calculated to deceive, without the consent of the registrant. Infringement on name.
3. The Secretary of State shall provide for the registration, and recording of names, titles and designations by this act authorized to be registered, and such name, title or designation may be so registered with him upon the payment of a fee of twenty-five dollars therefor. Registration. Fee.
4. Any association, corporation, society, foundation, order, federation, or organization violating the provisions of paragraph two of this act shall, upon request of the religious body so registered, be notified of such violation by the Secretary of State, and the continuance of the use of the name, title or designation by said association, corporation, society, foundation, order, federation or organization for a term longer than one month shall constitute a misdemeanor. Penalty for violation.
5. The Secretary of State shall issue to such registrant a certificate of the recording of any such name, title or designation, which certificate so as aforesaid issued, shall be received in evidence in all the courts of this State. Certificate issued.
6. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 108.

An Act concerning cemeteries.

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

Sale of
unused land.

1. Where a cemetery company, organized under an act entitled "An act concerning corporations," approved April seventh, one thousand eight hundred and seventy-five, and the several supplements thereto, has owned a tract of land which has never been plotted or laid out, and in which there are no burials, and such cemetery company has held such lands for thirty-five years and upwards, such cemetery company shall have power to sell such lands, either at public or private sale, freed and discharged of and from all trusts whatsoever. *Provided, however,* that such lands shall have been assessed for taxing purposes, and taxes paid thereon during the past thirty-five years; or in the event that the same shall not have been assessed and taxes paid thereon during any part of such period, or proof of such assessment and payment of taxes cannot be made, then the municipality in which such lands are situate shall be paid the taxes for such years, based upon the assessment and rate for the year nineteen hundred and twenty-four; *provided, however,* that this act shall not become effective until such cemetery company shall make and file in the office of the county clerk, where such cemetery company is incorporated, a certificate under the corporate seal of said cemetery company, stating that it had accepted the provisions of this act.

Proviso; as to
taxes.

Proviso.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 109.

An Act to ratify, confirm and continue the incorporation of the borough of Bradley Beach, in the county of Monmouth, and fix the boundaries and corporate name thereof.

WHEREAS, The inhabitants of a part of that part of the township of Neptune, in the county of Monmouth, within the boundaries hereinafter mentioned, were organized as a borough by the name of "The Mayor and Council of the Borough of Bradley Beach," under and by virtue of the provisions of an act of the Legislature of the State of New Jersey, entitled "An act for the formation and government of boroughs," approved April second, one thousand eight hundred and ninety-one, and the acts amendatory thereof and supplemental thereto; and

Preamble.

WHEREAS, A statement of the results of an election for the purpose of incorporation under the aforesaid act held in the borough of Bradley Beach on the sixth day of March, one thousand eight hundred and ninety-three, cannot be found in the files of the office of the clerk of the county of Monmouth; and

Preamble.

WHEREAS, By an act of the Legislature of the State of New Jersey, entitled "An act to annex to the borough of Bradley Beach, a portion of the borough of Neptune City, in the county of Monmouth," approved April ninth, one thousand nine hundred and eight, accepted by majorities of the qualified voters of the then borough of Bradley Beach and of the territory to be annexed thereto, that part of the borough of Neptune City lying between the Atlantic ocean on the east, the then borough of Bradley Beach on the north, the westerly rail of the New York and Long Branch Railroad Company on the west, and the borough of Avon-by-the-Sea on the south, was annexed to and made a part of the borough of Bradley Beach, in the county of Monmouth; and

Preamble.

Preamble. WHEREAS, By virtue of the provisions of an act of the Legislature of the State of New Jersey, entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, the inhabitants of every borough hereby established, formed or organized under the provisions of any law of this State, were created a body corporate and politic, in fact, deed, name and law, by the corporate name by which they were then known; and

Preamble. WHEREAS, Doubt exists as to the incorporation and corporate name of the borough of Bradley Beach,

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

Corporate name. 1. The inhabitants of the borough of Bradley Beach and all that territory formerly a part of the township of Neptune, and the borough of Neptune City, in the county of Monmouth, and now known as the borough of Bradley Beach, and contained within the limits hereinafter set forth, are hereby continued and declared to be a body corporate and politic in fact and in law by the name of "The Borough of Bradley Beach," and the creation, organization and incorporation of said borough of Bradley Beach, shall be governed by the general laws of this State relating to boroughs.

Description of the boundaries of the borough of Bradley Beach:

Boundaries of borough of Bradley Beach. Beginning at a marble monument in the westerly line of the sixty-six-foot right of way of the New York and Long Branch Railroad, said monument being distant fifty-four and five-tenths feet southerly from the point of intersection of the said westerly line of the sixty-six-foot right of way of the New York and Long Branch Railroad with the southerly line of Twelfth or Inskip avenue, Neptune township; thence running (1) easterly at right angles to the said westerly line of the sixty-six-foot right of way of the New York and Long Branch Railroad and passing through the center of the culvert across Main street, one thousand feet to a point at the head of Fletcher lake; thence (2) easterly, along the center of Fletcher lake, the several courses thereof,

to a point at the foot of said lake, said point being the southwesterly corner of the South End bath houses, Ocean Grove, and being also distant one hundred and twenty feet southerly from the southerly line of Broadway, Ocean Grove, measured along a line perpendicular to said southerly line of Broadway, Ocean Grove; thence (3) easterly along the southerly line of the said South End bath houses, parallel with and one hundred and twenty feet southerly from the said southerly line of Broadway, Ocean Grove, extending easterly to the low water line of the Atlantic ocean; thence (4) southerly, along the low water line of the Atlantic ocean, the several courses thereof, to a point at the easterly end of the outlet flume from Duck creek, or Sylvan lake, to the Atlantic ocean; thence (5) north eighty-one degrees and fifty-one minutes west, along the center of the aforesaid flume to a point at the outlet of Duck creek, or Sylvan lake, said point being also the point of intersection of the westerly line of Ocean avenue with the center line of the aforesaid flume and being distant one hundred and ten and three-tenths feet, on a course bearing south thirteen degrees and twenty-six minutes east from the point of intersection of the said westerly line of Ocean avenue with the southerly line of Evergreen avenue, Bradley Beach; thence (6) westerly along the center of Duck creek, or Sylvan lake, and along the northerly boundary line of the borough of Avon-by-the-Sea, the several courses thereof, to a point in the westerly line of the aforesaid sixty-six-foot right-of-way of the New York and Long Branch Railroad, at the westerly end of the iron culvert through which Duck creek flows under said railroad; thence (7) northerly along the said westerly line of the sixty-six-foot right-of-way of the New York and Long Branch Railroad, four thousand two hundred and fifty-six and five-tenths feet to the place of beginning; the boundary lines hereby fixed and defined being particularly delineated upon a map entitled "Map showing boundary lines of Bradley Beach, Monmouth county, N. J.," drawn by Sincerbeaux and Moore, civil engineers, Asbury Park, New Jersey, January twenty-ninth, one thousand nine hundred and twenty-five.

Map.

All acts
ratified and
confirmed.

2. Every and all of the acts and doings of the governing body elected by the people within the territory hereinabove described since the sixth day of March, one thousand eight hundred and ninety-three, as public officers of the borough of Bradley Beach, and as public officers of the borough commission of the borough of Bradley Beach, are and shall be hereby ratified and confirmed in all particulars as if no question or doubt has ever arisen as to the proper incorporation of the said borough of Bradley Beach, and the said borough commission of Bradley Beach.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 110.

An Act to create a law revision committee and to define its powers and duties.

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

Commission
on revision
of the laws.

1. A permanent State commission to be known as the Law Revision Commission is hereby created. Such commission shall consist of three members each of whom shall be a counselor-at-law of at least ten years' standing, of whom one and his successors shall be appointed by the Governor, one and his successors by the Chancellor and one and his successors by the Chief Justice of the Supreme Court. The first appointment by the Governor shall be for a term of six years, by the Chancellor for a term of four years and by the Chief Justice for a term of two years. All subsequent appointments shall be for a term of six years, except appointments to fill vacancies occurring otherwise than by expiration of term, which shall be made for the unexpired term only.

Terms.

Expenses.

2. The members of the commission shall receive no compensation but shall be reimbursed for expenses incurred in the performance of their duties. The com-

mission shall elect one member thereof as chairman, who shall serve for a term of two years, and may appoint such employees as may, in its judgment, be needed, prescribe their duties and fix their compensation within the amount appropriated therefor. The commission shall also have power to prescribe rules and regulations for the government of proceedings before it. Assistants.

3. It shall be the duty of such commission to examine the common and statutory law of this State for the purpose of discovering defects therein and to receive and consider suggestions from any source for the modification thereof and to recommend from time to time such changes as it deems necessary to bring the law of this State, civil and criminal, and the administration thereof, into harmony with modern conceptions and conditions. Duties.

4. The commission shall report to the Legislature before January fifteenth in each year, and if it deems it advisable so to do, shall accompany its report with drafts of proposed bills to carry out any of its recommendations. Reports.

5. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 111.

An Act to permit religious societies holding lands used for a cemetery or a place for the burial of the dead to take and hold property, real and personal, in trust, for the care of such cemetery and for the individual lots therein.

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

1. Any religious society incorporated under the laws of this State, holding lands used for a cemetery or place for the burial of the dead, may take and hold any property, real and personal, bequeathed or given upon trust Religious societies may use income from trust for sundry improvements to cemetery.

to apply the income thereof, under the direction of the trustees of such association or society, for the improvement or embellishment of such cemetery, or the erection or preservation of any buildings, structures, fences or walks erected or to be erected, upon the lands of such society used for cemetery purposes, or for the repair, preservation, erection or renewal of any tomb, monument, gravestone, fence, railing or other erection in or around any such cemetery, or for the planting and cultivating trees, shrubs, flowers or plants in or around any such cemetery, or for the embellishment of the individual lot or plat of the donor or of any other person, or for the repair, preservation, erection or renewal of any tomb, monument, gravestone, fence, railing or other erection upon, in or around such individual lot or plat, or for the planting and cultivating trees, shrubs, flowers or plants upon, in or around such individual lot or plat, or for improving or embellishing such cemetery, or any individual lot or plat therein, in any other manner or form consistent with the design and purposes of the society, according to the terms of such grant, devise or bequest.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 112.

An Act to repeal an act entitled "An act to provide for the appointment of a council for judicial procedure," approved March twenty-fourth, one thousand nine hundred and fifteen.

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

Act repealed.

1. The act entitled "An act to provide for the appointment of a council for judicial procedure," approved March twenty-fourth, one thousand nine hundred and fifteen, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 113.

An Act to repeal an act entitled "An act to authorize the formation of companies for the purpose of constructing, maintaining and operating vehicular tunnels under the Hudson and Delaware rivers and Kill von Kull, and regulating the same," passed March twenty-third, one thousand nine hundred and twenty-three.

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

1. An act entitled "An act to authorize the formation of companies for the purpose of constructing, maintaining and operating vehicular tunnels under the Hudson and Delaware rivers and Kill von Kull, and regulating the same," passed March twenty-third, one thousand nine hundred and twenty-three, be, and the same is hereby repealed. Act repealed.

2. This act shall take effect immediately.
Approved March 13, 1925.

CHAPTER 114.

An Act to incorporate the borough of Mount Ephraim, in the county of Camden.

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 Centre, in the county of Camden, 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 Mount Ephraim, and shall be governed by the general laws of this State relating to boroughs. Corporate name.

The territorial limits of said borough shall be as follows:

Boundaries
of borough
of Mount
Ephraim.

Beginning at an iron bolt in the center of the bridge on the Kings Highway and being the center of the Kings run; thence (1) in a southeasterly direction up the center of the Kings run, the several courses and distances thereof, to the line of the borough of Haddon Heights; thence (2) down said line in a southwesterly direction three thousand two hundred and thirty-two feet (3232 ft.) more or less, to center of Little Timber creek; thence (3) in a northwesterly direction, the several courses and distances thereof, to the center of the aforesaid Kings Highway; thence (4) along center of same in a northeasterly direction fourteen hundred and sixty-nine feet (1469 ft.) more or less, to the westerly line of Halyburton tract; thence (5) along same in a northeasterly direction twelve hundred and two feet (1202 ft.) more or less, to the center of Market street; thence (6) along same in a southeasterly direction one hundred ninety-four and sixty-four hundredths feet (194.64 ft.) to an angle in same; thence (7) still along same in a southeasterly direction six hundred and fifty-nine feet (659 ft.) to the westerly line of Halyburton tract; thence (8) along same in a northeasterly direction thirty-one hundred and seventy-six feet (3176 ft.) to the center of the south branch of Newton creek; thence (9) in a southeasterly direction up the center of said creek the several courses and distances thereof to the place of beginning.

Referendum;
question sub-
mitted to
portion of
Centre town-
ship.

2. This act shall take effect immediately; *provided*, its provisions shall not be operative until it shall have been submitted to the voters residing in that part of the township of Centre in said county known as the Fairfield Estates, and particularly described as follows: Beginning at an iron spike in the center of the Camden, Mt. Ephraim and Blackwood road and center of bridge over Little Timber creek; thence (1) along the center of said road north ten degrees twenty-four minutes forty seconds west, eighteen feet and eighty-six hundredths (18.86') of a foot to an iron spike; thence (2) along same, north nine degrees thirty-five minutes twenty-five seconds west, twenty-seven hundred thirty-

eight feet and seventy-three hundredths (2738.73') of a foot to an iron bolt; thence (3) along the northerly line of New Jersey avenue, north seventy-nine degrees fifty-four minutes thirty-five seconds east, six hundred seventy feet and seventy-seven hundredths (670.77') of a foot to a corner of J. D. Glover Estate; thence (4) along same, south eighty-nine degrees two minutes twenty-five seconds east, one hundred sixty-three feet and ninety-eight hundredths (163.98') of a foot to a corner to Walter Kell; thence (5) along same south eighty-seven degrees forty-six minutes twenty-five seconds east, two hundred seventy-five feet and four tenths (275.4') of a foot to a corner to same; thence (6) along same, north three degrees thirty-seven minutes five seconds east, two hundred sixty-six feet and five-tenths (266.5') of a foot to a corner in the middle of the Woodbury and Haddonfield road (or Kings Highway); thence (7) along same, south eighty-six degrees nineteen minutes fifty-five seconds east, six hundred forty-six feet and forty-nine hundredths (646.49') of a foot to the center of the bridge over Kings run; thence (8) up the Kings run in a southeasterly direction the several courses and distances thereof to the borough line of Haddon Heights; thence (9) along same, south twenty-two degrees eighteen minutes west, three thousand two hundred thirty-two (3232') feet more or less to the middle of Little Timber creek; thence (10) down the Little Timber creek the several courses and distances thereof to the middle of the bridge over same in the centre of the Camden and Blackwood road and place of beginning, at a special election to be held within the said territory within sixty days from the approval of this act as hereinafter provided and the majority of the legal voters of the said particularly described territory known as the Fairfield Estates, shall have approved of joining with Mt. Ephraim and the other portions of Centre township herein described to become a borough, and the majority of the legal voters of the territory herein described as comprising the proposed borough of Mt. Ephraim shall have adopted this act at such an election. Such special elections shall be held within the said territories between the hours of one o'clock

Special election.

Notice given.	<p>P. M. and eight o'clock P. M. on successive days and at places within the said territories to be fixed by the clerk of the township of Centre, in the county of Camden, who shall cause public notice thereof to be given by advertisements, signed by himself, set up in at least five public places within said particularly described territory known as the Fairfield Estates and in at least five public places within the remaining described territory within the proposed borough of Mt. Ephraim, and published once in the Camden Post-Telegram, a newspaper circulating in said territory, at least ten days prior to the day so fixed for said election.</p>
Election, how conducted.	<p>Such special elections shall be held at the times and places so appointed and shall be conducted by the board of registry and election of that certain election district of the said township of Centre wherein the greater part or all of the foregoing described territories of the township of Centre are located, which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special elections at the places where the same are to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Centre shall give public notice of such meeting of said board of registry and election at said time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special elections and shall provide a suitable place for the holding of said special elections and the necessary ballots for the electors voting thereat, upon which ballots shall be printed the propositions to be submitted to the voters with instructions in the following form:</p>
Registry.	<p>In the particularly described territory known as the Fairfield Estates the following form shall be used: If you favor the propositions 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</p>
Meeting of board of election.	
Ballots.	
Question submitted in Fairfield Estates.	

mark in the square to the left of and opposite the word "No".

	Yes.	Shall the Fairfield Estates join with Mt. Ephraim to become a borough and shall an act entitled "An act to incorporate the borough of Mt. Ephraim, in the county of Camden," be adopted?
	No.	

In the remaining territory of Centre township within the herein described boundaries of the proposed borough of Mount Ephraim the following form shall be used: 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".

Question submitted in Centre township.

	Yes.	Shall an act entitled "An act to incorporate the borough of Mt. Ephraim, in the county of Camden," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

Marking ballot.

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 words "Yes" or "No", it shall not be counted as a vote for or against such proposition.

The officers holding said election shall, within three days after such elections make a return in duplicate of the results of such elections by statements in writing and under their hands one each of which certificates or

Returns in duplicate.

returns shall be filed forthwith with the clerk of the township of Centre and entered in full upon the minutes of the township committee of the township of Centre, and one each of which certificates or return shall be filed forthwith with the clerk of the county of Camden.

Special election to choose local officers.

Within ten days after the copies of the statements of said elections have been filed with the county clerk of the county of Camden, and in case it is shown by said statements that a majority of the voters voting at the special election held for the particularly described territory known as the Fairfield Estates have approved of joining with Mt. Ephraim and the remaining territory to become a borough and 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 comprising the borough within thirty days from date of the filing of the said statements 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 said election shall be held between the hours of one o'clock P. M. and eight o'clock P. M. on a day and 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 in said territory, and published in The Camden Post-Telegram, a 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 or 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 said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the 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

Notice of election given.

County clerk to provide ballots.

Nominations by petition.

Election, how conducted.

be conducted by the members of the district board of registry and election of that certain election by the members of the district board of registry and election of that certain election district of the said township of Centre wherein the greater portion or all of the foregoing described territory of the township of Centre is located. 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 said district board of registry and election holding said election shall on the following day make return thereof to the county clerk of the county of Camden of the result of said election, and the officers elected at said election, on the filing of said return, 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.

Registry.

Returns.

Terms of officials elected.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 115.

An Act concerning certified checks.

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

1. No bank or trust company shall stop payment of any check certified by such bank or trust company at the request of the drawer; and the certification of any check at the request of the drawer shall be of the same effect as if said check had been certified at the request of the holder thereof.

As to certified checks.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 116.

An Act to annex to the borough of Haddon Heights in the county of Camden, part of the township of Centre, in the county of Camden.

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

Boundaries
of part of
Centre town-
ship annexed
to Haddon
Heights.

1. All that portion of land lying and being in the township of Centre, in the county of Camden and State of New Jersey

Beginning at an iron spike in the center of the Camden, Mt. Ephraim and Blackwood road and center of bridge over Little Timber creek; thence (1) along the centre of said road north ten degrees twenty-four minutes forty seconds west, eighteen feet and eighty-six hundredths (18.86') of a foot to an iron spike; thence (2) along same, north nine degrees thirty-five minutes twenty-five seconds west, twenty-seven hundred thirty-eight feet and seventy-three hundredths (2738.73') of a foot to an iron bolt; thence (3) along the northerly line of New Jersey avenue, north seventy-nine degrees fifty-four minutes thirty-five seconds east, six hundred seventy feet and seventy-seven hundredths (670.77') of a foot to a corner of J. D. Glover estate; thence (4) along same, south eighty-nine degrees two minutes twenty-five seconds east, one hundred sixty-three and ninety-eight hundredths (163.98') of a foot to a corner to Walter Kell; thence (5) along same south eighty-seven degrees forty-six minutes twenty-five seconds east, two hundred seventy-five feet and four tenths (275.4') of a foot to a corner to same; thence (6) along same, north three degrees thirty-seven minutes five seconds east, two hundred sixty-six feet and five-tenths (266.5') of a foot to a corner in the middle of the Woodbury and Haddonfield road (or Kings Highway); thence (7) along same, south eighty-six degrees nineteen minutes fifty-five seconds east, six hundred forty-six feet and forty-nine hundredths (646.49') of a foot to the centre of the bridge

over Kings run; thence (8) up the Kings run in a southeasterly direction the several courses and distances thereof to the borough line of Haddon Heights; thence (9) along same, south twenty-two degrees eighteen minutes west, three thousand two hundred thirty-two (3232') feet more or less to the middle of Little Timber creek; thence (10) down the Little Timber creek the several courses and distances thereof to the middle of the bridge over same in the centre of the Camden and Blackwood road and place of beginning, is hereby set off from the said township of Centre, in the county of Camden, annexed to and made a part of the borough of Haddon Heights, in the county of Camden.

2. This act shall take effect immediately; *provided*, its provisions shall not be operative until it shall have been submitted to the voters of the said borough of Haddon Heights in the county of Camden, and to the voters residing in that part of the township of Centre in said county in said act described, at special elections to be held within the said borough of Haddon Heights and within the said described territory of Centre township, and at said special elections adopted by a majority of the legal voters of the said borough of Haddon Heights and a majority of the legal voters residing within said territory, voting at such special elections. Such special elections shall be held in said borough of Haddon Heights and within said territory on a day certain to be mutually agreed upon by the borough clerk of the borough of Haddon Heights and the township clerk of the township of Centre, which said day shall be within forty-five days from the passage of this act. Such special elections shall be held between the hours of six o'clock A. M. and seven o'clock P. M., and at the regular polling places in the said borough of Haddon Heights and at a place or places within said territory to be fixed by the clerk of the township of Centre in said county of Camden. The clerk of the said borough of Haddon Heights and the clerk of the township of Centre shall cause public notice of the time and place of the holding of such elections to be given by advertisement, signed by the clerk of the borough of Haddon Heights and the clerk of the township of Centre respectively, and set up in at least five public

Referendum.

Special election.

Time for.

Notice given.

Ballots.

places within said borough of Haddon Heights and at least five public places within said described territory of Centre township at least ten days prior to such elections, and said clerks shall provide for the electors voting at such elections a ballot, printed or written, or partly written or partly printed, upon which ballots shall appear 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 or a + mark in the square to the left of and opposite the word 'Yes'; if you are opposed thereto make an X mark or a + mark in the square to the left of and opposite the word 'No.'"

Question submitted.

	Yes.	Shall an act entitled "An act to annex to the borough of Haddon Heights in the county of Camden part of the township of Centre, in the county of Camden," be adopted?
	No.	

Marking ballots.

"If the voter makes an X or a + 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 or a + 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 either the word 'Yes' or 'No,' it shall not be counted as a vote for or against such proposition."

Election, how conducted.

Such elections shall be held at the time and places so appointed, and shall be conducted in the borough of Haddon Heights by the officers of the boards of registry and election of the various election districts of said borough, and shall be conducted within the territory in this act described by the clerk of the township of Centre and such assistants as he may designate.

Registry.

3. The register of voters used at the last general election in the said borough of Haddon Heights, and the register of voters used at the last general election in the

township of Centre shall be used at said special election, provided for in section two of this act, and the said boards of registry and election and such assistants as the clerk of the township of Centre may designate shall meet for registration purposes at the designated polling places in the borough of Haddon Heights and in the township of Centre respectively, on the Tuesday next preceding such special elections, between the hours of one P. M. and nine P. M., for the purpose of revising and marking the registry lists in the manner provided under the general election laws of this State. One copy of the revised and corrected register shall be filed by the chairman of each of the district boards of registry and election in said borough of Haddon Heights, and one copy by the clerk of Centre township, with the county board of elections within one day after the meetings for the revision and correction of registry lists as aforesaid, and one copy shall be retained by each of said district boards of election in the borough of Haddon Heights and by the clerk of the township of Centre, for use at said special elections.

Disposition
of registry
lists.

4. The officers of said boards of registry and election and the clerk of the township of Centre shall, within two days after such special elections, make returns thereof as follows: One to the borough council of the borough of Haddon Heights in the county of Camden; one to the township committee of the township of Centre in the county of Camden, and one to the clerk of the county of Camden, of the results of such elections, by statements in writing and under their hands; the returns to the respective borough council and the 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 said borough council and said township committee, and the returns to the clerk of the county of Camden shall be filed by him in the office of the clerk of the county of Camden, and said clerk of the county of Camden shall send a certified copy of said returns 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 Haddon Heights and a majority of the legal voters re-

Returns.

Certified
copies.

siding in said territory above described voting at the special elections called for that purpose as aforesaid and not otherwise, this act shall in all respects be operative, and the territory aforesaid described shall thereupon become a part of the borough of Haddon Heights in the county of Camden, and be governed by the laws of this State relating to boroughs and the ordinances of the borough of Haddon Heights in the county of Camden.

Approved March 13, 1925.

CHAPTER 117.

An Act further to amend an act entitled "An act regulating the age, employment, safety, health and work hours of persons, employees and operatives in newspaper plants, printeries, factories, workshops, mills, commercial laundries, and all places where printing or the manufacture of goods of any kind is carried on, and in mines and quarries, and to establish a department for the enforcement thereof," approved March twenty-fourth, one thousand nine hundred and four.

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

Section 29
amended.

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

Certain
information
furnished
commissioner.

29. Every person, firm or corporation which now or hereafter shall engage in any productive industry coming under the supervision of the Department of Labor as a factory, workshop, mill, newspaper plant, printery, or commercial laundry shall register the same with the Commissioner of Labor before the commencement of business, giving the legal name, home address, the nature of the business, the maximum number of persons to be em-

ployed, and such other data as the Commissioner of Labor may require.

2. The Commissioner of Labor shall keep, or cause Registry kept. to be kept, a complete registry of all persons, firms and corporations that are now or may hereafter conduct such establishments in this State and assign to each a registration number. A notice of such registration shall be kept posted in a conspicuous position in the building or part of building occupied by each registrant.

Any person, firm or corporation violating any of the provisions of this act shall be liable to a penalty of not less than one hundred nor more than two hundred and fifty dollars for each offense, which penalties shall be enforced and collected in the same manner as is provided for the collection of penalties in the act of which this act is amendatory. Penalty.

3. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 118.

An Act to validate bonds heretofore issued or sold by boroughs.

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

1. All proceedings heretofore taken for the issuance of bonds by boroughs are hereby validated, ratified, approved and confirmed, notwithstanding the misrecital in the bond form of the date of passage of the ordinance authorizing such bonds, or notwithstanding the specification of a date in the bond statement after which the bonds would be issued and delivered less than twenty days after the first publication of such bond statement; *provided*, that in other respects the laws of the State of New Jersey have been complied with. Validating bond issue by boroughs. Proviso.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 119.

An Act to amend an act entitled "A further supplement to an act entitled 'An act regulating the age, employment, safety, health and work hours of persons, employees and operatives in factories, workshops, mills, and all places where the manufacture of goods of any kind is carried on, and to establish a department for the enforcement thereof,' approved March twenty-fourth, one thousand nine hundred and four," which further supplement was 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:

Health and
safety in
foundries.

1. All entrances to foundries shall be constructed and maintained so as to minimize drafts. All passageways in foundries, now in operation or hereafter to be built, shall be constructed and maintained of sufficient width to make them reasonably safe for the workmen, and no unnecessary obstruction shall be allowed in such passageway during the hours of casting. Whenever a foundry is so constructed or operated that smoke, steam, dust or noxious gases are not promptly carried off by the general ventilation, exhaust fans shall be provided. Foundries shall be reasonably well lighted throughout the working hours, and reasonably well heated during the cold and inclement weather.

Toilet facilities.

2. Suitable washing arrangements consisting of hot and cold water, supplied in a sanitary manner by means of wash-taps and showers, shall be provided in a room separate from the workroom, but connected therewith in such a manner as not to require workmen going into the outer air.

Dressing-room.

3. A suitable dressing-room shall be provided and kept heated in such a manner that damp working clothing may be dried therein. Dressing-room shall be separate from

the workroom, but connected therewith in such manner as not to require workmen going into the outer air.

4. All pits around furnaces in any brass foundry shall be covered with substantial iron gratings. All stairways around such furnaces shall be constructed of iron. There shall be kept on hand at all times in every foundry a reasonable supply of lime water, sweet oil, vaseline, bandages and absorbent cotton for use by the workmen in case of burns or accident. It is hereby made the duty of each and every State factory inspector to enforce the provisions of this act.

Pits covered.

Surgical supplies.

5. Any place or establishment where metal castings or cores are made shall be deemed a foundry within the meaning of this act.

Definition.

6. Any person, firm or corporation violating any of the provisions of this act shall be liable to a penalty of one hundred dollars for each offense.

Penalty.

7. All penalties for said violations shall be sued for and recovered by the Commissioner of Labor.

Recovery of.

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

Repealer.

Approved March 13, 1925.

CHAPTER 120.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning District Courts (Revision of 1898),' approved March eleventh, one thousand nine hundred and twenty-two.

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 concerning District Courts,' " be amended to read as follows:

Section 1 amended.

1. Whenever in any answer to any action brought in any District Court now or hereafter created under the provisions of the act to which this is a supplement, the

Transfer of action to Circuit Court when set-off exceeds jurisdiction of court.

defendant shall file any set-off, counterclaim, discount or recoupment wherein it shall be made to appear that the amount claimed in such set-off, counterclaim, discount or recoupment shall exceed the sum or value limited for the jurisdiction of said court, such action shall, upon application on behalf of the defendant, accompanied by an affidavit of such defendant or his or her duly authorized agent, that he or she verily believes that the amount of such claim, when established by proof, will be greater than the sum or value limited for the jurisdiction of said court, and that said set-off, counterclaim, discount or recoupment is filed in good faith and not for the purposes of delay, upon order of the court, be transferred with the record thereof, and all papers filed in the cause, for hearing and determination, to the Circuit Court of the county in which such District Court is situate, which shall thereupon proceed therein as if the cause or matter had been originally commenced in that court; the record shall, when necessary, include a transcript of all entries and proceedings in the cause; providing, same shall not be transferred unless the judge of the Circuit Court to which it is intended to transfer said cause, shall upon due proof, make an order that he finds that there is reasonable cause to believe that the set-off, counterclaim or other defensive action is founded on fact and that there is reasonable chance for success upon the trial of same by the party who files said set-off, counterclaim or other defensive action.

Proviso.

2. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 121.

A Supplement to an act entitled "An act to incorporate the Newton Cemetery Company," approved March twenty-second, one thousand eight hundred and sixty.

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

1. The Newton Cemetery Company, incorporated pursuant to the provisions of the act to which this act is a supplement, is hereby authorized and empowered to change its form of incorporation, and to become a corporation under any general law of this State concerning cemeteries.

Incorporation changed from special to general.

2. The board of directors shall pass a resolution declaring it to be advisable that such corporation change its form of incorporation and become incorporated under the general cemetery laws, or to consolidate with any cemetery corporation already formed or which may hereafter be formed under the general cemetery laws, 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 of the stockholders present at such meeting shall vote in favor of changing the form of incorporation and becoming a corporation incorporated under the general cemetery laws, or consolidating with a cemetery corporation already formed, or that may hereafter be formed under the general cemetery laws, a certificate thereof shall be signed by the president and secretary, under the corporate seal and acknowledged or proved as in the case of deeds for real estate, which certificate together with a written assent in person or by proxy of the stockholders attending such meeting, shall be recorded in the office of the clerk of the county where said cemetery is located and filed in the office of the Secretary of State, and upon filing the same the said corporation shall be deemed to be a cor-

Procedure to effect change.

poration incorporated under the general cemetery laws, or in case of consolidation with a cemetery corporation already formed, or one that may hereafter be formed under the general cemetery laws, it shall be governed by the general cemetery laws of this State.

**As to lands,
investments,
etc.**

3. In case the said Newton Cemetery Company should change its form of incorporation, and thereafter be governed by the general laws of this State relating to cemeteries, then all lands, securities, money or other personal property held by it shall thereafter be vested in the said company so governed by the general laws of this State relating to cemeteries.

**In case of
consolidation,
securities
transferred.**

4. In case the said Newton Cemetery Company should consolidate with a corporation already formed, or to be hereafter formed under the general cemetery laws, it shall transfer all its lands, securities, money and other personal property to the new corporation so formed upon said consolidation, and the board of directors of the Newton Cemetery Company shall pass a resolution authorizing the president and secretary to transfer all its lands, securities, money and other personal property to the new corporation so formed upon said consolidation.

**As to trust
funds.**

5. All moneys and securities held in trust for the care and maintenance of plots by the said Newton Cemetery Company, if it so changes its form of incorporation, and thereafter becomes a corporation governed by the general cemeteries laws of this State, or consolidates with any cemetery company already formed, or to be thereafter formed under the general cemetery laws of this State, shall be transferred to the new corporation to be held in trust for the same purpose as provided in the trust agreements made with the said Newton Cemetery Company; the president and secretary of the corporation holding such trust moneys and securities shall make an assignment or transfer to the said Newton Cemetery after the board of directors shall have approved the same.

6. This act shall take effect immediately.

Approved March 13, 1925.

CHAPTER 122.

An Act to authorize incorporated towns to provide for the payment of a pension upon the death of any member of the fire department of such town from injuries received in the performance of his duty as a member of the fire department.

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

1. Authority is hereby conferred upon the governing body of any incorporated town by ordinance to provide for the payment of an annual pension upon the death of any member of the fire department of such town who has heretofore died from injuries received in the performance of his duty as a member of the fire department; such pension shall not exceed annually the annual salary of such deceased member of the fire department at the time of his death, and shall be paid in semimonthly installments. Pensioning in towns.

2. Such pension shall be paid as follows: In case there be a widow and children of such deceased member of the fire department, such pension shall be paid to the widow for the use of herself and the children; and in case there be children and no widow of the deceased member of the fire department, then such pension shall be paid to such of the children as have not attained the age of sixteen years, in equal shares; *provided*, that if there are only two such children, the pension hereby provided for shall in no event exceed the sum of fifty dollars per month for each child; and if there be only one child, the sum of seventy-five dollars per month; *provided, further*, that if any such widow shall remarry then no part of such pension shall be paid to her, but such pension may then be paid as if the said deceased member of the fire department had died leaving him surviving a minor child or children under the age of sixteen years and no widow; *provided, further*, that no pension shall be paid under this grant of How paid. Proviso. Proviso. Proviso.

power after the death of the widow and the arrival at the age of sixteen of all of the children of any such deceased member of the fire department.

Disbursement.

3. Any pension granted pursuant to the provisions of this act shall be disbursed by the pension commission or other board, if any, in such town having the control and management of any pension fund for retired members of the fire department; and if there be no such body or board in such town, then by the governing body thereof; and where in such town there exists a fund applicable to the payment of pensions upon the death of members of the fire department who have lost their lives in the performance of duty, money applicable to the payment of any such pension shall, to the extent thus applicable, be used in the payment of any pension provided for by this act; and in case there be no money in such fund, or in case there be not sufficient money in said fund, for the purpose aforesaid, to pay any pension granted under this act, the said governing body shall as and when required, include in the tax levy and cause to be raised by taxation a sum sufficient fully to pay any pension allowed under this act.

Raising money.

4. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 123.

An Act to repeal an act entitled "A further supplement to an act entitled 'An act respecting conveyances (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement was approved March eighth, one thousand nine hundred and twenty-four.

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

Act repealed.

1. An act entitled "A further supplement to an act entitled 'An act respecting conveyances (Revision of

1898), approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement was approved March eighth, one thousand nine hundred and twenty-four, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 124.

An Act entitled "An act fixing the prison limits of the various counties of the State."

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

1. The prison limits or boundary lines of such limits shall be the county or boundary lines of the county in which the county prison or workshop is located. Prison limits in counties.

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

Approved March 14, 1925.

CHAPTER 125.

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 any bull whereof he is the owner, bailee or keeper to run at large off of his premises, or to get out of control while being transported or driven along the highway. Bulls not to be at large.

Penalty.

2. Whenever any bull shall run at large off the premises of its owner, bailee or keeper or get out of control while being transported or driven along the highway, the owner, bailee or keeper of the bull so running at large or getting out of control shall be liable to a penalty of one hundred dollars to be recovered, with costs, in an action at law by any person who shall sue for the same, and shall also be liable for all damages caused by said bull to be recovered, with costs, in an action at law by the person or persons who shall have suffered such damage.

Repealer.

3. All acts and parts of acts inconsistent with this act are hereby repealed.

4. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 126.

An Act to amend a supplement to an act entitled "An act to regulate the practice of medicine and surgery, to license physicians and surgeons, and to punish persons violating the provisions thereof," approved March thirty-first, one thousand nine hundred and twenty-one, as amended by act approved March twenty-second, one thousand nine hundred and twenty-three.

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

Section 11
amended.

1. Section eleven of the supplement of an act to which this act is amendatory, be and the same is hereby amended so that the same shall read as follows:

Act repealed.

11. An act entitled "An act to regulate the practice of chiropractic," approved March third, one thousand nine hundred and twenty, and all acts supplementary thereto and amendatory thereof are hereby repealed; *provided*, that any person holding a valid license heretofore issued in due course by virtue of the provisions of the

Proviso.

act above mentioned, shall be authorized to continue to practice pursuant to said license as though the act under which said license had been issued had not been repealed; *provided, however*, that any person who on March thirty-first, one thousand nine hundred and twenty-one, was a graduate of a legally incorporated school, institute or college teaching chiropractic, requiring personal attendance in the same during three courses consisting of six months each, and who on said date was a resident in this State and actively engaged in the practice of chiropractic, and who is a citizen of the United States or who has taken out his or her first naturalization papers, upon proof of said facts, by affidavit, together with his or her diploma from said institution and application filed with the State Board of Medical Examiners, shall be permitted to take an examination in the science of chiropractic before the medical board in the following subjects, namely: Anatomy, physiology, symptomatology, diagnosis of disease, hygiene, chiropractic, orthopedy, histology, neurology, and principles of chiropractic and be required to give a clinical demonstration of vertebral palpation, nerve tracing and adjusting and upon receiving a general average of not less than seventy per centum shall receive from said board a limited license under this act to practice the science of chiropractic, and upon the payment of a fee now required by law to be paid by an applicant for the granting of limited licenses under this act; *and it is further provided*, that any person who was a graduate on March thirty-first, one thousand nine hundred and twenty-one, of a school or college teaching chiropractic as aforesaid, and a resident of the State of New Jersey at that time, but who did not attend for a full period of three courses of six months each, shall, however, be permitted, to take the examination aforementioned and receive license as herein provided upon proving to the medical board that a further period of attendance has been had in a school or college teaching chiropractic so as to constitute in all three courses of six months each; *and provided, further*, that any person who served in the military or naval forces of the United States in the World War, and who at the time of entering said service was a resident of the State of New Jersey, and who on

Proviso.

Who may take examination.

Subjects of examination.

Limited license.

Proviso.

Proviso.

As to veterans of war.

March twenty-second, one thousand nine hundred and twenty-three, was a student or in training in a legally incorporated college of chiropractic under the jurisdiction of the Federal Board of Vocational Training, shall upon being graduated from any such institution and furnishing evidence thereof satisfactory to the Board of Medical Examiners, be under the provisions of this act; *provided, however,* that any such license shall be subject to revocation by said board for the causes and in the manner above provided for licenses issued pursuant to this act. All acts, general or special, inconsistent with the provisions of this act, in addition to the acts specifically above mentioned, are hereby repealed. Nothing in this act contained shall operate to repeal, modify or affect the act entitled "An act to regulate the practice of osteopathy in the State of New Jersey, and to license osteopathic physicians to practice in this State and punish persons violating the provisions thereof," approved April second, one thousand nine hundred and thirteen, or any act supplementary thereto or amendatory thereof. Any person who is a veteran of the Spanish-American War, with an honorable discharge from the United States Government, and who at the time of entering said service was a resident of the State of New Jersey, and who has pursued a course of study of not less than eighteen months in an incorporated school or college teaching chiropractic and graduated therefrom, may in the discretion of the said board be granted a license to practice chiropractic in this State.

2. This act shall take effect immediately.
Approved March 14, 1925.

Proviso.

Effect of act.

Veterans of
Spanish War
may be
licensed.

CHAPTER 127.

An Act to prevent the separation of married couples in State, county or municipal institutions in the State of New Jersey.

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

1. In any public institution in this State, maintained in whole or in part by the State of New Jersey or any county or municipality thereof or any subdivision thereof, it shall be unlawful to separate or maintain in separate quarters, persons married one to the other, where they are inmates of the same institution except that this act shall not apply to persons confined to the State hospitals for the insane, homes for the feeble-minded, or correctional institutions or to cases where the health or mental condition of the persons affected by the provisions of this act would warrant their separation.

Separation of married couples in institutions.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 128.

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,

Confirming certain acts of notaries and commissioners of deeds.

or before or by any notary public of this State, who has 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.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 129.

An Act to amend an act entitled "An act to incorporate the Second Judicial District of the county of Monmouth," approved February twenty-seventh, nineteen hundred and thirteen.

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

Second judicial district of Monmouth, how constituted.

1. The following described property, to wit: All that part of the county of Monmouth and State of New Jersey, comprised within the following city, boroughs and townships within said county, to wit:

The borough of Seabright, the borough of Monmouth Beach, the city of Long Branch, the borough of West Long Branch, the borough of Deal, the borough of Allenhurst, the township of Ocean, the township of Eatontown, the township of Shrewsbury, the township of Middletown, the township of Atlantic, the borough of Rumson, the borough of Fair Haven, the borough of Red Bank, the borough of Keansburg, Raritan town-

ship and the borough of Keyport, be and the same is hereby established and incorporated to be the Second Judicial District of the county of Monmouth, and the provisions of an act entitled "An act concerning District Courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and the various amendments thereof and the supplements thereto, as far as the same may be applicable shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 130.

An Act to annex to the borough of Saddle River, in the county of Bergen, a part of the borough of Waldwick, in the county of Bergen.

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

1. All that part of the borough of Waldwick in the county of Bergen, formerly the township of Orvil, in the county of Bergen, lying within the following described boundary, to wit:

Beginning at the intersection of the southerly line of lands of Robert A. Adams with the center line of the West Saddle River road and running from thence (1) north seventy degrees fifty-three minutes west along lands of the said Adams one thousand three hundred and twenty feet to a corner thereof, (2) north sixteen degrees thirty-five minutes east still along lands of the said Adams nine hundred seventy-eight and fifty hundredths feet; (3) south eight-eight degrees fifty-six minutes west still along lands of the said Adams one hundred fifty-two and seven hundredths feet; (4) north seventy-nine degrees twenty-four minutes west still along lands of the

Boundaries
of borough
of Waldwick
annexed to
Saddle River.

said Adams one hundred forty-two and fifty-six hundredths feet; (5) south seventy-seven degrees thirty-one minutes west still along lands of the said Adams four hundred twenty-seven and twenty-five hundredths feet; (6) south seven degrees two minutes thirty seconds west still along lands of the said Adams three hundred nine and twenty-five hundredths feet; (7) north seventy-one degrees forty-nine minutes west still along lands of the said Adams one thousand three hundred thirty-three and ninety hundredths feet; (8) north twenty-seven degrees fifteen minutes thirty seconds east still along lands of the said Adams three hundred ninety-five and thirty-two hundredths feet; (9) north sixty-six degrees thirty-two minutes thirty seconds west still along the southerly line of lands of the said Adams and the projection westerly thereof, one thousand five hundred fifty-six feet to the easterly line of the borough of Allendale; (10) northerly, along the easterly line of the borough of Allendale, five thousand one hundred feet to its intersection with the division line between the township of Orvil and the borough of Saddle River; (11) southeasterly, along the westerly line of the borough of Saddle River to the said center line of the West Saddle River road; (12) southerly, along the said center line twelve and fifty hundredths feet to the place of beginning is hereby set off from the borough of Waldwick, in the county of Bergen, formerly the township of Orvil, in the county of Bergen, and annexed to and made a part of the borough of Saddle River, in the county of Bergen.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 131.

An Act to annex to the borough of Saddle River, in the county of Bergen, a part of the borough of Waldwick, in the county of Bergen, and a part of the borough of Ramsey, in the county of Bergen.

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

1. All that part of the borough of Waldwick, in the county of Bergen, formerly the township of Orvil, in the county of Bergen, and all that part of the borough of Ramsey, in the County of Bergen, lying within the following described boundary, to wit:

Boundaries of portions of boroughs of Waldwick and Ramsey annexed to borough of Saddle River.

Beginning at a point on the center line of Rogers road distant thirteen hundred and seventy-five feet northerly along the same from the intersection of said Rogers road with the center line of the public road leading from Allendale to Saddle River, said point of beginning being also the point of intersection of the boundary lines of the borough of Saddle River, the borough of Waldwick and the borough of Allendale, and running from thence (1) easterly and northerly along the borough of Saddle River thirty-nine hundred and fifty-five feet to the borough of Upper Saddle River, in the county of Bergen; thence (2) westerly along the same twelve hundred and sixty feet to the said center line of Rogers road, and thence (3) southerly along the boundary line of the borough of Ramsey and the borough of Allendale, being along the center line of said Rogers road twenty-nine hundred and forty feet to the place of beginning, is hereby set off from the borough of Waldwick, in the county of Bergen, formerly the township of Orvil, in the county of Bergen, and the borough of Ramsey, in the county of Bergen, and annexed to and made a part of the borough of Saddle River, in the county of Bergen.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 132.

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*:

Section 32
amended.

1. Amend section thirty-two of the act to which this act is an amendment so as to read as follows:

School dis-
tricts.

32. Each township, city, incorporated town and borough shall be a separate school district, but each incorporated village shall remain and be a part of the school district in which said incorporated village shall be situate at the time of its incorporation; *provided, however*, that from and after the passage of this act whenever a municipality heretofore or hereafter shall under authorization of a legislative enactment have been divided into two or more smaller municipalities, such municipalities shall remain and constitute but one school district until such time as at an election duly called in the manner hereafter provided it shall be determined by a majority vote of the inhabitants of either or any of the municipalities comprising the school district that one or more of such municipalities shall separate and constitute separate school districts. The board of education of the school district as aforesaid shall upon receipt of a resolution duly passed by the governing body of any one of the municipalities thereby affected at once in accordance with the request contained in such resolution appoint a day and hour for said election, the day of said election to be set for not more than forty-five days from the receipt of such resolution, it shall designate a polling place in the municipality from which the governing body duly passed such resolution. The board of education upon receiving such resolution shall cause the district clerk to post notices calling a special election meeting of the legal voters of the municipality from which said

Proviso.

Appoint elec-
tion day.

Notices of
special elec-
tion.

resolution was received, for the purpose of voting on the question of dividing the school district and constituting the municipality from which said resolution was received a separate school district. Said meetings shall be called in the same manner as other special meetings are called and the notices thereof shall fix the polling place designated by the board of education. Such election shall be held on the day and at the place and between the hours of one (1) o'clock and nine (9) o'clock P. M. and shall be by ballot. The chairman elected at the polling place shall appoint two tellers, who shall receive and count the ballots in the presence of the chairman. The secretary of the meeting shall keep a poll-list and shall record therein the names of each person voting at such meeting, and shall keep a tally-sheet of the votes as counted by the tellers. The tally-sheet shall be signed by the chairman and tellers of the meeting and said tally-sheet and poll list and ballots shall be placed in a sealed package by the secretary, endorsed with the name of the municipality, the name of the county in which said municipality shall be situate and the date on which said election shall have been held, and said package together with a statement of the result of said election signed by the chairman and secretary shall be within five days after the date of said election forwarded by the secretary to the county superintendent of schools, and the same shall be preserved by him for one year. If the county superintendent of schools shall ascertain from said statement received by him that the number of votes in favor of separating the school district into two or more school districts and cast in the municipality from which said resolution was received exceeds the number of votes cast against the same, he shall immediately notify the board of education of the result of said election, and thereafter said school district shall be divided into two or more school districts in accordance with the result of said election.

Election held.

Tellers.

Poll-list.

Statement
of result.Action by
county super-
intendent.District
divided.

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

3. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 133.

A Supplement to an act entitled "An act regulating the business of undertaking, embalming and disposal of dead human bodies," approved May twelfth, one thousand nine hundred and six.

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

Disabled veterans licensed as undertakers.

1. Any person who served in the military or naval forces of the United States in the World War, and who was honorably discharged from service for disability, and was thereafter, by the Federal Board of Vocational Training, placed in vocational training in an embalming college, and upon being graduated from said embalming college, shall be entitled to receive a license from the Board of Undertakers and Embalmers of the State of New Jersey.

Granting license.

2. An applicant for a license, pursuant to the provisions of this act, shall present to the Secretary of the Board of Undertakers and Embalmers of the State of New Jersey, evidence of his said graduation, and upon the payment of the fee fixed by the act to which this act is a supplement, shall be entitled to a license from said board, and thereafter shall be permitted to practice his profession in the State of New Jersey.

3. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 134.

An Act to amend an act entitled "An act to regulate the practice of medicine and surgery, to license physicians and surgeons, and to punish persons violating the provisions thereof," approved May twenty-second, one thousand eight hundred and ninety-four.

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 so that it shall read as follows:

Section 4
amended.

4. All persons hereafter commencing the practice of medicine or surgery in any of its branches in this State shall apply to said board for a license so to do. Said board shall, except as herein otherwise provided, examine all qualified applicants for license to practice medicine or surgery in accordance with the provisions of this act. Every applicant for examination shall present to the secretary of said board, at least ten days before the commencement of the examination at which he or she desires to be examined, a written application for admission to such examination on a form or forms provided by said board, together with satisfactory proof that the applicant is more than twenty-one years of age, of good moral character, and a citizen of the United States or has declared his or her intention of becoming such citizen. Such applicant shall also present to said board a certificate from the Commissioner of Education of this State, showing that before entering a medical college he or she had obtained an academic education consisting of a four years' course of study in an approved public or private high school or the equivalent thereof.

Apply for
license.

Form of
application.

Academic
requirements.

A. No persons who have matriculated after the first day of July, one thousand nine hundred and sixteen, shall be admitted to examination for license to practice medicine and surgery, unless he shall present to said

Scholastic
requirements.

board a certificate from the Commissioner of Education of this State, showing that in addition to, and subsequent to, obtaining the preliminary and academic education above mentioned and prior to commencing his or her study in a medical college, he or she had completed a satisfactory course of one year in a college or school of art and science approved by the Commissioner of Education of this State, during which year he or she had studied either French or German, and also chemistry, physics and biology; *provided, however*, that the board may in its discretion, admit to examination for license to practice medicine and surgery any person who by reason of having been engaged in the naval or military service of the United States shall be unable to appear before said board for examination prior to July first, one thousand nine hundred and nineteen.

Proviso.

B. No person who has matriculated after the first day of July, one thousand nine hundred and seventeen, shall be admitted to examination for license to practice medicine or surgery, unless he shall present to said board a certificate from the Commissioner of Education of this State, showing that in addition to, and subsequent to, obtaining the preliminary and academic education mentioned in the first paragraph of this section and prior to commencing his or her study in a medical college, he or she had completed a satisfactory course of two years in a college or school of art and science approved by the Commissioner of Education of this State, during which two years he or she had studied either French or German, and also chemistry, physics and biology.

Additional requirements.

C. Every applicant for admission to examination for a license to practice medicine or surgery shall in addition to the above requirements, prove to said board that he has received a diploma conferring the degree of doctor of medicine from some legally incorporated medical college of the United States, which college, in the opinion of said board, was in good standing at the time of the issuance of said diploma, or a diploma or license conferring the full right to practice all of the branches of medicine and surgery in some foreign county, and further prove that prior to the receipt of

Receipt of medical diploma required.

such diploma from any such medical college of the United States, or such diploma or license conferring the right to practice medicine and surgery, as aforesaid, he had studied medicine not less than four full school years, including four satisfactory courses of lectures of at least seven months each, in four different calendar years in some legally incorporated and registered American or foreign medical college or colleges in good standing in the opinion of said board; such applicant, if he has graduated after the first day of July, one thousand nine hundred and sixteen, shall in addition to the above requirements, further prove to said board that after receiving such degree, diploma or license, he has served as an interne for at least one year in a hospital approved by said board; *provided, however*, that candidates for license to practice medicine and surgery who were graduated from an approved medical college prior to July fourth, one thousand nine hundred and three, and have been in continuous and reputable practice of medicine for at least five years since graduation, may be admitted to the examination of said board upon submission of satisfactory evidence of good moral character, and of the fact that he or she is a citizen of the United States or has declared his or her intention of becoming such citizen, and of the fact that such applicant has completed three courses of medical lectures in an approved medical college in different calendar years, and has obtained a competent academic education according to the standard at that time as determined by the Commissioner of Education of this State; *provided, however*, that the records of the board and such license shall state that such license was issued to any such applicant under the first exemption contained in this section.

Four years' study of medicine.

Service as interne. Proviso.

Proviso.

D. Candidates for license to practice medicine or surgery who were graduated from an approved medical college prior to July fourth, one thousand eight hundred and ninety-four, and have been in continuous and reputable practice of medicine since graduation may be admitted to such examination of this board upon the submission of satisfactory evidence of good moral character, and of the fact that he or she is a citizen of

Examination of certain practitioners.

Proviso.	the United States or has declared his or her intention of becoming such citizen, and of two courses of medical lectures in an approved medical college in different calendar years, and of the fact that such applicant has obtained a competent academic education according to the standard at that time as determined in the case of nongraduates of academic institutions by the Commissioner of Education of this State; <i>it being further provided, however,</i> that the records of such board and such license shall state that any such applicant was licensed under the second exemption contained in this section.
Examination fee.	E. Upon the approval of the application for examination, such applicant shall deposit with the treasurer of said board the sum of twenty-five dollars as an examination fee, and shall thereupon be entitled to admission to such examination. In case said applicant fails to pass the examination, he may be re-examined at the next regular examination held by said board without the payment of an additional fee. Each applicant shall sign his or her name opposite a number in a book kept for that purpose by the secretary of said board and shall mark his or her examination paper with said number, and shall be known to the members of said board only by such number until his or her papers have been examined and marked. Any applicant for license to practice medicine or surgery, upon proving to the satisfaction of said board that he is of good moral character, and that he is a citizen of the United States or has declared his intention of becoming such citizen, and that he has been examined and licensed by the examining and licensing board of another State of the United States, or by the National Board of Medical Examiners, and that at the time of the granting of such license the standard of requirements for license to practice medicine and surgery in the State where such license was granted, or for permission to take the examination of the National Board of Medical Examiners, was at least substantially equal to the standard of requirements for such license in force in this State at said time, and upon filing with the secretary of said board a copy of his license or certificate, verified as a true copy by the
Re-examination.	
Certificate of character, citizenship, etc.	

affidavit of the secretary of the board granting such license, may, in the discretion of the said board of medical examiners of this State, be granted a license to practice medicine and surgery without further examination upon payment to the treasurer of said board a license fee of one hundred dollars. In any such application for a license without examination, all questions of academic requirements of other States shall be determined by the Commissioner of Education of this State.

License fee.

Applicants examined and licensed in accordance with the provisions of this act who, when admitted to the licensing examination, were citizens of a foreign country, and who had declared intention of becoming citizens of the United States, shall, upon passing the examination, be issued a license valid for six years from the date of such declaration of intention and upon failure of such licensee to furnish evidence of his having actually become a citizen his license shall become invalid and automatically become revoked and his registration shall be annulled.

Temporary
license to
non-citizens.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 135.

An Act to amend an act entitled "An act to amend an act entitled 'A further supplement to the act entitled "An act to incorporate trustees of religious societies,"' approved April fourth, one thousand eight hundred and seventy-three."

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

1. The act entitled "An act to amend an act entitled 'A further supplement to the act entitled an act to incorporate trustees of religious societies,' approved April fourth, one thousand eight hundred and seventy-

Act amended.

three," which amendment was approved March twenty-eighth, one thousand nine hundred and eleven, be and the same is hereby amended to read as follows:

Preamble.

WHEREAS, It is represented that it is in accordance with the customs and usages of the Baptist Churches that such churches should possess the right to determine as to the acquisition, use and disposition of their property, and that the trustees of the same should be elected by the members of such churches, and that in other respects the foregoing provisions of this act are not in accordance with the usages and customs of the

Notice of
intention to
incorporate.

said churches; therefore when the members of any Baptist Church in this State, now or hereafter to be organized, according to the usages and customs of Baptist Churches into a Baptist Church, shall desire and intend to form themselves into a body corporate, notice shall be given of such intention by an advertisement, signed by the clerk, or clerk pro tempore of such church, and set up in open view, at least ten days previous to the day named therein, at or near the place where the members of such church usually assemble for public worship, and designating the day and hour when and the place where they design to meet for such

Meeting.

purpose; upon the day and hour so named in said notice, the members of said church shall assemble at such place so named, and by a majority of the votes of such

Name.

members so present may adopt a corporate name, and may also, by a similar vote, elect any number of persons, not less than three, being members of such church or of the congregation meeting therewith for public

Trustees.

Organization.

worship, to be a board of trustees of the said church; at such meeting the pastor or any member of said church called to the chair shall preside, and the clerk of such church shall be the secretary of said meeting, and shall record the proceedings of the same; in the absence of any regulation upon the subject previously adopted by such church, five of the members thereof shall constitute a quorum at such meeting, but a smaller number may adjourn the same from time to time, and where such regulation exists, the number of members

Quorum.

necessary to constitute a quorum shall be determined by such regulation.

Approved March 14, 1925.

CHAPTER 136.

An Act to incorporate Estell Manor as a city and fix the boundaries thereof.

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

1. All that portion of Atlantic county, in the State of New Jersey, formerly a part of Weymouth township, and bounded and described as follows:

Beginning at the intersection of the middle line of Egg Harbor river with the middle line of Upper Going thoroughfare; thence westwardly along the middle line of Upper Going thoroughfare to the middle line of South river; thence northwestwardly along the middle line of South river, the various courses thereof, to its intersection with Walker's Forge road; thence southerly along the middle of Walker's Forge road to the intersection thereof with the northerly line of Deborah Jane Anderson's 77.28-acre tract; thence westwardly along her northerly line to its intersection with the easterly line of the Mary Walker tract; thence southerly along the line of the Mary Walker tract, the several courses thereof, to and northwestwardly corner of Leo Viewger's 13.49-acre tract; thence in a general northwesterly direction along the line of said Mary Walker tract, the several courses thereof, to the intersection of the said middle line with Fourteenth avenue; thence westwardly along the middle line of Fourteenth avenue to its intersection with the middle line of Maple avenue; thence southerly in the middle line of Maple avenue to the intersection of the middle line of Tenth avenue; thence westwardly in the middle line of Tenth avenue to the intersection of the middle line of Estell avenue; thence southerly in the mid-

Boundaries
of city of
Estell Manor.

dle line of Estell avenue to the intersection of the middle line of Ninth avenue; thence westwardly in the middle line of Ninth avenue, crossing the railroad, to the middle line of Cape May avenue; thence northerly along the middle line of Cape May avenue to the middle line of Tenth avenue; thence westwardly along the middle line of Tenth avenue to the middle line of Tuckahoe river; thence southeasterly along the middle line of Tuckahoe river, the several courses thereof, to the intersection of the northwesterly boundary line of Corbin City; thence easterly along the northerly boundary line of Corbin City, the several courses thereof, to the middle line of Middle river; thence southeastwardly along the middle line of Middle river, the several courses thereof, to the intersection thereof with the middle line of Egg Harbor river; thence northerly along the middle line of Egg Harbor river to the place of beginning; be and the same is hereby constituted a city of this State, and all the inhabitants of this State residing within the limits aforesaid be and they are hereby ordained, constituted and declared to be from time to time and forever hereafter one body politic and incorporate in fact and in name, by the name of Estell Manor.

Corporate
name.

2. This act shall take effect immediately.
Approved March 14, 1925.

CHAPTER 137.

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. 1, Art.
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:

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 one thousand 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 or 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 setting 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.

Expenditures
over \$1,000
by contract.

Proviso.

Proviso.

Proviso.

2. That all acts or 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 March 14, 1925.

CHAPTER 138.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning counties,' approved March fourth, one thousand nine hundred and eighteen," which supplement was approved March eleventh, one thousand nine hundred and twenty-two, and is known as chapter 169 of the Laws of 1922.

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

Improvement
of certain
roads.

Proviso.

Municipal
application for
improvement.

1. Every board of chosen freeholders may by resolution direct that any county 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, be improved by the construction of curbs, gutters and the improvement of the surface of the roadway by grading and paving the roadway thereof either from curb to curb or to such an extent and of such material as the said board may determine, or either of them in such manner as the said board by resolution shall direct, and shall be authorized to take over lands by condemnation or otherwise for the widening or straightening of said roads or for the realignment of same; *provided, however,* that the governing body of the municipality, or where said road shall be a boundary line as above stated, the governing body 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 shall pay such portion of the costs of the improvement and of the expense of the widening or straightening of said road, or for the realignment of same, as may be agreed upon; and whenever such municipality or municipalities shall make application for said improvement, such municipality shall proceed in like manner, as for the making of a local or general improvement, as the case may be, and as the terms "local" and "general" are defined in a certain act of the Legis-

lature of the State of New Jersey entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, except that, notwithstanding any other statutory provision, advertising for or receiving bids for making of such improvement shall not be required, but, in lieu thereof, such municipality or municipalities, upon the approval of such proceedings by the board may enter into a contract with said board for the making of such improvement and for the payment to the county of the cost of said improvement as fixed in such contract. The work of said improvement shall be done under the direction and supervision of said board of chosen freeholders.

Municipality
may contract
with county.

2. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 139.

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. It shall be lawful for the governing body of any municipality to eliminate a brook or natural stream running through the said municipality, by covering the same at such places as in the judgment of the governing body, shall be deemed advisable; and it shall also be lawful for the governing body to change the alignment of said brook or natural stream, provided the governing body of said municipality shall provide for the taking care of the water in said streams through a drain or drainage system.

Covering and
changing
course of
stream.

2. Whenever said brook or natural stream shall cross a public road in said municipality, and the county would be obliged by law to build a bridge or culvert over said brook or stream, and by reason of said drainage system,

County may
assist in ex-
penses.

said bridge or culvert would be eliminated, then it shall be lawful for the county, in which said municipality is located, to contribute to the municipality such sum or sums as the county shall deem fair and just, towards said improvement.

Work ap-
proved.

3. No sum or sums shall be contributed by the said county to said municipality, towards the construction of said drain or drainage system, until such time as the plans for such proposed improvement shall have been approved by the county.

Performance.

4. All of said work to be done by the municipality.

Bond issue.

5. For the purpose of providing the money necessary for such contribution it shall be lawful for such county by its board of chosen freeholders to issue bonds or notes payable not more than six years from the date of their issue. Such bonds or notes shall be issued under the provisions of an act entitled "An act authorizing and regulating the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any other municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, together with the supplements thereto and amendments thereof.

6. This act to take effect immediately.

Approved March 14, 1925.

CHAPTER 140.

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:*

Land for
hospital.

1. Every municipality shall have power from time to time to acquire, operate and maintain one or more hos-

pitals for sick and injured persons, and for that purpose shall have power to acquire land or buildings, or both, by condemnation or otherwise, to improve land, to construct, reconstruct and make additions to buildings and to equip the same.

2. The governing body of the municipality shall have the power to appoint a board to manage and operate such hospital or hospitals. Said board shall consist of not less than five persons nor more than twelve persons, citizens of and residents in said municipality, which persons shall serve without compensation. The chief executive of the municipality and the officer having charge of the finances of the municipality shall be ex officio members of the board. Said persons or board, so appointed, shall not incur any expense or enter into any obligation in excess of the amount appropriated for expenditures by the governing body for expenditure by them and of hospital funds which may be subject to their disposition. The governing body of the municipality shall define, by ordinance, the powers and duties of such persons or board. Any person appointed to said board may be removed by the governing body of the municipality for cause, after public hearing, provided their action shall be taken in accordance with the Civil Service and Tenure of Office acts in municipalities where such acts have been adopted, and such action shall be subject to review by the courts as heretofore.

Management.

Membership.

Expenditures limited.

Ordinance.

3. All acts and things done or authorized by any municipality within the powers granted by this supplement prior to its enactment and all loans made for any such purposes are hereby ratified and confirmed.

Acts ratified.

4. The powers hereby granted are in addition to all other powers granted by any other statute and shall not be subject to the limitations contained in any other statute granting similar powers.

Powers additional.

5. The provisions of this supplement shall not be construed to limit the powers granted by any other statute.

Act construed.

6. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 141.

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*:

Land acquired
for school
purposes.

1. The board of education of any township, incorporated town, or borough school district, may acquire by purchase or otherwise, land or premises not exceeding five acres in extent, in any other municipality or municipalities than that comprising said school district, for school purposes; *provided*, said land or premises directly adjoin the school district so purchasing the same; *and provided, further*, that all proceedings to purchase the said land or premises shall be, in all respects, in accordance with the provisions of the act to which this is a supplement.

Proviso.

Proviso.

Approved March 14, 1925.

CHAPTER 142.

A Supplement to an act entitled "An act to regulate the action of replevin" (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*:

Release of
portion of
land covered
by lien.

1. Any portion of the lands and premises covered by the lien of any bond heretofore or hereafter executed and delivered by or in behalf of either the plaintiff or the defendant in any action of replevin instituted in or writ of

replevin issued out of any of the courts given jurisdiction by the provisions of the act to which this is a supplement, may be released and discharged from the lien of such bond by order made by the court of which the writ or replevin has issued or shall hereafter issue, or in which the action of replevin is pending, upon at least five day's notice in writing to the person or persons for whose benefit such bond has or shall hereafter be given, or their attorney or attorneys of record, and upon the court being satisfied that the remaining lands and premises not released and discharged are proper and sufficient security for such bond.

Order by
court.

2. Any or all of the lands and premises covered by the lien of any bond heretofore or hereafter executed and delivered by or in behalf of either the plaintiff or the defendant in any action of replevin instituted in or writ of replevin issued out of any of the courts given jurisdiction by the provisions of the act to which this is a supplement may be released and discharged from the lien of such bond by order made by the court of which the writ of replevin has issued or shall hereafter issue, or in which the action of replevin is pending, upon at least five days notice in writing to the person or persons for whose benefit such bond has been or shall hereafter be given, or their attorney or attorneys of record, and upon other bond or bonds or other security, satisfactory to the court, being submitted in whole or in part for such bond.

Substitution.

3. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 143.

An Act to ratify and confirm the incorporation of Pleasantville, in the county of Atlantic, as a city and to continue its operation as a city.

- Preamble. WHEREAS, The inhabitants of the city of Pleasantville, in the county of Atlantic, were incorporated as a city by the name of "Pleasantville" under and by virtue of the provisions of an act of the Legislature of the State of New Jersey entitled "An act to incorporate Pleasantville as a city and fix the boundaries thereof," approved March eighteenth, one thousand nine hundred and fourteen; and
- Preamble. WHEREAS, A statement of the results of the election provided for in said act for the purpose of incorporation thereunder, held in the then borough of Pleasantville on the fourteenth day of April, one thousand nine hundred and fourteen, cannot be found in the files of the office of the clerk of the county of Atlantic; and
- Preamble. WHEREAS, Doubt exists as to the proper incorporation of the said city; therefore
BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*
- Corporate name. 1. The inhabitants of Pleasantville and all of that territory formerly known as the "Borough of Pleasantville" and now known as "Pleasantville" and contained within the limits hereinafter set forth are hereby continued and declared to be a body corporate and politic in fact and in law by the name of "Pleasantville" and the creation, organization and incorporation of said city is hereby ratified and confirmed, and Pleasantville shall be governed by the general laws of this State applicable thereto.
- Incorporation ratified.
- Boundaries of Pleasantville. 2. The boundaries of said city shall be as follows: Beginning at a point in the line between the lands of Joseph B. Collins and the county farm twenty-eight chains southeasterly from where said line intersects the

center line of the Shore road leading from Somer's Point to Absecon; thence (1) north forty-four degrees and thirty-three minutes west one hundred and six chains and fifty links; thence (2) north forty-one degrees and ten minutes east to the southerly boundary line of the city of Absecon; thence (3) eastwardly along the said line the several courses thereof to a point where the beginning corner bears south forty-one degrees and ten minutes west; thence (4) south forty-one degrees and ten minutes west to the beginning, containing four square miles.

3. Every and all of the acts, actions, doings and proceedings of the governing body elected by the people within the territory hereinabove described or taken, had done or performed by any of its agents or employees or of any of the officers of said city pursuant to the authority of said governing body or of the statute in such case made and provided since the fourteenth day of April, one thousand nine hundred and fourteen, be and are hereby ratified and confirmed in all particulars as if no question or doubt had ever arisen as to the proper incorporation of said Pleasantville.

All acts and
proceedings
ratified.

4. This act shall take effect immediately.

Approved March 14, 1925.

CHAPTER 144.

A Further Supplement to an act entitled "An act concerning playgrounds and recreation places in this State and providing for the establishment, equipment, maintenance, control, use and regulation thereof" (Revision of 1911), approved May first, one thousand nine hundred and eleven.

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

1. The governing body of every city, town, township, borough, or other municipality, or of any county, which

Levy for public recreation.

Referendum.

votes as hereinafter provided shall establish and maintain, or maintain if already established, a system of public recreation including playgrounds, and shall annually levy and appropriate for the maintenance thereof an amount not less than the minimum nor more than the maximum amount specified in the petition and on the ballot, or in the resolution and on the ballot, as hereinafter provided for. Upon petition to the governing body of any such municipality or county signed by electors of the municipality or county equal in number to fifteen per centum of the votes cast at the last preceding general municipal or county election and filed thirty days before a general or special municipal or county election, or upon resolution of the governing body of any such municipality or county of their own motion, a proposition in substantially the following form shall be submitted and placed upon the ballot at said ensuing municipal or county election and shall be adopted if a majority of the votes cast on such proposition be in the affirmative: "Shall the municipality or county of establish a system of public recreation including playgrounds and annually levy and appropriate for the maintenance thereof the sum of not less than dollars nor more than dollars" "Yes." "No." In municipalities or counties where such recreation system is already established, the question solely of maintenance may be submitted and reference to establishment may be omitted. The governing body of any municipality or county may of their own motion submit to the electors the question of the repeal or amendment of any proposition originally submitted by them of their own motion and adopted as aforesaid, or the electors may in any case cause such resubmission by petition signed and filed as hereinbefore provided for an original submission. By appropriate action the governing body shall make effective any repeal or amendment which may be voted by a majority of the electors voting thereon.

Joint playgrounds.

2. Any two or more cities, towns, townships, boroughs, or other municipalities may jointly establish and maintain, or maintain if already established, a public

recreation system and playgrounds, as provided in this act.

3. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 145.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning railroads (Revision of 1903),' " approved March seventeenth, one thousand nine hundred and fifteen.

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

1. Section thirty of the act entitled "An act concerning railroads (Revision of 1903)," be and the same is further amended to read as follows:

Section 30
amended.

30. In any municipality it shall be lawful for the proper municipal authorities to enter into such contracts with any railroad company or companies whose roads may lie wholly or partially within the municipality or whose route has been located therein as will secure greater safety to persons or property therein, or will facilitate the construction therein or maintenance of other than grade crossings of streets, highways or other railroads, or will provide for increased or improved station or terminal facilities and transportation service, or will improve the surroundings of or make more convenient the access to a station or stations of such railroad within such municipality, and for such purposes the municipal authorities may construct sidewalks on, pave, repave, curb, gutter, lay out, open, vacate, or alter the lines and change the grade of any streets, highways, squares or other public areas or places, and may lay out, improve and maintain public parks, plazas, or other public places, as a part of such improvements, and the railroad company may locate, relocate, change, alter grades

Alteration of
street grades
to secure
safety.

Construct
sidewalks,
etc.

New Jersey State Library

Proportional
expenses.

of, depress or elevate any of its railroad tracks, bridges or facilities, and construct new or additional tracks and transportation or station facilities as shall be specified and provided for in such contract, and for the purposes of this act such municipality and such railroad company may take by purchase or condemnation any lands required for such improvements, and make such changes or conveyances of their respective lands or any interest therein as will facilitate said work and the cost and expenses of any such lands, changes and improvements shall be borne by such municipality and such railroad company in such shares or proportions as may be provided in said contract.

Approved March 16, 1925.

CHAPTER 146.

An Act to authorize the Board of Commerce and Navigation to obtain Federal aid for the improvement of tributaries to the Inland Waterway.

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

Federal aid
to improve
inland water-
ways.

1. The Board of Commerce and Navigation is hereby authorized and empowered to make application to the United State Government for financial aid for the improvement of tributaries to the Inland Waterway, and to enter into arrangements or agreements with the Federal Government whereby such Federal aid may be granted, upon condition that such improved tributaries will, after Federal aid improvements are completed, be maintained by said Board of Commerce and Navigation.

Maintenance.

2. After the completion of any improvement mentioned in the preceding section with Federal aid, said board is hereby authorized and empowered, in its discretion, to maintain such improvements at the expense of the State and for that purpose to use any moneys

coming into its hands not otherwise specifically appropriated or set aside.

3. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 147.

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. Whenever any medical inspector of any board of education in this State has or shall have served for twenty-five years continuously as such medical inspector on full time in such board, and has or shall have attained the age of seventy years, it shall be lawful for such board of education to allow the retirement of such medical inspector from service upon his own request. Retirement of medical inspector.

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 from such board, such sum as the said board of education may by resolution determine, not less, however, than one-half of nor more than the full salary then being received by him for such service, the same to be paid in the same manner and in the same installments in which such salary has heretofore been payable. Pension.

3. Provision for the payments of pensions arising under this act shall be made in the same way and manner as for all other expenses for the maintenance of such boards of education; and no pension shall cease or become invalid by reason of the abolition of the depart- Provision for payment.

ment or office in which he served or any change in its title.

4. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 148.

An Act to amend and supplement an act entitled "An act to authorize any two or more municipalities in this State to jointly provide, maintain and operate trunk or outlet sewers and sewage disposal plant or plants or a system of sewerage and to otherwise act jointly concerning the collection, removal or disposal of sewage and make contracts in relation thereto," approved April eighth, one thousand nine hundred and ten.

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

Section 6
amended.

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

Municipalities
may join in
constructing
sewers.

6. In case the municipalities so jointly contracting as herein provided shall, at any time after the execution of such joint contract, deem it expedient so to do they may contract with any other municipality or municipalities, through or over whose territory or any part thereof such outlet or trunk sewer or sewers are intended to pass, for the construction of such outlet or trunk sewer or sewers and appurtenances located within the territory of such other municipality, in such manner as may be agreed upon between such other municipality and the municipalities theretofore jointly contracting as herein authorized; or such jointly contracting municipalities may contract in writing with any other municipality or municipalities for the privilege of

Joint con-
tract.

connecting its or their sewers and drains with such outlet or trunk sewer or sewers so to be jointly constructed by the municipalities originally contracting for the public improvements or works hereby authorized, and it shall be lawful for such other municipality or municipalities to enter into a contract for such purpose, upon such terms and for such consideration and length of time as may be mutually agreed upon between all the contracting municipalities, and such jointly contracting municipalities whenever they deem it expedient so to do, may contract for the disposal of sewage with the State or any other public or private corporation or individual, upon such terms and conditions as they may deem expedient.

Sewage disposal.

Approved March 16, 1925.

CHAPTER 149.

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 March eleventh, one thousand nine hundred and twenty-two.

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

1. Section one of the act referred to in the title of this act is hereby amended to read as follows:

Section 1 amended.

1. Whenever the voters of two or more municipalities in the same county vote to consolidate and form a city, by virtue of any act of the Legislature of this State, and by reason thereof said municipalities become a city, the members of the boards of education of said municipalities shall continue in office until the first day

Continuance of boards of education of consolidated municipalities.

of February next following the date on which such municipalities become a city, when their terms of office and all rights and privileges thereunder shall cease and be at an end.

New board.

Before the said first day of February, the mayor of said city shall appoint a board of education of said city, as required by law, who shall hold office for the terms fixed by law, and until their respective successors are appointed; *provided, however*, that appointments to be made under this supplement may be for less than the full terms otherwise required by law; it being the intention to provide hereby that all terms shall expire on a first day of February and all appointments made under this supplement shall expire on the first day of February preceding the full terms for which the appointments otherwise would run, unless the terms for which appointments are to be made happen to begin on a first day of February, in which event the appointments shall be for full terms.

Proviso.

Expiration of terms.

Repealer.

2. All acts or parts of acts inconsistent herewith are hereby to that extent repealed.

3. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 150.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning municipal and county finances,' approved March twenty-eighth, one thousand nine hundred and seventeen," as amended March fourth, one thousand nine hundred and eighteen.

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:

3. The notice for hearing as herein required shall fix a time and place when and where objections thereto may be presented by any taxpayer of said municipality or county, as the case may be. Such notice, together with the budget as approved, shall be published at least twice in at least one newspaper circulating in the municipality or county, as the case may be, the first publication to be within twenty days after the date of the approval of said budget, and at least one week, and not exceeding two weeks, prior to the date designated for the hearing. A copy of the budget as approved shall be forwarded immediately, by the clerk of the municipality or the clerk of the board of chosen freeholders, to the Commissioner of Municipal Accounts.

Notice for
hearing objec-
tions.

Notice and
budget pub-
lished.

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

Section 19
amended.

19. During the last two months of the fiscal year, if by any unforeseen demand there shall arise the necessity for greater expenditures to fulfill the purpose of one or more appropriations as stated in the budget or tax levy, and there shall be an excess in one or more appropriations (excepting the appropriations for contingent expenses, deferred charges and reserves for remission, cancellation or abatement of taxes), over and above the amount deemed to be necessary to fulfill the purpose of such appropriations, then it shall be lawful, by proper resolution setting forth the facts, for the governing body of any municipality or county, by a two-thirds vote thereof, to transfer the amount of such appropriation as may be deemed to be in excess, to such appropriations (excepting the appropriation for contingent expenses, deferred charges and reserves for remission, cancellation or abatement of taxes) as are deemed to be insufficient to fulfill the purposes of such appropriations.

Transfer of
appropriations
during last
two months
of year.

3. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 151.

A Supplement to an act entitled "An act creating the office of Comptroller of the Treasury, and defining the duties thereof," approved March seventeenth, one thousand eight hundred and sixty-five.

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

Committee to
appraise per-
sonal property
of State.

1. In addition to the duties prescribed by the provisions of the act to which this act is a supplement, the Comptroller of the Treasury is hereby authorized to name a committee consisting of three persons, one of whom shall be the State Purchasing Agent, or such assistant as the State Purchasing Agent shall designate, which said committee shall from time to time make survey and appraisal of all personal property belonging to the State, and file a record thereof in the office of the Comptroller of the Treasury, and whenever in the opinion of such committee any personal property in the custody and control of any State department, institution, commission, board, body, or other agency of the State is deemed surplus, obsolete or no longer suitable for the purpose for which it was intended the said committee shall report such fact to the Comptroller of the Treasury, who is hereby empowered to make a transfer of the custody and control of such personal property to any other State department, institution, commission, board, body or other agency of the State by which such property so reported may be advantageously used.

Report.

Disposition
of unused
property.

2. Whenever such property so reported cannot be used by any State department, institution, commission, board, body or other agency of the State, the Comptroller of the Treasury is hereby authorized and empowered to dispose of such personal property, and the proceeds arising from any such disposition shall, by the Comptroller of the Treasury, be paid into the general fund of the State.

3. Nothing herein contained shall be construed to alter, amend or repeal any provision of any law of this State relating to the purchase, sale, use or disposition of the products of the labor of the inmates of any charitable, reformatory or penal institution of this State.

Construing
act.

4. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 152.

An Act regulating the use of commercial vehicles on the streets, roads and highways of this State.

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

1. Every vehicle used for commercial purposes on any of the streets, roads and highways of this State shall have conspicuously displayed thereon or on a name plate affixed thereto, the name of the owner of said vehicle and the name of the city, town or township or other municipality in which such owner resides, which sign or name plate shall be in plain view and in letters not less than three inches in height.

Commercial
vehicles to
display name
and place of
owner.

2. It shall be unlawful for any person to operate or drive or cause or permit to be operated or driven any commercial vehicle on any of the roads, streets or highways of this State which does not conform to the provisions of this act.

Unlawful
operation.

3. Any person violating the provisions of this act shall, upon conviction thereof, be fined a sum not exceeding ten dollars, or on failure to pay such fine, be imprisoned in the county jail for a period not to exceed ten days.

Penalty.

Moneys received for fines under the provisions of this act shall be accounted for and forwarded to the Commissioner of Motor Vehicles and by him paid over to the State Treasurer of the State of New Jersey, to

Disposition
of fines.

be used as a fund for the repair of the improved roads throughout the State, regard being had to the repair of the most improved roads and the distribution of the benefits of this act throughout the several counties of this State.

Approved March 16, 1925.

CHAPTER 153.

An Act to incorporate the borough of Union Beach,
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 Raritan, 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 Union Beach," and shall be governed by the general laws of this State relating to boroughs.

Boundaries
of borough of
Union Beach.

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

Beginning at a point in the center line of Thorne's creek at high water mark of Raritan bay; thence in a southerly course along the center line of said Thorne's creek to a point in the center of the road leading from Keansburg to Keyport, sometimes called the Stone road; thence along the center of said Stone road its different courses thereof to the center line of Monas-cunk or Chingarora creek; thence down said Monas-cunk or Chingarora creek to high water mark of Raritan bay; thence in an easterly direction along high water mark of said Raritan bay to the point or place of beginning.

Together with all lands under waters of said bay, extending from the above described high water line along

said bay northerly to the exterior line for piers as now established, or as may hereafter be established by the Riparian Commissioners of New Jersey.

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 said territory on the day of said special election. Said special election shall be held within the said territory within forty 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 Raritan, in the county of Monmouth. The clerk of the township of Raritan 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 at least in 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 or written 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 Union Beach, 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 pencil or black ink 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 Raritan, wherein that portion of the foregoing described territory of the township of Raritan is located, but no special form of ballot except as herein provided and no envelope need be used by any voter at said election. The officers hold-

Returns.

ing such election shall, within two days after such election make a return to the county clerk and township committee of the township of Raritan 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 such electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Registry.

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 Raritan which conducted the general election next preceding the holding of such election in said township in the election district of said township of Raritan, wherein that portion of the foregoing described territory of the township of Raritan 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 Raritan 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 Raritan 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

Notice of
sitting of
election board.

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.

Names added
to register.

Affidavit by
registrant.

5. Immediately after the statement of the result of such election shall be made to the township committee of the said township of Raritan, another copy of said statement certified by the clerk of the township of Raritan, shall be filed by him in the office of the county clerk of the county of Monmouth.

Statement of
result certified
and filed.

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

Special elec-
tion to choose
borough
officers.

Notice of
special elec-
tion.

County clerk to supply ballots. 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 the electors voting at such election, ballots to be printed or written, or partly printed and partly written and 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.

Nominations by petition. Petitions making nominations for any of said offices shall be filed with the 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 Raritan, which held and conducted the special election as hereinbefore provided but no special form of ballot and no envelope need be used by any voter at said election.

Election, how conducted. The register of voters to be used at such 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 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.

Registry.

Returns.

Term.

7. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 154.

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, nineteen 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 amendatory, be and hereby is amended so as to read as follows:

Section 5
amended.

 5. No person shall hereafter operate a power boat upon any of the waters of the State as hereinabove 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 day of May of each year.

Operator
licensed.

Qualifications.

Examination.

Expiration of
license.
 2. This act shall take effect immediately.

Approved March 16, 1925.

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*:

Section 1,
Art. X,
amended.

1. Section one of Article X of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, be and the same hereby is amended to read as follows:

Definition
of ordinance.

1. Where the term "ordinance" is used in this act it means an act or regulation of the governing body of any municipality which must be reduced to writing and be read at more than one meeting thereof and published.

Of resolution.

When the term "resolution" is used it means an act or regulation of the governing body which must be reduced to writing but which may be finally passed at the meeting at which it is introduced.

The procedure for the passage of ordinances shall be as follows:

Procedure for
passage of
ordinances.

(a) Every ordinance after being introduced and having passed a first reading shall be published at least once in a newspaper printed and circulating in the municipality, if there be one, and if not, in a newspaper printed in the county and circulating in the municipality, together with a notice of the introduction thereof and the time and place when and where such ordinance will be further considered for final passage.

Publication.

(b) In case of ordinances providing for local improvements authorized by Article XX; or providing that all or a part of the cost of any work, acquisition of property or improvement shall be assessed upon abutting land or lands specially benefited thereby (excepting sidewalks); or providing for the establishing, or change of grade, or the vacation, of any street, avenue, highway, lane or alley or portion thereof, or the vacation as hereinafter defined, of any square, place or park, or any portion

thereof, dedicated to the public, but which has not been accepted or opened by the municipality; such publication shall be twice, once of which shall be at least ten days prior to the time fixed for further consideration for final passage, and within the same time a copy of such notice shall be mailed to every person whose lands may be affected by such ordinance or any assessment which may be made in pursuance thereof so far as the same may be ascertained, directed to his last known post-office address. The owner of any lands may file with the clerk of the municipality, or other official designated by the governing body or ordinance, a list of lands owned by him with a post-office address to which all notices shall be directed. Failure to mail the notice herein provided for shall not invalidate any ordinance, proceeding or assessment.

(c) All other ordinances shall be published at least two days prior to the time fixed for further consideration for final passage, but such final passage must be at least one week after the first reading. Published
before passage.

(d) At the time and place so stated in such publication, or at any time and place to which such meeting or the further consideration of such ordinance shall from time to time be adjourned, all persons interested shall be given an opportunity to be heard concerning such ordinance. Hearing.

(e) At or after such hearing, the governing body may proceed to give such ordinance a second reading or amend the same, and thereupon pass or reject such ordinance with or without amendment; *provided, however*, that in case any amendment should be adopted substantially altering the substance of said ordinance, such ordinance as so amended shall not be adopted until at least one week after the ordinance as amended shall be published, together with a notice of the introduction, and the time and place when and where such amended ordinance will be further considered for final passage, at least two days prior to the time so fixed. On such date, or at any other meeting to which the further consideration of such amended ordinance may be adjourned, the governing body may proceed to pass such ordinance, as amended, or again amend the same in the same manner. Second reading.
Proviso.
Final passage.

Publication
of adopted
ordinance.

(f) Upon the passage or adoption of any ordinance, said ordinance, together with a notice of the date of passage or approval, or both, shall be published as provided in paragraph (a) of this section.

Proviso.

(g) No other notice or procedure with respect to the introduction or passage of any ordinance shall be required; *provided*, nothing herein contained shall repeal or modify the provisions of section ten of Article XX, or section twenty-four of Article XXXVII of the act to which this is an amendment.

Section 9,
Art. XX,
amended.

2. Section nine of Article XX of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, be and the same hereby is amended to read as follows:

Ordinance
to replace
rejected one.

9. If any ordinance providing for any local improvements as defined by Article XX, of the act to which this is an amendment is rejected, such rejection shall not be reconsidered and the ordinance thereafter passed, but a new ordinance in the same or other terms may at any time be introduced and passed.

Sec. 1, Art.
XXII,
amended.

3. That subdivision (b), of section one, of Article XXII, of the act to which this is an amendment, be and the same hereby is amended to read as follows:

Grades.

(b) To establish the grade of or vacate any street, avenue, highway, lane or alley, or portion thereof, and to vacate any square, place or park, or any portion thereof, dedicated to the public, but which has not been accepted or opened by the municipality. The word "vacate" shall be construed to include the release in whole or in part of public rights resulting from any dedication of lands not accepted by a municipality.

Release of
dedicated
land.

4. Whenever in any municipality there has been heretofore or shall be hereafter a dedication of lands as a public street or highway, or as a public square or public place, and the same has not been accepted or opened by the municipality, and it shall appear to the governing body that the public interest will be better served by releasing said lands or any part thereof from such dedication, said governing body shall have power by ordinance to release and extinguish the public right arising from said dedication as to the whole or any part of said lands, and thereupon said lands or the part thereof so

released, shall be effectually discharged therefrom as though said dedication had not taken place; *provided, however,* that notice of the intention of the governing body to consider any such ordinance, and a hearing thereon, shall be given as is herein provided concerning ordinances for the vacation of streets. Proviso.

5. Sections twelve and thirteen of Article XX and section four of Article XXII of the act to which this is an amendment; and any provision in the act to which this is an amendment, referring to or directing the publication, mailing or service of a notice of intention to consider the making of an improvement, or of a notice of the pendency of an ordinance, or the publication thereof after passage, and any acts or parts of acts inconsistent with the provisions hereof; excepting the provisions of Article XXV relating to sidewalk ordinances, are hereby repealed. Repealers.

6. This act shall take effect immediately, but shall not apply to any ordinance introduced before the passage hereof. Application of act.

Approved March 16, 1925.

CHAPTER 156.

A Supplement to 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. Any unincorporated organization, consisting of seven or more persons and having a recognized name, may be sued by such name in any suit affecting the common property, rights and liabilities of such organization; all process, pleadings and other papers in such suit may be served on the president or any other officer for the time being or the agent or manager or person in charge of the business of such organization; such suit shall have the same force and effect as regards the Court procedure against unincorporated organizations.

common property, rights and liabilities of such organization as if it were prosecuted against all the members thereof; and such suit shall not abate by reason of the death, resignation, removal or legal incapacity of any officer of such organization or by reason of any change in the membership thereof.

Issue of
process.

2. If decree shall pass against such organization in such suit, process may issue thereon in the same manner that process now issues upon decrees against corporations; and the sheriff or other officer may, by virtue of such process, levy upon and expose to sale all the common property whether the same be held in the name of such organization or by the directors, stockholders, or trustees thereof.

Proceeding
against an
individual.

3. Nothing in this act contained shall prevent any person having a cause of action against any such organization, for which the members thereof or any of them are personally liable, from proceeding against such members as heretofore; nor shall a decree obtained against any such organization pursuant to this act, after process issued thereon and returned in whole or in part unsatisfied, or which decree shall not be fully performed, be a bar to a suit to recover the residue thereof against, or to enforce such compliance therewith by such members as may be personally liable therefor; nor shall anything in this act give such organizations any of the powers or liabilities of corporations, except as herein set forth.

Organizations
excepted.

4. Nothing in this act contained shall apply to any fraternal, charitable or other organization not organized for pecuniary profit.

Approved March 16, 1925.

CHAPTER 157.

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 twelve of the act of which this act is an amendment be and the same is hereby amended to read as follows:

Section 12
amended.

12. The State Superintendent shall possess scientific and technical knowledge of the construction and use of standards of weights and measures. All county and municipal superintendents and all assistant superintendents shall be persons of sufficient scientific knowledge to properly inspect, examine and report on the technical condition of said standards. All county superintendents of weights and measures now holding such positions, in counties which have adopted the provisions of the Civil Service Act, shall be placed in the classified service thereof, and shall continue in such positions, and all municipal superintendents of weights and measures, in municipalities which have adopted the provisions of the Civil Service Act, shall continue in said positions, subject to the provisions of the Civil Service law.

Qualifications
for super-
intendents.

2. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 158.

A Supplement to 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, nineteen hundred and seventeen.

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

New route
in Sussex
county.

1. The State Highway Commission shall as soon as practicable lay out for and as part of the State Highway System a road leading from State Highway Route No. 8 in the borough of Sussex by way and through High Point Park to the New York State line near Port Jervis, New York.

2. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 159.

An Act to amend an act entitled "A further supplement to an act entitled 'An act concerning landlords and tenants,'" approved March twenty-seventh, one thousand eight hundred and seventy-four," approved March seventh, one thousand nine hundred and twenty-four.

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 be and the same is hereby amended so as to read as follows:

1. No proceedings shall be maintainable by any landlord or lessor against any tenant or lessee to recover the possession of premises occupied for dwelling purposes, except when the proceeding to recover such possession is upon the ground that the tenant is objectionable because of nonpayment of rent or otherwise, in which case the landlord or lessor shall establish to the satisfaction of the court that the tenant is actually objectionable, or a proceeding where the landlord or lessor seeks in good faith to recover possession of the premises or an apartment therein, for his, or any member of his family, for immediate and personal occupancy as a dwelling, or a proceeding where the landlord or lessor claims that possession of the premises is desired in good faith for the purpose of making substantial alterations, or for the purpose of demolishing the building or buildings with the intention of constructing a new dwelling or dwellings, plans for which shall have been duly filed and approved by the proper authority, or a proceeding where the landlord or lessor of premises occupied for dwelling or other purposes, being a body politic and corporate in law, or a municipal corporation, claims that possession of the premises or apartments therein is desired in good faith for the purpose of demolishing the building or buildings for the purpose of devoting the land upon which such building or buildings are erected to public purposes; in any such case the landlord or lessor may cause a written notice of the termination of such tenancy to be served upon the tenant or lessee, and a demand that they remove from the premises in question, within three days from such notice and demand, and, in case such tenant or lessee shall not so remove, it shall be lawful for the landlord or lessor (and if the landlord or lessor be a body politic and corporate in law, or a municipal corporation, the duly authorized officers thereof) after the expiration of said three days, to make and file with the clerk of the court an affidavit setting forth any or all of the causes for removal above set forth, and of the service of such notice and demand, and thereon it shall be lawful for a summons to duly issue for the summary removal of the tenant or lessee; and, on proof before the court on the

Reasons for
terminating
tenancy.

Notice served.

Summary
removal.

Judgment. return of the summons, of any one or all of the causes for removal aforesaid, it shall be lawful for the court to give judgment for the landlord or lessor, and issue a warrant for such removal, and take such other proceedings as are now provided by law for summary removal of tenants.

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

Approved March 16, 1925.

CHAPTER 160.

An Act to amend an act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades," approved March twenty-second, one thousand nine hundred, as amended.

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

Section 4
amended.

1. Section four of the act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades," approved March twenty-second, one thousand nine hundred, as last amended by chapter three hundred and eighteen of the Pamphlet Laws of nineteen hundred and fifteen, is hereby amended so as to read as follows:

Duty.

4. The board of commissioners shall have power to and shall, as soon as may be after its organization, and from time to time, proceed to select and locate such lands lying between the top or steep edge of the palisades

or the crest of the slope in places where the steep palisade rocks are absent and the high-water line of the Hudson river, from the New York State line on the north, to a line beginning at the intersection of the southern line of the old Fort Lee dock or landing with the high-water line of the Hudson river and running thence in a westerly direction and at right angles to said high-water line of the Hudson river to the east side of the river road running from Edgewater to Fort Lee, in Bergen county, on the south, and such lands, or rights in land belonging to persons other than the State, as may lie between the exterior bulkhead line established in the Hudson river and the high-water line of the Hudson river, as may in their opinion be proper and necessary to be reserved for the purpose of establishing a State park and thereby preserving the scenic beauty of the palisades. **State park.**

2. Section five of said act as last amended by chapter one hundred fifty-four of the Pamphlet Laws of nineteen hundred and twenty-two, is hereby amended so as to read as follows: **Section 5 amended.**

5. The said board of commissioners shall have power to acquire, maintain and make available for use as a public park the lands located as aforesaid, and for this purpose shall have power to take in fee or otherwise, by purchase, gift, devise or eminent domain, the said lands or any of them, and any rights, interests and easements therein; they shall also have power to acquire by purchase, gift or devise, but not by eminent domain, for the purposes herein set forth, any lands on the top of the palisades, and to receive by gift, contribution or bequest, moneys, stocks, bonds, securities or other property, and to own, hold, invest or otherwise use the same; deeds of conveyance for such lands shall be made to said board of commissioners by its corporate name, and it shall be the duty of said board to preserve, care for, lay out and improve the said park and to make rules and regulations for the use and government of the same, including the regulation of traffic within said park, the provisions of any other law, whether general or special, to the contrary notwithstanding; and to pre- **Power to acquire land for parks.** **Conveyance.**

- Penalties.** scribe a penalty or penalties for violation thereof, either by imprisonment, not exceeding five days, or by fine, not exceeding fifty dollars, or both; said board shall have power also to lay out, construct and maintain roads, pathways and boulevards upon, across and over said park, to lay out, construct and maintain roads between and connecting any separated portions of said park, and for this purpose to acquire rights of way upon and across any intervening lands, and to lay out, construct and maintain roads and ways connecting the roads and ways within said park with other public roads outside of and adjacent thereto; and said board of commissioners shall, in laying out and maintaining said park, have regard to the laying out and maintenance of such park as may be established by the State of New York along the palisades and Hudson river, and shall lay out and maintain said park in such manner that it, together with such park as may be established by the State of New York, shall form, so far as may be, a continuous park, the intention of this act being to provide, in conjunction with the State of New York, for the establishing of a park along the front of the palisades, from Fort Lee in this State to the termination thereof in New York, and thereby preserving the scenic beauty of the palisades. The said board of commissioners shall have the power to sell such lands on the top of the palisades as in their judgment may be necessary for park purposes, together with a right to grant easements over such lands for public improvements.
- Roads, walks, etc.**
- Rights of way.**
- Continuous park in conjunction with New York.**
- Sale of unnecessary land.**
- Acts ratified.** 3. All acts of the said board of commissioners in acquiring lands and rights in lands since April fourteen, one thousand nine hundred and sixteen, are hereby ratified, legalized and confirmed.
4. This act shall take effect immediately.
- Approved March 16, 1925.

CHAPTER 161.

A Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and 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. Any officer or employee who has been employed in any District Court of this State for a period of twenty years, last past, and is now employed in the same or in any other capacity in said court, shall not be suspended, discharged or removed from such office or employment, except in accordance with the provisions of the act to which this act is a supplement.

Removal of
District Court
employees
from office.

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

Repealer.

Approved March 16, 1925.

CHAPTER 162.

A Further Amendment to an act entitled "An act regulating fishing in the waters of the Delaware river and bay lying between the States of New Jersey and Delaware, and all the tributaries of said river and bay within said limits, wherein the tide ebbs and flows," approved April twenty-seventh, nineteen hundred and eleven.

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

Section 6
amended.

Fishing with
net in Dela-
ware river
and bay.

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

6. It shall be unlawful for any person to catch and take or attempt to catch and take fish of any kind from the Delaware river and bay lying between the States of New Jersey and Delaware, and any of the tributaries of said river and bay within said limits wherein the tide ebbs and flows, with a pound net or net of any character which is anchored or staked or fastened down in any manner permanently or otherwise, or to use any net so fastened down or anchored in any manner, nor shall any net of any kind or character, excepting a drifting gill net, an eel pot or a fyke net, each without wings, or a parallel net for the capture of carp only be used for the purpose of catching and taking fish in said waters within one-half mile above or below the mouth of any river, creek or stream emptying into said Delaware river below Trenton falls; *provided*, that gill net, with mesh not smaller than three inches and not exceeding twenty-five fathoms in length, may be staked within one-half mile of the shore in the Delaware bay below Stoe creek; *provided, further*, that pound nets, for the taking of food fish, which do not extend into the Delaware bay more than three hundred feet from mean low water mark, or three hundred feet from the outside

Proviso.

Proviso.

of the flats which fall bare at low water, may be set and used in the Delaware bay below West creek from the first day of March to the thirty-first day of December in each year, both dates inclusive. Any person who shall violate any of the provisions of this section shall, on conviction thereof, be subject to a fine of twenty dollars, together with a forfeiture of boats, nets and other appliances used. Penalty.

2. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 163.

An Act to amend an act entitled "An act to amend an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," which act amending this act was approved March twelfth, one thousand nine hundred and twenty-three.

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

1. Paragraph three of the act amended hereby is hereby amended to read as follows:

3. Paragraph thirteen of said act is hereby amended to read as follows:

13. No compensation other than medical aid shall accrue and be payable until the employee has been disabled seven days, whether the days of disability immediately follow the accident, or whether they be consecutive or not. These days shall be termed the waiting period. The day that the employee is unable to continue at work by reason of his accident, whether it be

Paragraph 3
amending
paragraph 13
further
amended.

No compensa-
tion first week.

Waiting
period.

the day of the accident or later, shall count as one whole day of the waiting period. Should the total period of disability extend beyond seven weeks additional compensation shall at once become payable covering the above prescribed waiting period.

Act effective.

2. This act shall take effect on the first day of January, one thousand nine hundred and twenty-six.

Approved March 16, 1925.

CHAPTER 164.

A Further Supplement to an act entitled "An act concerning townships (Revision, 1899)," approved February twenty-sixth, one thousand nine hundred and three.

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

Abolishing
road super-
visor.

1. The township committee of every township of this State where a road supervisor has heretofore or shall hereafter be elected in accordance with the provisions of chapter 9 of the Laws of 1903, may, by ordinance abolish the office of road supervisor.

2. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 165.

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*:

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 may from time to time, in addition to any bonds theretofore authorized by law, on the request 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 four hundred thousand dollars in all 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 amendments thereto and supplements 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.

Bond issue
for park
purposes.

Amount.

Authority for
issuance.

Use of
proceeds.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately; *provided, however*, that no bonds shall be issued in any county pursuant to this act until the said act shall be accepted by the voters of said county by a majority of the votes cast for or

Repealer.

Proviso.

Referendum.

against the same at a general election which shall be held in such county, and the question of the acceptance of this act shall be submitted to the voters of such county at any general election whenever the park commission of such county shall, by resolution, determine thereon, and shall at least thirty days before the date of such general election file a copy of such resolution with the clerk of such county, and the question of the acceptance of this act shall be voted upon in the manner required by law.

Approved March 16, 1925.

CHAPTER 166.

A Supplement to an act entitled "An act concerning municipal and county finances," approved March twenty-eight, one thousand nine hundred and seventeen.

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

Separate
municipal
accounts and
obligations.

1. Any municipality operating any municipal enterprise or utility from which such municipality receives fees, rentals or charges for such service, which are required to be kept in a separate account as provided in the act to which this is a supplement, may borrow and have obligations outstanding, subject to the provisions herein, in anticipation of the receipt of the said fees, rentals or charges to be levied and collected, to meet its lawful expenditures for the operation of such enterprise or utility.

Borrowing on
account.

2. When there is insufficient funds on hand and collected in the separate account of such rentals, fees or charges for such service, to meet the lawful expenditures for the operation of such enterprise or utility, the governing body of such municipality may proceed to

borrow and issue obligations in the following manner, viz.:

(A) The said governing body shall require the municipal collector, treasurer or other official charged with the collection of the fees, rentals or charges of such enterprise or utility, to file a statement with the municipal clerk showing the outstanding fees, rentals, or charges uncollected, and are past due and not more than ten months in arrears and also the anticipated fees rentals or charges that will become due at the next due date according to the ordinance then in effect in such municipality regulating the operation of such municipal enterprise or utility.

Statement
prepared—
what to show.

(B) The said governing body may then authorize the issuing of temporary anticipation and revenue notes to meet the lawful expenditures for the operation of such municipal enterprise or utility, providing that the total amount issued and authorized shall not exceed the sum of fifty per centum of the total amount of fees, rentals or charges that are not more than ten months in arrears and the anticipated fees, rentals or charges that will become due at the next due date according to the statement filed with the borough clerk as provided above.

Temporary
notes issued.

Amount.

3. All obligations incurred under this section shall not run with their renewals for a longer period than two years and all moneys first collected from the fees, rentals, or charges of such municipal enterprise or utility shall be applied to the payment of the obligations which have been issued and are outstanding and issued in anticipation of the collection of the same and any such obligations which have not been retired within two years from their first authorization, shall be liquidated and paid by a deficiency appropriation in the regular annual local budget of such municipality.

Term.

Payment.

4. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 167.

An Act to amend an act entitled "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," which amendment was itself approved March twenty-first, one thousand nine hundred and twenty-three.

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

Section 253
amended.

1. Section two hundred and fifty-three, Article XXVIII of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Six funds
created.

253. (1) The funds created are: (a) the annuity savings fund; (b) the annuity reserve fund; (c) the pension fund; (d) the pension accumulation fund; (e) the pension reserve fund; (f) the expense fund.

FUNDS DERIVED FROM MEMBERS' CONTRIBUTIONS.

Annuity sav-
ing fund.

(2) The annuity savings fund shall be the fund in which shall be accumulated deductions from the compensation of contributors.

Amount con-
tributed.

(3) Upon the basis of such tables as the board of trustees shall adopt, and regular interest, the actuary of the board of trustees shall determine for each contributor the proportion of compensation, which when deducted from each payment of his prospective earnable compensation prior to his eligibility for service retirement and accumulated at regular interest until his attainment at the age of sixty-two (62) shall be computed to be sufficient to provide at that time an annuity equal to the pension then allowable under the provisions of this article for service rendered during his membership, and in case

the said member is a new-entrant for such prior service as he both claimed and was allowed. The proportion of compensation shall be computed to remain constant until the member attains the age of sixty-two (62) years. The proportion computed for a contributor entering at the age of sixty-one (61) shall be applied to any contributor who has attained a greater age at the time of entrance into the retirement system.

(4) The board of trustees shall certify to each employer and the said employer shall deduct from the compensation of each member on each and every pay roll for each and every pay roll period subsequent to the date upon which such certification becomes effective, the per centum of his earnable compensation so computed. But the board of trustees shall not certify, nor shall any employer make, any deduction for annuity purposes from the compensation of a member who has attained the age of sixty-two (62) and completed thirty-five (35) years of service, if such member elects not to contribute.

Amount to
be deducted
from teach-
ers' compensa-
tion.

(5) In determining the amount earnable by a contributor in a pay roll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the pay roll period as continuing throughout such pay roll period, and it may omit deductions from compensation for any period less than full pay roll period if a teacher was not a contributor on the first day of the pay roll period, and to facilitate the making of deductions it may modify the deduction required of any contributor by such an amount as shall not exceed one-tenth of one per centum of the compensation upon the basis of which said deduction is to be made.

Amount earn-
able in pay-
roll period.

(6) In lieu of any part of the deduction from compensation herein before required, any new-entrant may deposit in the annuity savings fund by a single payment such an amount as will be sufficient to permit him to contribute the rate of contributions applicable to an earlier entrance age. In addition to the deductions from compensation hereinbefore required any contributor may redeposit in a single payment an amount equal to the total amount which he withdrew therefrom as provided in this article, or he may deposit therein by a single pay-

Deposit in
single pay-
ment.

Redeposit.

ment an amount computed to be sufficient together with the retirement allowance otherwise provided, to provide for him a total retirement allowance of one-half of his final salary at the age of sixty-two (62). Such additional amounts so deposited shall become a part of his accumulated deductions.

Accumulated
deductions
paid from
annuity sav-
ings fund.

(7) The accumulated deductions of a contributor withdrawn, as provided in this article, shall be paid out of the annuity savings fund. In the case of a withdrawal, an amount equivalent to the difference between the amount of the accumulated deductions calculated at regular interest and the amount of the accumulated deductions calculated by use of interest at the rate of three and one-half per centum per annum compounded annually shall be transferred to the expense fund.

Payments
from annuity
reserve fund.

(8) The annuity reserve fund shall be the fund from which shall be paid all annuities and all benefits in lieu of annuities. Upon the retirement of a contributor his accumulated deductions shall be transferred from the annuity savings fund to said annuity reserve fund.

FUNDS DERIVED FROM CONTRIBUTIONS FROM SCHOOL APPORTIONMENT FUND.

PENSION FUND.

Source of
pension fund.

(9) The pension fund shall be the fund in which shall be accumulated the reserves for the payment of pensions to present-entrants; into which the moneys necessary for the payment of all other pensions with the exception of those payable to new-entrants shall be paid; and from which all pensions with the exception of those payable to new-entrants shall be paid.

Annual pay-
ments by
State.

The State Comptroller shall pay annually, beginning with the year nineteen hundred and twenty-five, from the school apportionment fund into the pension fund an amount as certified to him by the board of trustees which shall be equal to a percentage of the total compensation paid to all present-entrants for service during the preceding school year to be known as the "normal contribution" and an additional amount equal to a percentage of the total compensation paid to all members

for service during the preceding school year to be known as the "deficiency contribution."

The contribution rates shall be determined as follows: Normal contribution.

(a) The normal contribution rate shall be the average percentage rate of contribution, which the aggregate contribution of the State to the pension accumulation fund bears to the pay roll of new-entrants on which it is computed.

(b) Immediately succeeding the valuation on the thirtieth day of June, nineteen hundred and twenty-four, the actuary shall determine the present value of the liabilities of the pension fund including pensions to present-entrants then retired or to be retired and pensions to be provided under subsections fifteen and sixteen of section two hundred and fifty-one. He shall deduct therefrom Present value determined. the funds in hand creditable to the pension fund and the present value of contributions at the normal rate payable beginning with the first day of July, nineteen hundred and twenty-five. He shall then determine the percentage rate of the total compensation of all members on the valuation date that is equivalent to four per centum of the total liability of the pension fund which is not dischargeable by the funds in hand and the future normal contributions on account of present-entrants. Deduction. The rate per centum so determined shall be known as the deficiency contribution rate. Rate.

The total amount payable in each year into the pension fund shall be not less than the rate per centum of the total compensation of present-entrants during the preceding year known as the normal contribution plus the rate per centum of the total compensation of all members during the preceding year known as the deficiency contribution. Deficiency rate. The amount of each annual deficiency contribution shall be at least three per centum greater than the preceding annual payment. The aggregate payment into the pension fund shall be sufficient when combined with the amount in the fund to provide the pensions payable out of the fund during the year then current. Minimum payable. The deficiency contribution shall be discontinued as soon as the accumulated reserve in the pension fund shall equal the present values as actuarially com- Discontinuance of deficiency contribution.

puted and approved by the board of trustees of the total liability of the pension fund less the present value computed on the basis of the normal contribution rate then in force of the normal contributions to be received on account of persons who are at that time present-entrants.

Payments to
pension fund.

(13) All moneys appropriated for the payment of pensions to public school teachers under chapter 268, P. L. 1914, for the fiscal year beginning July, nineteen hundred and nineteen, less the amount disbursed for said pensions during the months of July and August, shall, on the first day of September, one thousand nine hundred and nineteen, be paid by the State Treasurer into the pension fund.

PENSION ACCUMULATION FUND.

Accumulation
fund.

(14) The pension accumulation fund shall be the fund in which shall be accumulated the reserves necessary to pay all pensions to be granted to new-entrants.

Payments on
account of
new-entrants.

(15) In the month of July, nineteen hundred and twenty, for a period covering the ten months next preceding, and annually thereafter, covering the year next preceding, the State Comptroller shall pay from the school apportionment fund into the pension accumulation fund on account of all new-entrants who were contributors for one or more months of such period immediately preceding, such amount as shall be certified by the board of trustees as necessary to provide thereby during their prospective active service the pension reserve required at the time of retirement for the disability or superannuation pension herein provided. The amount for each teacher included in the aggregate amount so certified shall be computed to bear a ratio to the salary earnable by such teacher during the period for which the amount is certified, which shall remain constant during his entire period of prospective active service and shall be based on such mortality and other tables as shall be adopted by the board of trustees and on regular interest.

Aggregate
amount.

PENSION RESERVE FUND.

(16) The pension reserve fund shall be the fund from which shall be paid all pensions, and all benefits, in lieu of pensions, granted to new-entrants. Upon the retirement of a new-entrant an amount equal to his pension reserve fund shall be transferred to said fund from the pension accumulation fund.

All pensions paid from pension reserve fund.

(17) Should any disability pension payable from said fund be canceled, the pension reserve thereon shall thereupon be transferred from the pension reserve fund to the pension accumulation fund. Should the pension of a disability beneficiary be reduced as a result of an increase in his earning capacity, the amount of the annual reduction in his pension shall be paid annually into the pension accumulation fund during the period of such reduction.

Cancellation or reduction of disability pension.

EXPENSE FUND.

(18) The expense fund shall be the fund from which the expense of the administration of the retirement system shall be paid exclusive of amounts payable as retirement allowances and as other benefits provided herein.

Expense fund.

(19) The board of trustees shall certify annually to the State Comptroller the amount required to defray such expense in the ensuing fiscal year after making allowance for the estimated amounts to be received by the expense fund from the annuity savings fund, and the State Comptroller shall pay from the school apportionment fund into the expense fund the amount so determined; *provided, however*, that within ten days after this act becomes effective the board of trustees shall withdraw the certification heretofore made, by virtue of the act of which this act is amendatory, and shall certify to the State Comptroller, who shall, in accordance with such certification, pay from the apportionment fund into the pension fund the amount so certified.

Payment by State to expense fund.

Proviso.

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

Repealer.

Approved March 16, 1925.

CHAPTER 168.

An Act to amend an act entitled "An act respecting notice of lis pendens" (Revision of 1902), 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 1
amended.

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

No process
deemed constructive
notice until lis
pendens is
filed.

1. Neither the issuing of a summons or subpoena, or other process or writ, nor the filing of a declaration or bill in any suit relating to or affecting the possession of or title to lands or real estate, nor any proceedings had or to be had thereon, either at law or in equity, before a final judgment or decree, shall be deemed or taken to be constructive notice to any bona fide purchaser or mortgagee of any lands or real estate to be affected thereby, until the plaintiff or complainant in such action, or his attorney or solicitor, shall have first filed in the office of the clerk of the Court of Common Pleas, except in counties where there is a register of deeds and mortgages, then in the office of the register of deeds and mortgages of the county in which such lands or real estate lie, a written notice of the pendency of such suit, setting forth the title of the cause and the general object thereof, together with a description of the lands or real estate to be affected thereby; *provided*, that in suits for the satisfaction or foreclosure of any duly registered or recorded mortgage, such notice shall also specify the book and page of record of such mortgage; *provided, further*, in case the plaintiff in any suit at law or the complainant named in any bill in Chancery does not take steps to prosecute the suit diligently within three years after the filing of such notice, then the court in which such suit at law is brought, or the Chancellor, may, upon application by any interested party, and upon notice to the plaintiff or

Proviso.

Proviso.

his attorney, or to the complainant or his solicitor, declare the filing of such notice to be null and void and of no effect.

2. Section two of the act, of which this act is amendatory be and the same hereby is amended so that it shall read as follows: Section 2 amended.

2. It shall be the duty of the clerk or register, with whom any such notice shall be filed, forthwith to record the same, together with the time of the filing thereof, in a proper book to be by him provided and kept in his office for that purpose, which book shall be properly indexed by said clerk or register and be a public record, to which all persons desirous of examining the same shall have access; and in case the general object of such suit shall be the foreclosure or satisfaction of any duly registered or recorded mortgage, it shall be the duty of such clerk or register also to note the book and page of record of such *lis pendens* upon the margin of the record of such mortgage. Record of *lis pendens* kept.

Approved March 16, 1925.

CHAPTER 169.

An Act relating to the Court of Chancery and providing for the trial of persons cited for contempt or disobediment of an order of the Court of Chancery.

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

1. Whenever any person or persons shall be cited for disobeying any order issued out of the Court of Chancery; or for contempt of the Court of Chancery, except such order relate to the specific performance of contracts or enforcement of covenants; or relate to restraining an action of law; or trespass upon land; or restraining waste; or concerning the administration of trusts; or writs of habeas corpus or for the payment of alimony; References to Vice-Chancellor for contempt or disobeying orders.

or concerning other domestic relations relating to care or custody of children; or the relations between husband and wife; then such citation shall be referred for hearing by the Chancellor to a Vice-Chancellor other than the one by whom the original order of restraint was issued.

Right of
hearing by
jury.

2. Whenever such citation shall relate to the disobedience of an order issuing out of the Court of Chancery, or for contempt of any such order which order relates to a labor dispute, then the person or persons so cited may, at the discretion of the Vice-Chancellor hearing the order, have the facts concerning such dispute determined by a jury. Such jury shall be summoned by the sergeant-at-arms of the Court of Chancery from the panel of jurors summoned for duty in the Court of Common Pleas for the term when the alleged violation of the order, or contempt, was committed. The procedure before the Vice-Chancellor in impaneling and selecting the jury, and in admitting evidence, shall be the same as that provided for the trial of feigned issues issuing out of the Court of Chancery or other civil cases tried in the Supreme Court.

Procedure.

Fees for
jurymen and
witnesses.

3. The jurymen so summoned shall be entitled to the same fees for services as are now allowed in other civil trials. Witnesses shall be entitled to the same fees as in the trial of other civil cases.

Repealer.

4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed and if any part or parts of this act shall be declared to be unconstitutional, it shall not thereby invalidate the other provisions of this act.

Validity.

5. This act shall take effect immediately.
Approved March 16, 1925.

CHAPTER 170.

An Act to approve and ratify proceedings taken for the issue of bonds for school districts in certain cases and to confirm and validate bonds issued or to be issued thereunder.

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

1. Whenever at any annual meeting of a school district or special meeting thereof called for that purpose, the legal voters of said school district shall have by the vote of a majority of the legal ballots cast authorized the board of education of said school district to issue bonds of the district for the purpose of purchasing or taking and condemning land for school purposes or building a schoolhouse or schoolhouses, or making additions, alterations, repairs or improvements in or upon any schoolhouse and the lands upon which the same shall be located, or purchasing school furniture and all other necessary equipment, or for any or all of said purposes, and shall have by their said vote provided for the payment of the said bonds at times or in a manner not authorized by law; and thereafter at a subsequent annual meeting of said school district or special meeting thereof called for that purpose, the legal voters of said school district shall by a majority of the legal ballots cast have rescinded such unlawful provision, and shall by a majority of the legal ballots cast have authorized the payment of the bonds so to be issued at times and in a manner authorized by law, then the said proceedings taken at said meetings shall be and the same are hereby ratified and confirmed and the bonds issued and to be issued in accordance therewith are hereby validated and confirmed in all respects as if all the provisions with reference to the issue and payment of said bonds had been lawfully authorized at one and the same meeting.

Validating
issue of bonds
by school dis-
tricts under
certain con-
ditions.

2. This act shall take effect immediately.
Approved March 16, 1925.

CHAPTER 171.

An Act to amend an act entitled "An act to authorize and require boards of chosen freeholders in counties of this State to provide for the payment of the salary or compensation of court clerks, assigned or designated by county clerks for service in the county courts, from a fund to be established therefor," approved April seventh, one thousand nine hundred and nineteen.

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

- | | |
|-------------------------|--|
| Title amended. | 1. The title of the act of which this act is an amendment be and the same is hereby amended to read as follows: |
| New title. | An act to authorize and require boards of chosen freeholders in counties of this State to provide for the payment of the salary or compensation of court clerks, assigned or designated by county clerks or surrogates for service in the county courts, from a fund to be established therefor. |
| Section 1 amended. | 2. Section one of the act of which this act is an amendment be and the same is hereby amended to read as follows: |
| Judiciary fund created. | 1. The boards of chosen freeholders in counties of this State are hereby authorized and required to provide in their annual budget of appropriations a "judiciary fund" |
| Use. | from which shall be paid the salary or compensation of the clerks assigned by the county clerk or surrogate for service in the county courts, not exceeding one clerk to each court; <i>provided, however,</i> this act shall not apply to counties other than counties of the first class. |
| Proviso. | 3. This act shall take effect immediately. |

Approved March 16, 1925.

CHAPTER 172.

An Act relating to Courts of Common Pleas.

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

1. Any attorney or counselor-at-law, who is a partner or professional or office associate of a judge of the Court of Common Pleas, in counties of the first class, shall not practice before the Court of Common Pleas or any court holden by a judge of the Court of Common Pleas, in the county in which the judge of whom the said attorney or counselor-at-law is a partner or professional or office associate, shall be a judge of the Court of Common Pleas for such county. Associates of judge restricted in practice.

2. Any person violating this act or infringing the provisions hereof shall be guilty of a misdemeanor. Penalty.

Approved March 16, 1925.

CHAPTER 173.

An Act to validate and confirm sales of lands and real estate sold under an act of the Legislature of the State of New Jersey, 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 and all sales of lands and real estate in any municipality in this State heretofore made under the provisions of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, shall be valid and Validating sale and title to property.

effectual if made upon the direction of the governing body by resolution, and sold at public sale to the highest bidder, after public advertisement, upon the day for which said sale was advertised although more than one week had elapsed between the last publication of said advertisement and the date of said sale, and any and all deeds executed by the proper municipal officers and delivered or awaiting delivery shall be good and effectual, and such purchaser or purchasers, their heirs, legal representatives and assigns, shall take good and sufficient title to the property so sold.

2. This act shall take effect immediately.

Approved March 16, 1925.

CHAPTER 174.

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 one, and the amendments thereto.

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 act is an amendment be and the same hereby is amended to read as follows:

Requirements
for applicant
for registra-
tion.

4. Every person applying for registration as a pharmacist under this act shall not be less than twenty-one years of age, shall be a citizen of the United States, or shall have declared his or her intention so to become a citizen of the United States, be of good moral character, and not a chronic or persistent inebriate, and not addicted to the use of any narcotic drug, and shall have not less than four years' practical experience under a registered pharmacist in a pharmacy where prescriptions of medical practitioners are compounded and drugs are sold at retail; at least one year of such ex-

perience must have been had in a pharmacy in the United States within five years of the date of the application for registration as a pharmacist; *provided*,^{Proviso.} that a credit of not more than two years may be given in lieu of store experience for an equal time spent in a course of study and laboratory instruction in a school of pharmacy, and shall have been duly graduated from a school of pharmacy complying with the rules and regulations of the Board of Pharmacy of the State of New Jersey, and shall present to the board a certificate from the Commissioner of Education of this State showing that such applicant, before entering the school of pharmacy, had obtained an education equivalent to the standard established by the Board of Pharmacy of the State of New Jersey; the requirements of this section of the act relating to the certificate of preliminary education and to a graduation from a school of pharmacy shall not become operative until September first, one thousand nine hundred and twenty, nor shall the requirement of the act relating to the certificate of preliminary education apply to any applicant for registration as a pharmacist who was a graduate of an approved school of pharmacy prior to September first, one thousand nine hundred and twenty; and each ap-^{Fees.} plicant before examination shall pay to the secretary of the Board of Pharmacy a fee of ten dollars, and upon passing an examination satisfactory to said board he or she shall receive from said board a certificate of registration to practice pharmacy in this State; the board may waive the examination of any applicant for registration who is registered in the District of Columbia or any State or Territory or insular possession of the United States, or any foreign country that has an equivalent standard for registration, and if the Board of Pharmacy of the District of Columbia, or such other State or Territory or insular possession of the United States, or such foreign country, shall grant to pharmacists or assistant pharmacists registered in accordance with this act, the same privilege to practice pharmacy in the District of Columbia, or in such other State or Territory or insular possession of the United States, or in such foreign country; such reciprocal registration^{Reciprocal registration.}

of certificates shall be subject to such rules and regulations as may from time to time be made by the Board of Pharmacy of the State of New Jersey, and each applicant for such reciprocal registration shall pay a fee of twenty-five dollars for registration; every person applying for registration as an assistant pharmacist shall be not less than eighteen years of age, be of good moral character, and not a chronic or persistent inebriate, and not addicted to the use of any narcotic drug, and shall have successfully completed at least one year's study in a school of pharmacy complying with the rules and regulations of the Board of Pharmacy of the State of New Jersey, and shall present to the board a certificate from the Commissioner of Education of this State showing that such applicant, before entering the school of pharmacy, had obtained an education equivalent to the standard established by the Board of Pharmacy of the State of New Jersey, and shall have had at least three years' practical experience under a registered pharmacist in a pharmacy where prescriptions of medical practitioners are compounded and drugs are sold at retail; *provided*, that a credit of not more than one year be given in lieu of store experience for an equal time spent in a course of study and laboratory instruction in a school of pharmacy complying with the rules and regulations of the Board of Pharmacy of the State of New Jersey; each applicant for such examination shall pay to the secretary of the Board of Pharmacy before examination a fee of ten dollars, and upon passing a satisfactory examination before said board of pharmacy he or she shall receive from said board a certificate of registration as an assistant pharmacist, which certificate shall entitle such person to all privileges of a registered pharmacist during the temporary absence of the registered pharmacist in charge, but shall not entitle such assistant to engage in business on his or her own account, or as a manager to conduct a pharmacy or drug store; every pharmacist owning, conducting or employed in any drug store or pharmacy, and every registered assistant pharmacist employed in any drug store or pharmacy, shall conspicuously display his or her certificate of registration and renewal certificate

Assistant pharmacist.

Proviso.

Fee.

Public display of certificate.

in said pharmacy or drug store, and any failure so to do shall be prima facie evidence that such person is not a registered pharmacist; every pharmacy in this State must have displayed on a sign, so as to be read from the outside, the name of the registered pharmacist who is in charge; and every registered pharmacist and every registered assistant pharmacist shall, once in two years, on such date as the Board of Pharmacy shall prescribe, pay to the secretary of the board of registration renewal fee of one dollar, in return for which he or she shall receive a renewal certificate of registration; the board shall have the power to refuse an applicant for examination; or to suspend or to revoke the certificate of a registered pharmacist or a registered assistant pharmacist for any of the following causes: When the application or the registration is shown to have been obtained by misrepresentation or fraudulent means, or when the applicant or registrant is guilty of chronic or persistent inebriety or addiction to the use of narcotic drugs; two convictions of violation of chapter 197, P. L. of 1908, entitled "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," and the amendatory acts thereto, commonly known as the antinarcotic act, or two convictions of violations of the provisions of any act relating to the sale of liquors, or has impersonated an applicant for registration before said board, or the holder of the certificate has been found guilty of two or more violations of this or any other statute relating to the practice of pharmacy. Before any certificate shall be refused, suspended or revoked, the accused person shall be furnished with a copy of the complaint and given a hearing before the board. Any person whose certificate shall be refused, suspended, or revoked by the Board of Pharmacy shall have the right to appeal by certiorari to the Supreme Court for a review of such action.

Renewal fee.

Refusal to renew certificate.

Hearing given.

Right of appeal.

The term temporary absence as used in this section shall mean an absence of not more than four hours in any one day of twenty-four hours.

Temporary absence.

Approved March 16, 1925.

CHAPTER 175.

A Further Supplement to an act entitled "An act to authorize two or more municipalities of this State to jointly construct and maintain outlet or trunk sewers, and to authorize every such municipality to construct local sewers within its corporate limits connecting with or discharging into such joint outlet or trunk sewers," approved March fifteenth, one thousand eight hundred and ninety-nine.

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

Municipal
participation
in joint sewers.

1. It shall be lawful for municipalities that have entered into a joint contract under the provisions of the act to which this is a further supplement together with those that may hereafter enter into such a contract either by participation in an existing system of joint outlet sewers or in the establishment of a system not now in existence to provide under authority of said act and this supplement for an increase in the capacity of such sewer system by enlargement of existing trunk sewers and their complementary works; by replacement; by the building of supplementary sewers or in such other way and by such other means as shall be deemed advisable by the joint meeting.

Other municipi-
palities may
participate.

2. It shall be lawful for any joint meeting now or hereafter created under authority of the act to which this is a supplement, to permit additional municipalities participating in the use and cost of the trunk sewer system provided by said joint meeting to become members of said joint meeting upon terms to be agreed upon between said joint meeting and said municipality or municipalities and upon becoming a member of such joint meeting such municipality or municipalities shall share equally with all other members of such joint meeting in the conduct of the business and affairs of such joint meeting under the provisions of the act to which

this is a supplement respecting such joint meetings, its powers and authorities.

3. In addition to and not in any sense in derogation of the powers and authority vested in the joint meeting under the act to which this is a supplement said joint meeting is hereby vested with authority to direct, by resolution or resolutions, duly passed at regular meetings thereof, the particular trunk sewer (where more than one comprises the system) particular municipalities shall use; and to provide by-passes and other incidental means or measures to accomplish a use of the capacity provided by said trunk sewer system in the best interests of all of the users thereof; and also to provide suitable regulations governing the type of street laterals, house connections and other matters pertinent to the use of said sewer system; and in all other ways to manage, control and direct use of said trunk sewer system having in mind the obtaining of a maximum of efficiency to the users thereof.

Powers of
joint meetings.

Regulations.

Efficiency.

4. This act shall take effect immediately.
Approved March 16, 1925.

CHAPTER 176.

An Act to provide for the taxation of real and personal property in this State for the purpose of paying the cost of constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto.

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

1. There shall be, for a period of one year, beginning with the calendar year one thousand nine hundred and twenty-six, levied, assessed and collected in each of the several counties of this State a tax of one-half of a mill

One-half mill
tax.

on each dollar of the value of all the real and personal property in every municipality thereof, upon which municipal taxes are or shall be levied, assessed and collected, in the same manner and at the same time as other taxes upon real and personal property are now levied, assessed and collected. It shall be the duty of the treasurer or other officer having the custody of collected taxes to pay, on or before the fifteenth day of June, in said year, the semiannual tax so assessed, and on or before the fifteenth day of December in said year, the balance of the annual tax assessed, to the treasurer of the county, such tax collected in his taxing district, and the county treasurer shall pay the said tax, which he shall so receive from the several taxing districts, to the Treasurer of the State on or before the twenty-fifth day of June, and on or before the twenty-fifth day of December, the balance of said annual tax, and the State Treasurer shall keep and place the same in a separate and distinct fund to be known as the "State Institution Construction Fund."

Semiannual payment.

Distinct fund.

Custodian of fund.

2. The Governor, State Treasurer and the Comptroller of the Treasury, constituting the State House Commission, are hereby made custodians of the said "State Institution Construction Fund," and are authorized to carry out the provisions of this act, with respect to the apportionment therefrom of the sums requested by the State Board of Control of Institutions and Agencies as hereinafter provided.

Applications for allotment.

3. Applications to the custodians of the "State Institution Construction Fund" shall be made by the said State Board of Control directly for allotments to carry out the purposes of this act, and the custodians hereby constituted may conduct such investigations as to them may seem proper, and the decision of said custodians shall be final. Applications may be made by the said State Board of Control to the custodians on or before the first day of July and the thirty-first day of December in said year for an allotment or allotments to be expended for any of the purposes enumerated in section three of this act, and within thirty days thereafter the said State House Commission acting as custodians of the aforesaid fund shall notify the said State Board of Control, in writing, stating their decision with respect to

When made.

each and every item appearing in any such application. In the event that the decision is favorable to the request of the State Board of Control, in whole or in part, upon due notice thereof to the Comptroller of the Treasury by the said custodians, it shall be the duty of the said Comptroller of the Treasury to transfer from the fund, created under the provisions of this act, to the credit of said board to which the same was allotted, the sum or sums thus certified to him, which sum or sums so transferred and set up, shall be expended in the same manner as are other appropriations made for such purposes; *provided, however*, that the Comptroller of the Treasury, before transferring from the fund in this section mentioned, shall ascertain that said moneys so transferred are to be used as in section five of this act provided.

Transfer of
allotted
amount.

Proviso.

4. It shall be lawful for the State Board of Control of Institutions and Agencies, with the approval of the State House Commission, to prepare plans and specifications, to advertise for bids and enter into contracts for the constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory, and penal institutions and appurtenances thereto, as set forth in section five of this act, before the taxes levied and assessed hereunder shall have been collected; *provided, however*, that no payment shall be made for the constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto, as set forth in section five of this act, before the taxes levied and assessed hereunder shall have been collected and made available for such payments in accordance with the terms of this act, but the State board, with the approval of the State House Commission, may pay for the cost of preparing plans and specifications, and of advertising and awarding contracts and of any other maps and plans of the institutions enumerated herein, and the custodians of the State Institution Construction Fund may authorize the Comptroller to withdraw temporarily from the State Institution Construction Fund, or from the emergency fund, sufficient moneys to pay any such necessary expenses before the tax levied here-

Advertising
for bids.

Proviso.

Temporary
withdrawal
from fund.

under in any particular year becomes available, which shall be replaced immediately when the tax which is levied and assessed hereunder for the particular year shall have been collected.

Exclusive use
of money so
raised.

5. The moneys raised by this act shall be devoted exclusively to the constructing, reconstructing, development, extending and equipping of State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto, in the order of precedence set forth in this section.

(1) TRAINING SCHOOL FOR FEEBLE-MINDED FEMALES,
NORTH JERSEY.

Training
school for
feeble-minded
females.

Completion of dining hall	\$32,000.00
Completion of vocational and industrial shops	65,000.00
Completion of dormitory buildings	442,000.00
Completion of storehouses and cold storage plant	30,000.00
Completion and equipping heating and power plant and extension of underground steam lines	103,000.00
Housing for forty officers—furnished	59,000.00
Addition to employees' quarters to provide for fifty additional employees	10,000.00
Completing the equipping of laundry	11,200.00
Completing sewer lines to all buildings ...	16,000.00
Completing contact beds sewage disposal plant	10,500.00
Completing underground and electric light and power lines	12,000.00
Extending and completing water and fire protection lines	20,000.00
School building with class rooms, teachers' rooms, toilets, two-story brick building, furnished and equipped	73,563.00
Administration building with offices, record rooms, examining rooms, visitors' rooms, two-story and basement with furniture and equipment	87,486.00

Hospital building with fifty beds in small wards and single rooms, clinics, operating rooms, laboratory and quarters for six nurses, furnished and equipped ..	116,550.00
Farm buildings, dairy barn, hay barn, pig-gery, chicken houses, silo, machinery sheds, horse barn	37,800.00
Recreation and assembly building to accommodate the entire population of institution for instruction, training, physical training and entertainment	115,000.00
Cannery building with equipment	12,600.00
Bakery building with ovens and equipment	15,700.00
Psychopathic isolation building for corrective treatment, with sixteen rooms and quarters for two officers	34,000.00
Fire department building with motorized equipment	27,500.00
Superintendent's residence—furnished	37,475.00
Acquisition of additional property	40,000.00
Tunneling under Minninsink road	25,000.00
Railroad siding	6,000.00
Roads and sidewalks	37,500.00
Curbs	5,000.00
Putting overhead telegraph and telephone wires across property, underground ..	18,000.00
Manholes for same	3,000.00
Total	\$1,502,874.00

(2) STATE HOSPITAL, MORRIS PLAINS.

NEW BUILDINGS.

Garage for three cars and garage for ten cars	\$7,000.00	State Hospital at Morris Plains.
New dairy barn (50 cows)	11,500.00	
Female employee's building (120 people, plans completed)	185,000.00	
Male employees' building (120 people, plans completed)	172,000.00	

Married employees' building (60 people, similar to male and female employees' building)	138,000.00
Occupational therapy building	75,000.00
Addition to fire house (providing for 50 employees)	60,000.00
Shed for farm implements (material only) ..	2,000.00
<hr/>	
Total, new buildings	\$650,500.00
Replacement of laundry equipment	26,000.00
Painting and finishing walls, clinic building	10,500.00
An unclimbable fence	8,800.00
<hr/>	
	\$45,300.00
Total	\$695,800.00

(3.) STATE REFORMATORY FOR WOMEN, CLINTON.

Clinton re-
formatory.

Extra cottage for women with heavy rein-
forced concrete partitions between
rooms, including all mechanical con-
nections and furnishing of the same .. \$78,000.00

6. This act shall take effect immediately.

Approved March 17, 1925.

CHAPTER 177.

A Supplement to an act entitled "An act concerning
municipalities," approved March twenty-seventh, one
thousand nine hundred and seventeen, chapter 152,
Laws of 1917, pages 319-463.

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

Municipalities
may contract
with counties
in road work.

1. Every municipality may by ordinance authorize
its chief executive officer, mayor, or chairman of the
township committee to enter into a contract with the

county in which said municipality is situate, providing for the improvement of either county or municipal roads, and providing for the municipality to pay such proportions of the cost of the construction of curbs, gutters, pavements, the improvement of the surface, and of the roadway by grading and paving the roadway thereof, either from curb to curb, or to such an extent and of such material, and of straightening, widening and realignment of said roadway as may be agreed upon by contract between the said municipality and the said county in which said municipality is situate, and which contract shall state the share of the cost of said improvement or the exact amount of said cost, if the same has been ascertained, to be paid by the municipality and by the county.

2. And the said municipality entering into such a contract is authorized to assess all or part of the cost to be borne to said municipality upon such lands as may be benefited thereby in the manner provided for the assessment of such improvements, as are designated as "local improvements" in the act of which this act is a supplement provided that such contract be authorized by an ordinance adopted by such municipality in the manner provided in the act to which this act is a supplement, and with such notice to persons, owners of lands, liable to be benefited as is provided for in the act to which this act is a supplement when improvements are made as "local improvements," and to issue bonds and improvement notes in the manner now or hereafter provided by law to finance the contract.

Assessment
to meet cost.

Bond issue.

3. The said municipalities are further authorized to enter into such a contract with the county in which they are situate without advertising for bids, but otherwise shall proceed in the manner provided in the act to which this act is a supplement and all assessments made for benefits to property shall be assessed against the property benefited in the manner now or hereafter provided by law for the making of assessments for improvements made as "local improvements," in the act to which this is a supplement.

As to local
improvements.

Proceedings
by resolution.

4. All proceedings to fix the form, terms, cost, manner, and materials to be used, and plans and details of said improvement, providing for the taking over of the road to be improved as a county road, and form and details of contract may be done by resolution after adoption of the ordinance authorizing in general terms the improvement and estimated cost thereof.

Supervision.

5. The work of such improvement shall be done under supervision of the board of chosen freeholders.

6. This act shall take effect immediately.

Approved March 17, 1925.

CHAPTER 178.

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:*

Referendum
on establishing
paid fire
department.

1. Any municipality of this State now served by a volunteer fire department shall not establish a paid fire department, or convert the said volunteer fire department into a paid fire department, by ordinance or in any other manner, until the said ordinance or proposition shall have been submitted to the inhabitants of the said municipality at a referendum election to be called for such purpose.

Process of
submission.

2. The governing body of any such municipality upon the adoption of any such ordinance or proposition shall adopt a resolution notifying the municipal clerk that such ordinance or proposition is to be so submitted. The said ordinance or proposition shall be submitted to the voters of such municipality at the next general election. The clerk of the municipality shall at least twenty days prior to such election give public notice thereof in at least one newspaper circulating in such

Notice.

municipality, and by posting in ten conspicuous places in the municipality the said notice. The said election shall be conducted by the boards of registry and election who conduct the general elections in said municipality, and the said city clerk shall cause the said proposition to be printed on the ballot used in the general election.

Election, how conducted.

Shall the (here insert the title of the ordinance or proposition) be adopted?

Question.

At the left of the question shall be placed squares in which the voter may place a cross or X mark, and the ballot shall contain the following instructions:

If you favor the proposition place a cross or X mark opposite the word "Yes," if you are opposed to the said proposition mark a cross or X mark opposite the word "No." If a majority of the legal voters, voting at such election, shall vote "Yes," such ordinance shall be adopted, and the governing body may then proceed in accordance with the terms of such ordinance, with respect to the establishment of a paid fire department, or the conversion of a volunteer fire department into a paid fire department as the case may be. The clerk of the municipality shall canvass the result thereof, and transmit a record thereof to the governing body of the municipality.

Marking ballot.

Canvassing votes.

3. This act shall take effect immediately.

Approved March 17, 1925.

CHAPTER 179.

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 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 supplemental act was approved April fifteenth, one thousand nine hundred and seven," which amendatory act was approved March eleventh, one thousand nine hundred and twenty-two.

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 is an amendment is hereby amended to read as follows:

Policies must
contain certain
provisions.

1. On and after the first day of January, nineteen hundred and eight, no policy of life insurance shall be issued by any domestic company or be issued or delivered within this State to any resident thereof by any foreign company, unless the same shall contain the following provisions:

Payment of
premiums.

First. A provision that all premiums shall be payable in advance at the home office of the company, or to an agent of the company, upon delivery of a receipt, signed by one or more of the officers who shall be named in the policy and countersigned by the agent; any policy may contain a provision that the policy itself shall be a receipt for the first premium.

Month's grace
for payments.

Second. A provision for one month's grace for the payment of each premium after the first, subject to an interest charge, during which month the insurance shall continue in force, provided the overdue premium shall be paid within the said month.

When policy
incontestable.

Third. A provision that the policy shall constitute the entire contract between the parties and that after it has been in force during the lifetime of the insured

a specified time, not later than two years from its date, shall be incontestable, except for nonpayment of premiums and for violation of its express conditions, if any, relating to hazardous travel, residence or occupation, in which case the liability of the company may be limited to a definitely determinable reduced amount, which shall not be less than the full reserve for the policy and any dividend additions, and except also, at the option of the company, with respect to provisions relative to benefits in the event of total and permanent disability, and provisions which grant additional insurance specifically against death by accident.

A company may issue a special form of policy on the life of a person employed in an occupation or residing in a location classed by the company as hazardous or as liable to lead to hazardous employment or residence, which may provide that service in certain designated occupations or residence in certain designated localities shall reduce the company's liability under the policy to a definitely determinable amount not less than the full reserve for the policy and any dividend additions.

Special policy in hazardous cases.

Fourth. A provision that the policy shall contain the entire contract between the parties, and nothing shall be incorporated therein by reference to any constitution, by-laws, rules, application or other writing unless the same are endorsed upon or attached to the policy when issued, and all statements purporting to be made by the insured shall, in the absence of fraud, be deemed representations and not warranties. Any waiver of this provision shall be void.

Policy to contain entire contract.

Fifth. A provision that if the age of the insured has been understated the amount payable under the policy shall be such as the premium would have purchased at the correct age.

If age understated.

Sixth. A provision that the policy shall participate in the surplus of the company, and that, beginning not later than the fifth policy year, the company will, at uniform intervals, not less than one nor more than five years, to be specified in the policy, determine and account for the portion of the divisible surplus accruing on the policy, and that the owner of the policy shall

Policy to participate in surplus.

	have the right to have the dividend arising from such participation paid in cash at the end of the then current
Proviso.	policy year; <i>provided</i> , no other dividend option given in the policy or in the dividend notice shall have been
Proviso.	duly elected; <i>and provided</i> , that no part of any yearly premium on said policy for the ensuing policy year remains unpaid. (The use of the last above proviso is optional with the company.)
Exceptions.	This sixth provision shall not be required in non-participating policies nor in policies issued on under-average or substandard lives, nor in insurance issued or granted in exchange for lapsed or surrendered policies.
Paid-up policies.	Seventh. A provision, which, in event of default in premium payments after premium shall have been paid for three years, shall secure to the owner of the policy a stipulated form of insurance, the net value of which shall be at least equal to the entire reserve held by the company on the policy (specifying the mortality table and rate of interest adopted for computing such reserve), less a specified percentage, not more than three (3) of the amount insured by the policy, including dividend additions thereto, if any, and less any outstanding indebtedness to the company on the policy. The specified percentage referred to above need not be stated for the policy years included in the table of surrender values required by this act.
Exception.	This provision shall not be required in term policies of twenty years or less.
Loan and surrender values.	Eighth. A table showing in figures the loan value, if any, and the surrender value or options available under the policy each year upon default in premium payments, during at least the first twenty years of the policy, beginning with the year in which such values and options become available.
Reinstatement of policy securing other insurance.	Ninth. A provision that if, in event of default in premium payments, the value of the policy shall have been applied to the purchase of other insurance, and if such insurance shall be in force, and the original policy shall not have been surrendered to the company and canceled, the policy may be reinstated within three years from such default, upon evidence of insurability satis-

factory to the company and payment of arrears of premiums, together with compound interest on such premiums and on all liens, if any.

Tenth. A provision that when a policy shall become a claim by the death of the insured settlement shall be made either immediately upon, or within a specified period not more than two months after receipt of due proof of death. Settlement after death.

Eleventh. A table showing the amounts of installments, if any, in which the proceeds of the policy may be payable. Table of installments.

Twelfth. A descriptive title on the first page of the policy. Title.

Any of the foregoing provisions or portions thereof relating to premiums not applicable to single premium policies, shall to that extent not be incorporated therein. Certain provisions omitted.

Any policy may be issued or delivered in this State which in the opinion of the Commissioner of Banking and Insurance contains provisions more favorable to the policyholder than hereinbefore required. More favorable policies issuable.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 180.

A Supplement to an act entitled "An act for the construction, maintenance and operation of water-works for the purpose of supplying cities, towns, townships, villages, boroughs and other municipalities in this State with water," approved April twenty-first, one thousand eight hundred and seventy-six.

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

1. Every corporation organized under the act of which this is a supplement may change its name, Manner by which corporations may make sundry changes.

increase its capital stock, decrease its capital stock, extend its incorporate existence, change its common stock into one or more classes of preferred stock, create one or more classes of preferred stock 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 certificate of incorporation shall be deemed to be amended accordingly; *provided*, that such certificate of amendment, change or alteration shall contain only such provisions 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.

Resolution.

Meeting.

Voting.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 181.

A Supplement to an act entitled "An act respecting conveyances" (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. All acknowledgments to any power or letter of attorney to sell and convey lands or any interest therein, signed by a married woman and her husband, after the lapse of eight years from the date of such acknowledgment, notwithstanding that the certificate of acknowledgment attached thereto, does not show or certify and set forth that such married woman on a private examination, separate and apart from her said husband acknowledged she signed, sealed and delivered the same as her voluntary act and deed, freely, without any fears, threats or compulsion on the part of her said husband, shall be taken and held to be good, sufficient and effectual in law; *provided, however,* that the certificate of acknowledgment attached to the same shows that such married woman and her said husband acknowledged the same, as though such married woman was a feme sole; *and provided, further,* that said power or letter of attorney with such defective acknowledgment has been recorded in the proper office for at least three years; *and provided, further,* that no suit is now pending to test or attack the validity of said acknowledgment or said power or letter of attorney; *and provided, further,* that any and all conveyances made by any person under said letter or power of attorney by virtue of the power and authority vested in him or her by virtue of said letter or power of attorney, shall be valid and effectual in law.

Validating
wife's sign-
ing convey-
ance.

Proviso.

Proviso.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 182.

A Supplement to an act entitled "An act respecting conveyances (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*:

Validating
certain
conveyances.

1. Any and all conveyances or instruments heretofore made, executed, delivered or recorded, wherein any reference is made to any map, plat, plan or chart of lands showing new streets, avenues, roads, lanes or alleys, which has not been approved by a resolution passed by the council, board of aldermen, township committee or other governing body having control of streets and highways of the municipality within the limits of which lands lie wholly or in part, shall be as valid and effectual to convey the property therein described as if no reference had been made to any map or plan, and the person, firm, association or corporation selling or otherwise disposing of the lands therein described shall be and hereby is relieved from the payment of any fine or penalty whatsoever because of the reference in such deed or instrument to any such map, plat, plan or chart; any act, law or provision to the contrary thereof in anywise notwithstanding.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 183.

An Act accepting and assenting to, on the part of the State of New Jersey, of the appropriations and grants of moneys as made and provided for in an act of the Congress of the United States, approved February twenty-fourth, one thousand nine hundred and twenty-five, entitled "An act to authorize the more complete endowment of Agricultural Experiment Stations, and for other purposes."

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

1. An act of Congress of the United States, approved February twenty-fourth, one thousand nine hundred and twenty-five, entitled "An act to authorize the more complete endowment of Agricultural Experiment Stations, and for other purposes, and the appropriations and grants of moneys for the purposes therein made, be and the same are hereby accepted and assented to on the part of the State of New Jersey.

Acceptance
of act of
Congress as to
Experiment
Station.

2. The assent of the State of New Jersey to the grants of moneys for the purposes, upon the terms and in accordance with the several conditions and provisions in said act contained is hereby signified and expressed. The trustees of the State Agricultural College are authorized and empowered to receive the grants for the benefit of the New Jersey State Agricultural College Experiment Station, and to use them in accordance with the terms and conditions expressed in the act of Congress aforesaid. The Secretary of State is hereby directed to transmit a certified copy of this act to the Secretary of the Treasury of the United States.

Assent of
State given.

Use of grants.

3. This act shall take effect immediately.
Approved March 18, 1925.

CHAPTER 184.

An Act to provide for a supplemental digest of the law and equity reports of this State.

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

Supplemental
digest of de-
cisions.

1. The publishers of the "New Jersey Digest Annotated" which was issued in the year nineteen hundred and eight, and the supplement thereto which was issued in nineteen hundred and twenty-one, are hereby authorized to have prepared and published a supplemental volume thereto digesting the decisions of the law and equity reports from the year nineteen hundred and twenty-one to January first, nineteen hundred and twenty-five, said supplemental volume to be on the same plan of classification and printed in the same style as the original set and supplement thereto and to be approved by the Chancellor and Chief Justice.

Plan.

Delivery and
payment.

2. Upon the delivery to the State House Custodian of five hundred copies of said supplemental volume, to be bound in American law buckram, the delivery to be made not later than the month of October, in the year nineteen hundred and twenty-five, the State Treasurer, upon proper warrant of the State Comptroller, is hereby authorized and directed to pay nine dollars per copy.

Distribution.

3. Said books shall be distributed in the same manner as the law and equity reports are now distributed, and one copy to each member of the present Legislature

4. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 185.

An Act to permit the retirement, on pension, from public office or position, of deputy clerks of District Courts in cities of the first class, after thirty years' continuous service in such public office or position, and after having attained the age of sixty-five years, or after serving twenty-five years and after attaining the age of sixty years, such deputy clerk is incapacitated, and defining the manner of payment of said pension.

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

1. Whenever the deputy clerk of a District Court in any city of the first class in this State has or shall have been for thirty years continuously in such public office or position in such city, and has or shall have attained the age of sixty-five years, the board of city commissioners of any city of the first class shall allow the retirement of any person in the aforesaid public office or position from service upon his or her own request; *provided, however*, that it shall be made to appear that such deputy clerk has or shall have been for twenty-five years continuously in such public office or position in such city, and that he or she has or shall have attained the age of sixty years and that he or she has become incapacitated for service in such office or position, which physical or other disability shall have developed during his or her term of service, such deputy clerk, in that event, may be retired from service for the reasons stated herein, upon informing the judge of the court wherein the said deputy clerk is serving, or upon such information being given in his or her behalf, of his or her desire to do so, and of his or her disability, and if such judge finds that disability exists, it shall then be the duty of such judge to appoint a physician of skill and repute in his profession and resi-

Retirement
and pension
of deputy
District Court
clerks.

Proviso.

Requirements
for retiring.

dent in this State, who shall then examine the person proposed for retirement and make report of his or her physical condition or other disability, as to whether, in all probability, if he finds such disability to exist, it will continue permanently, and does and will prevent the applicant from properly performing the duties of his or her office or position, upon the coming in of such physician's report the judge of the court wherein the applicant is deputy clerk, shall certify and send the same to the officer of finance of any such city, there to remain a record, and thereupon such applicant may file his or her resignation in such office, and he or she shall be entitled to the benefit of this act as a retired deputy clerk.

Amount and
payment of
pension.

2. In case of such retirement, the person so retired shall be entitled, for and during his or her natural life, to receive by way of pension, such sum as said board of city commissioners may by resolution determine, not less, however, than one-half of the salary then being received by him or her for such service, the same to be paid in the same manner and in the same installments in which such salary has heretofore been payable.

Provision to
meet pension.

3. Provisions for all pension arising under this act shall be made in the appropriation or tax levy for the department of 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 they served, or any change in its title.

4. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 186.

An Act to amend an act entitled "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," which amendment was approved April twenty-first, one thousand nine hundred and twenty.

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
amending
section 12
amended.

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 offices, 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.

Classes of
qualified service.

Whenever any person shall be an applicant in a competitive examination for entrance into the public service held by the Civil Service Commission, and such person shall be an honorably discharged soldier, sailor, marine or nurse 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 prior to the World War, or in the Boxer Uprising, the Philippine Insurrection or the Mexican Expedition, or in the World War prior to November eleventh, one thousand

Credits for
service in
army or navy.

Rating. nine hundred and eighteen, that is to say, the date of the armistice, and when such applicant shall receive in such examination the minimum rating required under the rules of the Civil Service Commission on each subject or part of same, and a general average of at least seventy per centum, such applicant shall receive, for fifteen or more months of military or naval service, service credits of not less than two and one-half points and not more than ten points, which shall be added to his or her general average. The exact amount of credit as between the minimum and maximum hereby established to be given in any particular examination shall be determined by the Civil Service Commission, which shall take into consideration the probable value of such military or naval training in tending to fit applicants for the positions in question. Such persons as come under the within provisions, who have served less than fifteen months in the military or naval service of the United States in any war in which this country has been engaged, shall receive credits as above set forth, proportionate to their length of service; *provided, however*, that any person coming under the within provisions, who was wounded or injured in the line of duty, shall receive the maximum credit determined upon for the examination in which he or she is an applicant, regardless of his or her length of service.

Credit.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 187.

An Act to validate and legalize proceedings for the adoption of a system of sewerage with the appurtenances by sewerage districts and the issuance of improvement certificates and making of contracts by such districts taken, attempted or purporting to have been had pursuant to an act entitled "An act for the creation of sewerage districts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts," approved April twenty-first, one thousand nine hundred and nine, and the acts amendatory thereof and supplemental thereto and to create such sewerage districts bodies corporate as provided in said acts.

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

1. Whenever heretofore by proceedings taken, attempted or purporting to have been had under the authority of an act entitled "An act for the creation of sewerage districts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts," approved April twenty-first, one thousand nine hundred and nine, and any acts amendatory thereof and supplemental thereto, the township committee of any township has set off and designated by number from the territory of such township any sewerage district, and an election has been called and held in such sewerage district for the purpose of submitting the question whether or not there shall be constructed within such district a system of sewerage with the appurtenances. said election and any resolutions adopted thereat, and any and all improvement certificates issued by any such district to meet the cost of making the detailed maps,

Validating
election in
sewerage
district.

plans and specifications, the necessary engineering charges, the necessary legal expenses and the cost of the construction of any such sewerage system with the appurtenances, are hereby validated and legalized, notwithstanding any defect, omission or irregularity in the manner of submitting such proposition, including the proceedings for the calling of such election, the notice thereof, and the ballot used at said election, and the canvass and the filing of the result thereof, and said sewerage district shall be a body corporate, as described and provided in said acts; *provided, however*, that a majority of the legal votes cast at said election were in favor of the construction within such district of a system of sewerage with the appurtenances.

Proviso.

Contracts and
improvement
certificates
validated.

2. Any and all such improvement certificates and any contract or contracts entered into on behalf of such district for the construction of any such sewerage system with the appurtenances heretofore issued are hereby legalized and validated, notwithstanding any defect, omission or irregularity in giving notice or failure to give notice to the public of the meeting or meetings of the sewerage commissioners of any such district held for the consideration of the maps, plans and specifications of such system of sewerage with the appurtenances, or of any extension or modification thereof.

3. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 188.

An Act providing for a retirement and benevolent fund for the members of the Department of State Police, their families and orphans, and providing a pension for retired or disabled members of the State Police or their families or orphans, and making provisions for a board to handle said fund and to make payments therefrom.

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

1. There is hereby established a fund to be known as the State Police Retirement and Benevolent Fund. Any member of the Department of State Police who has served in said State Police Department for a period of twenty years, who has reached the age of fifty years, upon application by said member to the Superintendent of State Police and upon recommendation of the Superintendent of State Police, together with certificate of service and with the approval of the State House Commission, shall be retired and shall thereupon receive, monthly, from said pension fund an amount equal to three-quarters of the salary received by such member at the time of his retirement, but in no case shall such pension be in excess of one-half of the amount of salary, including maintenance allowance, of such member at the time of his retirement.
State Police fund.
Retirement
Pension.
2. Any member of said Department of State Police who has heretofore received or who may hereafter receive permanent disability in the performance of his duty shall upon certificate of physician of said department or other physician designated for the purpose by the Superintendent of State Police, be retired upon a pension equal to not less than one-quarter nor more than three-quarters of his salary including maintenance allowance at the time of his retirement. Where, however, a person being a member of the Department of State Police shall desire to retire by reason of injury or
Retirement for disability.
Retirement for injury or disease.

Conditions
retirement.

Medical ex-
amination.

Pension to
widow.

Proviso.

disease, said person shall make application in writing to the Superintendent of State Police for such retirement. Said application shall be referred by said superintendent to the State House Commission, whereupon the State House Commission shall call to their assistance the aid of the surgeon or physician representing the State Police Department, and the person making the application may likewise call to his aid a regularly licensed and practicing physician or surgeon. Any member of the State House Commission is authorized to administer oaths to said physician or any other person called with respect to the matter before it, and 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 State House Commission may call a third disinterested, licensed and practicing physician or surgeon, and the determination of a majority of said three physicians, to be personally sworn in the case, shall be reduced to writing and signed by them, and the State House Commission shall consider the same in arriving at their decision.

3. The widow or children under the age of sixteen years, or sole dependent parent of any member of the Department of State Police who shall have heretofore or shall hereafter lose his life in the performance of his duty, or where death results from injury received in the performance of duty, shall receive a pension equal to one-half of the salary, including maintenance allowance, of such member at the time of his death; *provided*, that in case of a widow and children such pension shall be for the widow and the children and shall be paid to the widow, in case there are three or more children under the age of sixteen years and no widow, the said children shall receive the pension in equal shares until they attain the age of sixteen years, in the case there are two children, under the age of sixteen years and no widow, they shall be paid twenty-five dollars per month each until they attain the age of sixteen years, in the case of only one child and no widow, he or she shall be paid the sum of thirty dollars monthly

until he or she attains the age of sixteen years; *and* Proviso.
provided, further, that in case there is no widow and
 no children under the age of sixteen years then such
 pension shall be paid to the sole parent dependent upon
 the deceased member; *and providing, further*, that if Proviso.
 any widow entitled to a pension aforesaid remarries
 then such pension shall cease and shall not be paid
 to such widow or her children.

4. The fund shall be created in the following man- Sources of
fund.
 ner for the purpose of paying such pension, to wit:
 There shall be deducted from the monthly pay roll
 of each member of the Department of State Police
 two per centum of the amount of his salary and such
 amount shall be turned over to the State Treasurer
 and shall be credited by him to the account of the
 State Police Retirement and Benevolent Fund, and that
 one-eighth of the two per centum tax collected by the
 Commissioner of Banking and Insurance under section
 sixty-five of chapter 134 of the Laws of 1902, as last
 amended by chapter 208 of the Laws of 1924, from
 insurance companies of other States and foreign com-
 panies on premiums of insurance against automobile
 liability, automobile property damage, automobile col-
 lision and automobile fire and theft insurance risks
 in this State. Said amount collected by the Department
 of Banking and Insurance shall be turned over quarterly
 to the State Treasurer to be added to the State Police
 Retirement and Benevolent Fund.

5. The State House Commission shall have control Control of
fund.
 and management of said fund and of the retirement of
 members of the said department, and are hereby em-
 powered 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 State Treasurer. No money shall
 be paid out of the said fund except on a warrant of
 the Comptroller of the Treasury.

6. This act shall not in any way affect the Insurance Exception.
 Laws of 1923.

7. This act shall take effect immediately.
 Approved March 18, 1925.

CHAPTER 189.

An Act to amend an act entitled "An act in relation to individual or private bankers and subjecting them to the supervision and control of the Department of Banking and Insurance," approved March twenty-eighth, one thousand eight hundred and ninety-five.

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 is an amendment be and the same is hereby amended to read as follows:

Private bankers to comply with act.

1. No individual, association of individuals, partnership or joint stock association, shall engage in the business of banking, except under and in accordance with the provisions of this act, unless possessed of unencumbered assets of at least fifty thousand dollars, and that any such individual, association of individuals, partnership or joint stock association and the individual members thereof, who shall violate the provisions of this act and carry on the business of banking without authority, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five thousand dollars, or by imprisonment at hard labor for a term not exceeding seven years, or both.

Penalty.

Section 4
amended.

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

As to citizenship.

4. No individual or individuals shall engage in the business of banking who are not citizens of the United States, and no individual, association of individuals, partnership or joint stock association, shall engage in the business of banking within this State unless one or more of the persons so engaged shall be residents in and inhabitants of this State, and for every violation of the provisions of this section, the person or persons so offending shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be liable to a fine of

not more than one thousand dollars, and in all reports that shall be made by such individual, association of individuals, partnership or joint stock association, the full names and places of residence of each of the persons so interested shall be fully set out. Penalty.

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

5. In case it shall appear by any report made by any individual, association of individuals, partnership or joint stock association, or upon any examination made of the affairs thereof by the Commissioner of Banking and Insurance or by anyone under his direction, that the said individual, association of individuals, partnership or joint stock association is insolvent, or unable to pay his or their obligations as they severally mature, or is unable to pay his or their depositors the moneys held by him or them on deposit whenever called upon so to do, or shall suspend his or their ordinary business for want of funds to carry on the same, or shall not be possessed of unencumbered assets of at least fifty thousand dollars in excess of his or their liabilities the said Commissioner of Banking and Insurance, or any creditor of the said individual, association of individuals, partnership or joint stock association may apply by petition or bill of complaint to the Chancellor, setting forth the facts and circumstances of the case, for a writ of injunction, and if insolvent, the appointment of a receiver or receivers of the property and assets of such individual, association of individuals, partnership or joint stock association, and the Chancellor, upon being satisfied of the sufficiency of the said application and of the truth of the allegations contained in the said petition or bill of complaint, by affidavit or otherwise, and upon giving, when so ordered, such reasonable notice to be served or published as he may direct, the Chancellor may proceed in a summary way to hear the affidavits and proofs and allegations which may be offered by or on behalf of the parties, and if upon such inquiry into the matters or causes of complaint it shall be made to appear to the Chancellor that the said individual, association of individuals, partnership Proceedings in case of insolvency.

Receiver.

Hearing.

Injunction to
restrain doing
business.

or joint stock association has become insolvent, and shall not be about to resume his or their said business in short time thereafter with safety to the public and advantage to the creditors, or shall not be possessed of unencumbered assets of at least fifty thousand dollars in excess of his or their liabilities, it shall and may be lawful for the Chancellor to issue an injunction to restrain such individual, association of individuals, partnership or joint stock association from further carrying on his or their said business of banking, and if insolvent, from collecting or receiving any debts, or from paying out, selling, assigning or transferring any of the assets, moneys, funds, lands, tenements or effects belonging to him or them until the court shall otherwise order.

Section 8
amended.

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

Private bank-
ers to have
certificate of
authority.

8. No individual, association of individuals, partnership or joint stock association shall engage in the business of banking in this State unless authorized thereunto by the Commissioner of Banking and Insurance by his certificate to that effect, and such certificate shall not be made or issued by the said commissioner until after the said individual, association of individuals, partnership or joint stock association, shall have made to him the report or reports required by this act, and not until after the said Commissioner of Banking and Insurance, or some person appointed by him, shall have made an examination of the affairs and financial condition of such individual, association of individuals, partnership or joint stock association, from which it shall appear to said commissioner that he or they are then solvent and able to pay his or their debts at maturity, and are possessed of unincumbered assets of at least fifty thousand dollars in excess of his or their liabilities; *provided*, the Commissioner of Banking and Insurance may refuse to issue such certificates of authorization if in his judgment the interests of the public would be best subserved by such refusal; that no individual, association of individuals, partnership or joint stock association, not authorized under this act to do a banking business,

Proviso.

Unauthorized
bankers not
to use certain
devices.

shall make use of any office sign at the place where his or their business is transacted, having thereon any artificial or corporate name or other word or words indicating that such place or office is the place or office of a bank, nor in any manner advertise that he or they are engaged in a banking business, nor make use of or circulate any letterheads, billheads, blank notes, blank receipts, certificates, circulars or any written or printed or partly written and partly printed paper whatever, having thereon any artificial or corporate name or any other word or words indicating that his or their business is that of a bank.

5. 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 March 18, 1925.

CHAPTER 190.

An Act to amend an act entitled "An act to incorporate associations not for pecuniary profit," approved April twelfth, one thousand eight hundred and ninety-eight.

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

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

6. Any two or more associations not for pecuniary profit, formed for similar objects under this act or any other act, may combine under this act by majority vote of the managers, directors or trustees, of each of the said associations ratified by vote of the majority of the members of each association, as shall be present, or represented by proxy, to be not less than twenty-five per centum of the whole membership, at a separate meeting of each of said associations, to be called for the purpose Associations may combine.
Procedure.

of considering the question of combining as aforesaid; and ten days' notice of the time, place and object of said meeting shall be mailed to the last known post office address of each of such members; and at the said meetings of members the said agreement of such managers, directors, or trustees to combine shall be considered, and a vote of the members of each association shall be taken separately, for the adoption or rejection of the same, each member present shall be entitled to one vote, and if the votes of a majority of the members present and voting at each of the said meetings, held by the combining associations, respectively, shall be in favor of combining as aforesaid, then such combination shall be affected by certificate made and filed pursuant to the first section of this act, which certificate shall also set forth the names of the companies or associations combined and the terms of combination and the date and particulars of the approval thereof by the managers, directors or trustees and by the members, and the property of the former associations may be transferred and conveyed to the new one, subject, however, to any trusts on which it may be held; the name of any association may be changed by authority of its trustees, directors or managers and of a majority of its members, present and voting at a meeting to be held as aforesaid, by certificate made and filed in the office of the Secretary of State and county clerk setting forth the facts required in section one and in addition the former name of the company or association and the date of the approval of the change by the trustees, directors or managers and by the members; the statement of facts in such certificate of a combination or change of name shall be verified by oath; no suit by or against any company shall be affected by such combination or change of name.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 191.

An Act to amend an act entitled "An act concerning the charitable, hospital, relief, training, 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, approved April eleventh, one thousand nine hundred and nineteen.

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

1. Section three hundred and thirty-two 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 332
amended.

332. Any girl under the age of seventeen years and of the age of eight years or more, may be committed to the said home, for the same causes and by the same processes as are provided by the provisions of this act relating to the State Home for Boys.

Age for
committal to
girls' home.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 192.

An Act to repeal certain sections of an act entitled "An act relating to the construction, operation and maintenance, by the Port of New York Authority, of a certain bridge for vehicular or other traffic across the Arthur Kill between Perth Amboy on the New Jersey side and Tottenville on the New York side pursuant to the port compact or treaty dated April thirtieth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States and making an appropriation of fifty thousand dollars (\$50,000) for borings, surveys and plans," approved March eleventh, nineteen hundred and twenty-four.

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

Sections 7, 8,
9, 10, 11, 12,
13, repealed.

1. Sections seven, eight, nine, ten, eleven, twelve and thirteen of an act entitled "An act relating to the construction, operation and maintenance, by the Port of New York Authority, of a certain bridge for vehicular or other traffic across the Arthur Kill between Perth Amboy on the New Jersey side and Tottenville on the New York side, pursuant to the port compact or treaty dated April thirtieth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States and making an appropriation of fifty thousand dollars (\$50,000) for borings,

surveys and plans," approved March eleventh, nineteen hundred and twenty-four, be and the same are hereby repealed.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 193.

A Supplement to an act entitled "An act relating to the construction, operation and maintenance, by the Port of New York Authority, of a certain bridge for vehicular or other traffic across the Arthur Kill between Perth Amboy on the New Jersey side and Tottenville on the New York side pursuant to the port compact or treaty dated April thirteenth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States and making an appropriation of fifty thousand dollars (50,000) for borings, surveys and plans," approved March eleventh, one thousand nine hundred and twenty-four.

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

1. Whenever "real property" as defined in the act to which this act is a supplement is to be acquired by the Port of New York Authority, pursuant to the provisions of the act to which this act is a supplement, all proceedings for such acquisition shall be had pursuant to the provisions of an act entitled "An act to regulate

Proceedings
to acquire
"real prop-
erty."

the ascertainment and payment of compensation for property condemned or taken for public use (Revision of one thousand nine hundred)," approved March twentieth, one thousand nine hundred, and the acts amendatory thereof and supplemental thereto.

2. This act shall take effect immediately.
Approved March 18, 1925.

CHAPTER 194.

An Act to repeal certain sections of an act entitled "An act relating to the construction, operation and maintenance of a certain bridge across the Arthur Kill between Elizabeth on the New Jersey side and Howland Hook on the New York side, by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making an appropriation of fifty thousand dollars for the preliminary work necessary for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto," approved March eleventh, nineteen hundred and twenty-four.

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

Sections 7, 8,
9, 10, 11, 12,
13, repealed.

1. Sections seven, eight, nine, ten, eleven, twelve and thirteen of an act entitled "An act relating to the con-

struction, operation and maintenance of a certain bridge across the Arthur Kill between Elizabeth on the New Jersey side and Howland Hook on the New York side, by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making an appropriation of fifty thousand dollars for the preliminary work necessary for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto," approved March eleventh, one thousand nine hundred and twenty-four, be and the same are hereby repealed.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 195.

A Supplement to an act entitled "An act relating to the construction, operation and maintenance of a certain bridge across the Arthur Kill between Elizabeth on the New Jersey side and Howland Hook on the New York side, by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, one thousand nine hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making an appropriation of fifty thousand dollars for the preliminary work necessary for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto," approved March eleventh, one thousand nine hundred and twenty-four.

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

Procedure
for acquiring
"real prop-
erty."

1. Whenever "real property" as defined in the act to which this act is a supplement is to be required by the Port of New York Authority, pursuant to the provisions of the act to which this act is a supplement, all proceedings for such acquisition shall be had pursuant to the provisions of 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, and the acts amendatory thereof and supplemental thereto.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 196.

A Supplement to 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. Route number sixteen of the State Highway System as described and designated in section one of the act to which this is a supplement shall begin in the line of Route number five of said system at the intersection of South street and Park place in Morristown and extend thence along Park place, Market street and Mount Kemble avenue to the boundary line of Morristown, the present beginning point of said Route number sixteen of said system, instead of beginning as described in section one of the act to which this is a supplement.

Beginning of
route 16.

2. This act shall take effect immediately.

Approved March 19, 1925.

CHAPTER 197.

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

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

1. Any two or more corporations organized under the act to which this is a supplement, or under any special

Trust com-
panies may
merge.

act, and all having their main offices or principal places of business in the same municipality, are hereby authorized to merge one or more of such corporations into another of them as herein prescribed.

Authorization.

2. The respective boards of directors of such corporations may, by vote of two-thirds of all the members of each board, make or authorize to be made between

Agreement.

such corporations a written agreement in duplicate under their respective corporate seals for the merger of such corporations. A sworn copy of the proceedings of such meetings, made by the secretaries thereof respectively, shall be presumptive evidence of the holding and action of such meetings.

What agreement to specify.

3. Such agreement shall specify each corporation to be merged, and the corporation which is to receive into itself the merging corporation or corporations, and it shall prescribe terms and conditions of the merger and the mode of carrying it into effect. Such agreement may provide the name to be borne by the receiving corporation, and such name may be the name of any corporation which is a party to such agreement. Such agreement may name the persons who should constitute the board of directors of the receiving corporation after the merger shall have been accomplished; *provided*, that the number and qualifications of such persons shall be in accordance with the provisions of the act to which this is a supplement or any supplement thereto and amendment thereof, relating to the number and qualifications of directors of such corporations; or such agreement may provide for a meeting of the stockholders to elect a board of directors within sixty days after such merger becomes effective and may make provision for conducting the affairs of the corporation meanwhile.

Directors.

Proviso.

Submitted for approval.

4. Such merger agreement and sworn copies of the proceedings of the meetings of the respective boards of directors at which the making of such agreement was authorized shall be submitted in duplicate to the Commissioner of Banking and Insurance for his approval.

Submission to stockholders.

5. The merger agreement shall, within sixty days after notice to such corporations of its approval by the Commissioner of Banking and Insurance, be sub-

mitted to the stockholders of each of said corporations at a meeting thereof to be called upon notice of at least two weeks, specifying time, place, and object thereof, addressed to each stockholder at his last-known post-office address and deposited in the post office, postage prepaid; and if such agreement so approved by the Commissioner of Banking and Insurance, shall be approved at each of such meetings by vote or ballot of the stockholders owning at least two-thirds an amount of the stock of their respective corporations, it shall thereupon become binding upon such corporation. A sworn copy of the proceedings of such meetings, made by the secretaries thereof respectively, shall be presumptive evidence of the holding and action of such meetings.

Binding effect.

Copy as evidence of proceedings.

6. After such merger agreement shall have become binding upon the respective corporations who are parties thereto, as provided herein, one of the duplicates thereof with a copy of the written approval of the Commissioner of Banking and Insurance, and a sworn copy of the proceedings of the meeting at which such agreement was finally approved, made by the secretaries thereof respectively, shall be filed in the office of the Commissioner of Banking and Insurance, and the other duplicate of such agreement with the written approval of the Commissioner of Banking and Insurance and another sworn copy of such proceedings shall be recorded in the office of the clerk of the county in which is located the place of business of the corporations so merged; such record being made in the book provided for the record of certificates of incorporation of corporations organized under the laws of this State.

All proceedings filed in banking department.

Also, recorded in county clerk's office.

7. Upon the filing and recording the duplicates of such merger agreement together with copies of its approval by the Commissioner of Banking and Insurance as herein prescribed, the merger agreement shall take effect according to its terms, and the merger shall thereupon take place as provided in the agreement.

When merger effective.

8. Upon merger of any corporation into another as herein provided

Effect of merger.

(1) Its corporate existence shall be merged into that of such other corporation; and all and singular its rights, privileges and franchises, and its right, title and interest in and to all property of whatsoever kind, whether real, personal or mixed, and things in action, and every right, privilege, interest or assets of conceivable value or benefit then existing which would inure to it under an unmerged existence, shall be deemed fully and finally, and without any right of reversion, transferred to and vested in the corporation into which it shall have merged, without further act or deed, and such last-mentioned corporation shall have and hold the same in its own right as fully as the same was possessed and held by the merged corporation from which it was, by operation of the provisions hereof, transferred.

Rights un-
impaired.

(2) Its rights, obligations and relations to any person, creditor, depositor, trustee or beneficiary of any trust, shall remain unimpaired, and the corporation into which it shall have been merged shall, by such merger, succeed to all such relations, obligations, trusts and liabilities, and shall execute and perform all such trusts, in the same manner as though it had itself assumed the relation or trust, or incurred the obligation or liability; and its liabilities and obligations to creditors existing for any cause whatsoever shall not be impaired by such merger; nor shall any obligation or liability of any stockholder in any corporation which is a party to such merger be affected by any such merger, but such obligations and liabilities shall continue as fully and to the same extent as existed before such merger.

Performance
of trusts.

Liabilities
ensured.

Obligations
continue.

Judicial
proceedings
prosecuted.

(3) A pending action or other judicial proceeding to which any corporation that shall be so merged is a party shall not be deemed to have abated or to have discontinued by reason of the merger, but may be prosecuted to final judgment, order or decree in the same manner as if the merger had not been made; or the corporation into which such other corporation shall have been merged may be substituted as a party to such action or proceeding, and any judgment, order or decree may be rendered for or against it that might

Substituted
party to action.

have been rendered for or against such other corporation if the merger had not occurred.

9. The corporation into which the other corporation or corporations shall have been merged as herein provided, with the written approval of the Commissioner of Banking and Insurance, may continue to conduct business at the location or locations of the office or offices heretofore established by the merged corporations and under such office designations as the Commissioner of Banking and Insurance may approve; *provided*, the paid in capital of the corporation into which such corporation or corporations shall have been merged shall be at least one hundred thousand dollars for each office thereafter to be maintained by it; *and provided, further*, that such continuing corporation shall maintain but one office within the corporate limits of a municipality where the population by the last decennial census is less than twenty-five thousand; not more than two offices where such population by said census is more than twenty-five thousand and not more than fifty thousand; not more than three offices where such population by said census is more than fifty thousand and not more than one hundred thousand and where such population is more than one hundred thousand only such number of offices as the Commissioner of Banking and Insurance may approve; *and provided, further*, that the Commissioner of Banking and Insurance shall not approve the maintenance of more offices by the continuing corporation than the corporation into which the other corporation or corporations shall be merged was authorized to maintain prior to the date of the merger agreement, unless at the time of such approval National Banking Associations organized under the laws of the United States and located in New Jersey shall by an act of Congress be enabled to originally establish branch offices or agencies for the transaction of their business in this State.

Conducting
business.

Proviso.

Proviso.

Proviso.

10. The corporation into which the other corporation or corporations shall have been merged as provided in this article, may require the return of the original certificate or certificates held by each stockholder in such corporation or corporations and may issue in lieu

Issuing new
certificates of
stock.

thereof new certificates for such number of its own shares as such stockholder may be entitled to receive under the merger agreement.

Dissenting
stockholder
may demand
payment.

Appraisal of
stock.

Appraisers.

Meeting and
estimating
value.

Effect of
purchasing
stock.

11. Any stockholder not voting in favor of such agreement of merger at the meeting prescribed herein, may at such meeting or within twenty days thereafter object to the merger and demand payment for his shares of stock. If the merger takes effect at any time after such demand, such stockholder may, at any time within sixty days thereafter, apply to any justice of the Supreme Court for the appointment of three persons to appraise the value of his stock. The justice of the Supreme Court shall thereupon appoint such appraisers and designate the time and place of their first meeting, with such directions in regard to their proceedings as shall be deemed proper, and shall also direct the time and manner in which payment shall be made of the value of such stock, to such stockholder and cancellation of his stock. The justice of the Supreme Court may fill any vacancies in the board of appraisers. The appraisers shall meet at the time and place designated, and after being duly sworn to discharge their duties honestly and faithfully, they shall make and certify a written estimate of the value of such stock at the time of the appraisal, and shall deliver one copy to the corporation and another to such stockholder if demanded. The charges and expenses of the appraisers shall be fixed by the justice of the Supreme Court and paid by the corporation.

When the corporation shall have paid the appraised value of such stock, such stock shall be cancelled and such stockholder shall cease to be a member of said corporation or to have any interest in such stock or in the corporate property, and such stock may be held and must be disposed of by the corporation for its own benefit, within three months after such merger takes effect.

12. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 198.

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

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

1. Any two or more corporations organized under the act to which this is a supplement, or under any special act, and all having their main offices or principal places of business in the same municipality, are hereby authorized to merge one or more of such corporations into another of them as herein provided. Banks may merge.

2. The respective boards of directors of such corporations may, by vote of two-thirds of all the members of each board make or authorize to be made between such corporations a written agreement in duplicate under their respective corporate seals for the merger of such corporations. A sworn copy of the proceedings of such meetings, made by the cashiers thereof, respectively, shall be presumptive evidence of the holding and action of such meetings. Authorization. Agreement.

3. Such agreement shall specify each corporation to be merged, and the corporation which is to receive into itself the merging corporation or corporations, and it shall prescribe terms and conditions of the merger and the mode of carrying it into effect. Such agreement may provide the name to be borne by the receiving corporation, and such name may be the name of any corporation which is a party to such agreement. Such agreement may name the persons who should constitute the board of directors of the receiving corporation after the merger shall have been accomplished; *provided*, that the number and qualifications of such persons shall be in accordance with the provisions of the act to which this is a supplement or any supplement thereto and amendment thereof, relating to the number and qualifi- What agreement to specify. Directors. Provide.

cations of directors of such corporations; or such agreement may provide for a meeting of the stockholders to elect a board of directors within sixty days after such merger becomes effective and may make provision for conducting the affairs of the corporation meanwhile.

Submitted for approval.

4. Such merger agreement and sworn copies of the proceedings of the meetings of the respective boards of directors at which the making of such agreement was authorized shall be submitted in duplicate to the Commissioner of Banking and Insurance for his approval.

Submission to stockholders.

5. The merger agreement shall, within sixty days after notice to such corporations of its approval by the Commissioner of Banking and Insurance, be submitted to the stockholders of each of said corporations at a meeting thereof to be called upon notice of at least two weeks, specifying time, place, and object thereof, addressed to each stockholder at his last-known post-office address and deposited in the post office, postage

Binding effect.

prepaid; and if such agreement so approved by the Commissioner of Banking and Insurance, shall be approved at each of such meetings by vote or ballot of the stockholders owning at least two-thirds an amount of the stock of their respective corporations, it shall thereupon become binding upon such corporation. A sworn copy of the proceedings of such meetings, made by the cashiers thereof respectively, shall be presumptive evidence of the holding and action of such meetings.

Copy as evidence of proceedings.

All proceedings filed in banking department.

6. After such merger agreement shall have become binding upon the respective corporations who are parties thereto, as provided herein, one of the duplicates thereof with a copy of the written approval of the Commissioner of Banking and Insurance, and a sworn copy of the proceedings of the meeting at which such agreement was finally approved, made by the secretaries thereof respectively, shall be filed in the office of the Commissioner of Banking and Insurance, and the other duplicate of such agreement with the written approval of the Commissioner of Banking and Insurance and another sworn copy of such proceedings shall be recorded in the office of the clerk of the county in which is located the place of business of the corporations so merged; such record being made in the book provided

Recorded in county clerk's office.

for the record of certificates of incorporation of corporations organized under the laws of this State.

7. Upon the filing and recording the duplicates of such merger agreement together with copies of its approval by the Commissioner of Banking and Insurance as herein prescribed, the merger agreement shall take effect according to its terms, and the merger shall thereupon take place as provided in the agreement.

When merger effective.

8. Upon merger of any corporation into another as herein provided.

(1) Its corporate existence shall be merged into that of such other corporation; and all and singular its rights, privileges and franchises, and its right, title and interest in and to all property whatsoever kind, whether real, personal or mixed, and things in action, and every right, privilege, interest or asset of conceivable value or benefit then existing which would inure to it under an unmerged existence, shall be deemed fully and finally, and without any right of reversion, transferred to and vested in the corporation into which it shall have been merged, without further act or deed, and such last-mentioned corporation shall have and hold the same in its own right as fully as the same was possessed and held by the merged corporation from which it was, by operation of the provisions hereof, transferred.

Effect of merger.

(2) Its rights, obligations and relations to any person, creditor, depositor, trustee or beneficiary of any trust, shall remain unimpaired, and the corporation into which it shall have been merged shall, by such merger, succeed to all such relations, obligations, trusts and liabilities, and shall execute and perform all such trusts, in the same manner as though it had itself assumed the relation or trust, or incurred the obligation or liability; and its liabilities and obligations to creditors existing for any cause whatsoever shall not be impaired by such merger; nor shall any obligation or liability of any stockholder in any corporation which is a party to such merger be affected by any such merger, but such obligations and liabilities shall continue as fully and to the same extent as existed before such merger.

Rights unimpaired.

Performance of trusts.

Liabilities ensured.

Obligations continue.

Judicial
proceedings
prosecuted.

(3) A pending action or other judicial proceeding to which any corporation that shall be so merged is a party shall not be deemed to have abated or to have discontinued by reason of the merger, but may be prosecuted to final judgment, order or decree in the same manner as if the merger had not been made; or the corporation into which such other corporation shall have been merged may be substituted as a party to such action or proceeding, and any judgment, order or decree may be rendered for or against it that might have been rendered for or against such other corporation if the merger had not occurred.

Substituted
party to ac-
tion.

Conducting
business.

9. The corporation into which the other corporation or corporations shall have been merged as herein provided, with the written approval of the Commissioner of Banking and Insurance, may continue to conduct business at the location or locations of the office or offices heretofore established by the merged corporations and under such office designation as the Commissioner of Banking and Insurance may approve; *provided*, the paid in capital of the corporation into which such corporation or corporations shall have been merged shall be at least fifty thousand dollars for each office thereafter to be maintained by it; *and provided, further*, that such continuing corporation shall maintain but one office within the corporate limits of a municipality where the population by the last decennial census is less than twenty-five thousand; not more than two offices where such population by said census is more than twenty-five thousand and not more than fifty thousand; not more than three offices where such population by said census is more than fifty thousand and not more than one hundred thousand and where such population is more than one hundred thousand only such number of offices as the Commissioner of Banking and Insurance may approve; *and provided, further*, that the Commissioner of Banking and Insurance shall not approve the maintenance of more offices by the continuing corporation than the corporation into which the other corporation or corporations shall be merged was authorized to maintain prior to the date of the merger agreement, unless at the time of such approval National Banking

Proviso.

Proviso.

Proviso.

Associations organized under the laws of the United States and located in New Jersey shall by an act of Congress be enabled to originally establish branch offices or agencies for the transaction of their business in this State.

10. The corporation into which the other corporation or corporations shall have been merged as provided in this article, may require the return of the original certificate or certificates held by each stockholder in such corporation or corporations and may issue in lieu thereof new certificates for such number of its own shares as such stockholder may be entitled to receive under the merger agreement.

Issuing new
certificates
of stock.

11. Any stockholder not voting in favor of such agreement of merger at the meeting prescribed herein, may at such meeting or within twenty days thereafter object to the merger and demand payment for his shares of stock. If the merger takes effect at any time after such demand, such stockholder may, at any time within sixty days thereafter, apply to any justice of the Supreme Court for the appointment of three persons to appraise the value of his stock. The justice of the Supreme Court shall thereupon appoint such appraisers and designate the time and place of their first meeting, with such directions in regard to their proceedings as shall be deemed proper, and shall also direct the time and manner in which payment shall be made of the value of such stock, to such stockholder and cancellation of his stock. The justice of the Supreme Court may fill any vacancies in the board of appraisers. The appraisers shall meet at the time and place designated, and after being duly sworn to discharge their duties honestly and faithfully, they shall make and certify a written estimate of the value of such stock at the time of the appraisal, and shall deliver one copy to the corporation and another to such stockholder if demanded. The charges and expenses of the appraisers shall be fixed by the justice of the Supreme Court and paid by the corporation.

Dissenting
stockholders.

Appraisal of
stock.

Appraisers.

Estimating
value.

When the corporation shall have paid the appraised value of such stock, such stock shall be canceled and such stockholder shall cease to be a member of said

Effect of sell-
ing stock.

New Jersey State Library

corporation or to have any interest in such stock or in the corporate property, and such stock may be held and must be disposed of by the corporation for its own benefit, within three months after such merger takes effect.

12. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 199.

An Act to amend an act entitled "A supplement to 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 supplement was approved June second, one thousand nine hundred and five.

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

Section 1
amended.

Mutual agri-
cultural insur-
ance com-
panies.

Purposes.

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

1. It shall be lawful for twenty-five or more persons engaged in agricultural pursuits to become a corporation upon the mutual plan, for the purpose of making insurance against loss or damage to automobiles or motor vehicles of any description, or to wagons or vehicles propelled by a horse, horses or teams of any description, resulting from collision with moving or stationary objects, or against loss by legal liability for damage to persons or property resulting from collision of automobiles or motor vehicles of any description, or of wagons or vehicles propelled by a horse, horses or teams of any description with moving or stationary objects, and against loss or damage resulting from any accident to or injury suffered by any person, which may lawfully be subject of insurance, for which loss or damage the insured is liable.

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

Section 2
amended.

2. Any company so formed shall not be required to make any deposit with the Commissioner of Banking and Insurance, and shall be entitled to commence business when bona fide engagements by not less than one hundred persons shall have been entered into for insurance with said company, the premium notes on which shall amount to ten thousand dollars.

Requirements
to commence
business.

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

Section 3
amended.

3. When satisfied that such company has complied with all the requirements of this act to entitle it to engage in business, the Commissioner of Banking and Insurance shall issue to said company a certificate setting forth that fact, and authorizing it to commence business, specifying in said certificate the particular kind or kinds of insurance it is authorized to transact; *provided, however*, no such company shall insure or renew the insurance of any person not engaged in agricultural pursuits.

Certificate
as to nature
of business.

Proviso.

4. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 200.

An Act to extend the territorial boundaries of the city of Gloucester, in the county of Camden, by the annexation of a portion of the township of Centre in said county.

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

1. All that portion or tract of land, situate, lying and being in the township of Centre, bounded and described as follows, to wit:

Boundaries
of portion of
Centre town-
ship annexed
to city of
Gloucester.

Beginning at a point in the centre of the Woodbury to Haddonfield road (Ye Kings Highway) and the middle of the bridge over Little Timber creek, corner to the borough of Brooklawn; thence (1) along the centre line of said road in a northeasterly direction to the line between Halyburton Realty Co., and P. A. Stewart Co.; thence (2) along same in a northeasterly direction to the centre of Market street; thence (3) in a southeasterly direction to a point in the centre of Market street, corner to the Halyburton Realty Co., and P. A. Stewart Co.; thence (4) along same in a northerly direction to the centre of the south branch of Newton creek; thence (5) along same in a northwesterly direction, the several courses and distances thereof to the Gloucester city line; thence (6) along same in a southwesterly direction to the center of Market street; thence (7) along same in a northeasterly direction to the corner of the Cedar Grove Cemetery; thence (8) along same to the Riverview Heights line; thence (9) along same in a southerly direction to the centre of Little Timber creek; thence (10) along same in a southeasterly direction, the several courses and distances thereof to the place of beginning, be separated and set off from the said township of Centre and annexed to the said city of Gloucester, so that the same shall be hereafter a part of land within the territorial limits of the said city of Gloucester in the county of Camden.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 201.

An Act to prohibit fishing with nets, trawl or set lines in the waters of Manahawkin bay, Little Egg Harbor bay and Great bay, in Ocean, Burlington and Atlantic counties.

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

1. Hereafter it shall be unlawful for any person or persons whomsoever, to draw, set or in any other manner use any seine, net, trawl or set line or any device in nature thereof, excepting gill nets thirty fathoms long of at least three and one-quarter inch mesh and fikes with fifteen feet wings of at least three-inch mesh from the first day of October to the first day of June in each year, for the purpose of catching fish or otherwise, in the waters of Manahawkin bay, Little Egg Harbor bay and Great bay, in the counties of Ocean, Burlington and Atlantic, between the State highway bridge across Manahawkin bay on the north and the southerly line of Brigantine inlet extended, on the south. Certain fishing prohibited.

2. Any person or persons violating any of the provisions of this act shall be liable to a penalty of two hundred dollars for each and every offense, to be recovered in accordance with the provisions of an act entitled "An act to approve uniform procedure for the enforcement of laws relating to fish, game and birds, and for the recovery of penalties for violation thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the supplements thereto and acts amendatory thereof. Penalty.

3. This act shall take effect immediately.
Approved March 18, 1925.

CHAPTER 202.

An Act requiring any defendant, in an action in the Court of Chancery, for the foreclosure of a certificate of sale, issued by any political subdivision, for non-payment of taxes or other municipal lien, to plead any defense that may exist against the validity of such lien.

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

Presumption
of validity.

1. In any proceeding hereafter instituted in the Court of Chancery to foreclose the right of any defendant therein named to redeem lands from the lien of a certificate of sale thereof issued for nonpayment of taxes or other municipal lien, the validity of the tax or other municipal lien for which sale was made and certificate issued, and the validity of the proceedings to sell such lands shall be conclusively presumed unless a defendant in such suit shall by answer set up as a defense thereto the invalidity of such tax or other municipal lien or the invalidity of the proceedings to sell or the invalidity of such sale.

Defense.

Filing answer
acts as stay.

2. The filing of such answer shall stay the proceedings in the Court of Chancery for the period of four months from the date of such filing, and if a writ of certiorari be allowed to review the legality of such tax or other municipal lien, or the legality of the proceedings to sell, or the legality of such sale, such proceedings shall be stayed until such writ shall have been discharged. Should such defendant fail to obtain such writ of certiorari for the purpose or purposes above mentioned within four months of the filing of such answer, the court shall strike out such part of the answer as denies the validity of the tax, or the legality of the proceedings to sell, or the legality of the sale, and shall proceed as if no such defense had been interposed.

Striking out
answer.

Allowance
of writ of
certiorari.

3. No writ of certiorari shall be allowed in any case where proceedings shall hereafter be instituted in the Court of Chancery to foreclose the right of redemp-

tion of any owner, mortgagee or other person having an interest in the lands, after the time in which to plead shall have expired, or after the expiration of four months from the filing of an answer denying the validity of the tax or other municipal lien for which such lands were sold and certificate issued, or denying the legality of the proceedings to sell such lands or denying the legality of such sale if such answer be filed.

4. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 203.

An Act permitting and regulating the merging of banks and trust companies.

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

1. Any one or more banks organized under "An act concerning banks and banking (Revision, 1899)," approved March twenty-fourth, one thousand eight hundred and ninety-nine, or under any special act, and one or more trust companies organized under "An act concerning trust companies (Revision, 1899)," approved March twenty-fourth, one thousand eight hundred and ninety-nine, or under any special act, and all having their main offices or principal places of business in the same city, town, township or village, are hereby authorized to merge one or more of such corporations into another of them as herein provided.

Banks and trust companies may merge.

2. The respective boards of directors of such corporations may, by vote of two-thirds of all the members of each board, make or authorize to be made between such corporations a written agreement in duplicate under their respective corporate seals for the merger of such corporations. A sworn copy of the proceedings of such meetings, made by the cashiers or secretaries thereof re-

Agreement.

	spectively, shall be presumptive evidence of the holding and action of such meetings.
Specifications.	3. Such agreement shall specify each corporation to be merged, and the corporation which is to receive into itself the merging corporation or corporations, and it shall prescribe terms and conditions of the merger and the mode of carrying it into effect. Such agreement
Name.	may provide the name to be borne by the receiving corporation, and such name may be the name of any corporation which is a party to such agreement; <i>provided</i> , such name complies with the provisions of the law under
Proviso.	which said continuing corporation is organized. Such agreement may name the persons who should constitute the board of directors of the receiving corporation after the merger shall have been accomplished, provided that the number and qualifications of such persons shall be in accordance with the provisions of the act under which such continuing corporation is organized and any supplement thereto and amendment thereof, relating to the number and qualifications of directors of such corporations; or such agreement may provide for a meeting of the stockholders to elect a board of directors within sixty days after such merger becomes effective and may make provisions for conducting the affairs of the corporation meanwhile.
Directors.	
Copies submitted to Commissioner of Banking.	4. Such merger agreement and sworn copies of the proceedings of the meetings of the respective boards of directors at which the making of such agreement was authorized shall be submitted in duplicate to the Commissioner of Banking and Insurance for his approval.
Submission to stockholders.	5. The merger agreement shall within sixty days after notice to such corporations of its approval by the Commissioner of Banking and Insurance be submitted to the stockholders of each of said corporations at a meeting thereof to be called upon notice of at least two weeks, specifying time, place, and object thereof, addressed to each stockholder at his last known post office address and deposited in the post office, postage prepaid; and if such agreement so approved by the Commissioner of Banking and Insurance, shall be approved at each of such meetings by vote or ballot of the stockholders owning at least two-thirds in amount of the stock of their re-
Meeting called.	
When approval binding.	

spective corporations, it shall thereupon become binding upon such corporation. A sworn copy of the proceedings of such meetings, made by the cashiers or secretaries thereof respectively, shall be presumptive evidence of the holding and action of such meetings.

6. After such merger agreement shall have become binding upon the respective corporations who are parties thereto, as provided herein, one of the duplicates thereof with a copy of the written approval of the Commissioner of Banking and Insurance, and a sworn copy of the proceedings of the meeting at which such agreement was finally approved, made by the cashiers or secretaries thereof respectively, shall be filed in the office of the Commissioner of Banking and Insurance, and the other duplicate of such agreement with the written approval of the Commissioner of Banking and Insurance and another sworn copy of such proceedings shall be recorded in the office of the clerk of the county in which is located the place of business of the corporations so merged; such record being made in the book provided for the record of certificates of incorporation of corporations organized under the laws of this State.

Copies filed
in Banking
Department.

Recorded in
county clerk's
office.

7. Upon the filing and recording the duplicates of such merger agreement together with copies of its approval by the Commissioner of Banking and Insurance as herein prescribed, the merger agreement shall take effect according to its terms, and the merger shall thereupon take place as provided in the agreement.

When merger
in effect.

8. Upon merger of any corporation into another as herein provided.

(1) Its corporate existence shall be merged into that of such other corporation; and all and singular its rights, privileges and franchises, and its right, title and interest in and to all property whatsoever kind, whether real, personal or mixed, and things in action, and every right, privilege, interest or asset of conceivable value or benefit then existing which would inure to it under an unmerged existence, shall be deemed fully and finally, and without any right of reversion, transferred to and vested in the corporation into which it shall have been merged, without further act or deed, and such last-mentioned corporation shall

Corporate
existence and
rights trans-
ferred to new
corporation.

have and hold the same in its own right as fully as the same was possessed and held by the merged corporation from which it was, by operation of the provisions hereof, transferred.

Individual
rights not
affected.

(2) Its rights, obligations and relations to any person, creditor, depositor, trustee or beneficiary of any trust, shall remain unimpaired, and the corporation into which it shall have been merged shall by such merger succeed to all such relations, obligations, trusts and liabilities, and shall execute and perform all such trusts, in the same manner as though it had itself assumed the relation or trust, or incurred the obligation or liability, and its liabilities and obligations to creditors existing for any cause whatsoever shall not be impaired by such merger; nor shall any obligation or liability of any stockholder in any corporation which is a party to such merger be affected by any such merger, but such obligations and liabilities shall continue as fully and to the same extent as existed before such merger.

All obligations
continue.

Proceedings
pending not
abated.

(3) A pending action or other judicial proceeding to which any corporation that shall be so merged is a party shall not be deemed to have abated or to have discontinued by reason of the merger, but may be prosecuted to final judgment, order or decree in the same manner as if the merger had not been made; or the corporation into which such other corporation shall have been merged may be substituted as a party to such action or proceeding, and any judgment, order or decree may be rendered for or against it that might have been rendered for or against such other corporation if the merger had not occurred.

Where busi-
ness located.

9. The corporation into which the other corporation or corporations shall have been merged as herein provided, with the written approval of the Commissioner of Banking and Insurance, may continue to conduct business at the location or locations of the office or offices heretofore established by the merged corporations and under such office designations as the Commissioner of Banking and Insurance may approve; *provided*, the paid in capital of the corporation into which such corporation or corporations shall have been

Proviso.

merged shall, if it be a bank, be at least fifty thousand dollars, and if it be a trust company, at least one hundred thousand dollars, for each office thereafter to be maintained by it; *and provided, further*, that such continuing corporation shall maintain but one office within the corporate limits of a city, town, township or village, where the population by the last decennial census is less than twenty-five thousand; not more than two offices where such population by said census is more than twenty-five thousand and not more than fifty thousand; not more than three offices where such population by said census is more than fifty thousand and not more than one hundred thousand and where such population is more than one hundred thousand only such number of offices as the Commissioner of Banking and Insurance may approve; *and provided, further*, that the Commissioner of Banking and Insurance shall not approve the maintenance of more offices by the continuing corporation than the corporation into which the other corporation or corporation shall be merged was authorized to maintain prior to the date of the merger agreement, unless at the time of such approval National Banking Associations organized under the laws of the United States and located in New Jersey shall by an act of Congress be enabled to originally establish branch offices or agencies for the transaction of their business in this State.

Proviso.

Proviso.

10. The corporation into which the other corporation or corporations shall have been merged as provided in this article, may require the return of the original certificate or certificates held by each stockholder in such corporation or corporations and may issue in lieu thereof new certificates for such number of its own shares as such stockholder may be entitled to receive under the merger agreement.

Issuance of new stock certificates.

11. Any stockholder not voting in favor of such agreement of merger at the meeting prescribed herein, may at such meeting or within twenty days thereafter object to the merger and demand payment for his shares of stock. If the merger takes effect at any time after such demand, such stockholder may, at any time within sixty days thereafter, apply to any justice

As to dissenting stockholders.

of the Supreme Court for the appointment of three persons to appraise the value of his stock. The justice of the Supreme Court shall thereupon appoint such appraisers and designate the time and place of their first meeting, with such directions in regard to their proceedings as shall be deemed proper, and shall also direct the time and manner in which payment shall be made of the value of such stock, to such stockholder and cancellation of his stock. The justice of the Supreme Court may fill any vacancies in the board of appraisers. The appraisers shall meet at the time and place designated, and after being duly sworn to discharge their duties honestly and faithfully, they shall make and certify a written estimate of the value of such stock at the time of the appraisal, and shall deliver one copy to the corporation and another to such stockholder if demanded. The charges and expenses of the appraisers shall be fixed by the justice of the Supreme Court and paid by the corporation.

When the corporation shall have paid the appraised value of such stock, such stock shall be canceled and such stockholder shall cease to be a member of said corporation or to have any interest in such stock or in the corporate property, and such stock may be held and must be disposed of by the corporation for its own benefit, within three months after such merger takes effect.

12. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 204.

An Act placing the employees of the office of the State Treasurer engaged in the work of administering the Teachers' Retirement Fund-Pension and Annuity Fund, under the supervision of the Civil Service Commission.

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

1. The employees of the office of the State Treasurer engaged in the work of administering the Teachers' Retirement Fund-Pension and Annuity Fund hereafter employed, shall be appointed, transferred, reinstated, promoted, reduced or dismissed in such work in the office of the State Treasurer in the manner provided by 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 duties," approved April tenth, one thousand nine hundred and eight, together with the supplements and amendments thereto.

Clerks in
Treasurer's
office working
on Teachers'
Pension Fund
under Civil
Service.

3. All the employees of the office of the State Treasurer, employed in the work of administering the Teachers' Retirement Fund-Pension and Annuity Fund who shall have been so employed at least one year immediately prior to the taking effect of this act shall continue to hold their employment and shall not be removed therefrom, except in accordance with the act referred to in the first section of this act.

Permanency
of positions.

3. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 205.

An Act to amend an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water-supply districts in the State of New Jersey to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting, and expenditures of the moneys necessary therefor," 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 7
amended.

1. That section seven of an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water supply districts in the State of New Jersey, to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting and expenditures of the moneys necessary

therefor," approved March sixteenth, one thousand nine hundred and sixteen, be amended to read as follows:

7. Upon said hearing any municipality appearing may signify its desire to acquire such existing water supply or to obtain such new or additional water supply, and its willingness to join with other municipalities to that end, and to bear its share of the preliminary expenses, and shall at the same time state the quantity of water which it desires.

Other municipalities may join.

2. That section eight of said act be amended to read as follows:

Section 8 amended.

8. The said district water supply commission shall thereupon proceed to formulate plans for obtaining a water supply or a new or additional water supply for said municipality and any other municipalities that may desire water from such joint water supply, as provided for herein, and to estimate the cost thereof, and the annual cost of operating the same, and the probable share of said cost which each of such municipalities will be called upon to pay for its share of water supply and plant used in common with other municipalities, and the cost of any distribution system, water supply or plant acquired or constructed for its individual use, and to report the said plans to the said municipalities, together with a form of contract, providing for the raising and payment of the necessary funds to meet such cost of acquisition and operation.

Plans, estimates, annual cost, etc.

3. That section nine of said act be amended to read as follows:

Section 9 amended.

9. With the submissal of its preliminary report and form of contract to the municipalities interested, the commission shall notify said municipalities of a time, which shall be not less than thirty days from the delivery of said notice at the office of the clerk of said respective municipalities, within which such municipalities shall respectively, through the board or body having charge of its water supply, submit suggested modifications to such form of contract, or signify their acceptance thereof, or their intention to withdraw from further participation in the proposed development or acquisition.

Hearing on preliminary report.

Extension
of time.

Nothing herein contained shall be construed to prevent said commission from extending the time, within which municipal action hereinbefore or hereinafter required to be taken, beyond the date fixed by the commission in any such notice.

Section 10
amended.

4. That section ten of said act be amended to read as follows:

Redrafting
contract.

10. If, by reason of such suggested modifications, or if, by reason of the failure of any municipal to signify its acceptance of said contract, or by reason of the withdrawal of any municipality from further participation, it shall become necessary to redraft said contract, the commission shall proceed so to do and shall submit said redrafted contract to the municipalities remaining, notifying the said municipalities of a time, which shall not be less than fifteen days from the delivery of said notice at the office of the clerk of said respective municipalities, within which they shall signify their acceptance of said modified contract. Such process shall be continued by the resubmission of modified contracts for the consideration of which not less than fifteen days, as hereinabove provided, shall be allowed, until a form of contract has been agreed upon by the said commission and one or more municipalities.

Resubmission.

Ordinances
to carry out
contract.

When said final form of contract shall have been accepted by all of the municipalities parties thereto, it shall be the duties of said municipalities respectively forthwith to introduce the proper ordinances or resolutions necessary to appropriate the moneys required to carry out the said contract and to authorize the execution thereof and to take final action thereon as soon as they lawfully may and, if any of the said municipalities shall fail so to make said appropriations and to authorize the execution of said contract, the commission may, in its discretion, either take appropriate action to bring about the making of such appropriation and the execution of said contract by said municipality, or it may consider the project to have been abandoned by the municipality so failing, and redraft said contract and submit the contract so redrafted to the remaining municipalities for action upon it by said remaining municipalities, as

Action by
commission
if any munici-
pality fails
to act.

hereinabove provided in the case of the submission of modifications of the contract originally submitted.

5. That section eleven of said act be amended to read as follows:

Section 11
amended.

11. When said contract or contracts are executed as herein provided, the said district water supply commission shall forthwith proceed to carry out the same. For such purpose the said commission shall have the power, and be authorized in its own corporate name, but at the expense of the contracting municipalities as herein provided, to acquire by purchase or condemnation any part or all of the water plant, water rights, easements, distribution system or other property of any existing private corporation or of any water company, including any contracts which the said corporation or water company may have with any municipal or other corporation for the supply of water, and to carry out said contracts. Said commission shall have the power to acquire, by purchase or condemnation, lands, easements, rights of way, water rights and all other property and rights that may be needful for the construction of any reservoir or the obtaining of any water supply, or the laying of any pipes or mains, or the doing of any work, that may be necessary for the acquisition, construction or operation of such water supply. It shall have the power to construct or cause to be constructed such reservoirs, pipe lines, mains, pumping or filtration plant, standpipes, tunnels, buildings or other structures, machinery and appliances as may be necessary for the purposes of this act, and to employ all employees and to purchase all materials that may be necessary for said purpose, and all other powers necessary or proper to provide all of the contracting municipalities in said water supply district with a sufficient water supply, including the right to contract with any municipal or other corporation or person, or other district water supply commission for the purchase, sale or exchange of any water, lands or other property, but nothing in this act shall be construed to permit the said commission or any municipality to enter into any new contracts for the sale or delivery of water to any corporation, firm or person, for use within the limits of any other municipality without the written approval and

Acquiral of
water rights,
etc.

Acquire lands,
etc.

Construct
water system.

Help and
materials.

Exchange of
lands and
water rights.

consent of such other municipality. It shall also have the power to arrange the exchange of lands and of water rights and water in any watershed in said district between any of the municipalities of the said water supply district by contract with the municipalities interested.

Section 12
amended.

6. That section twelve of said act be amended to read as follows:

Right to con-
struct pipe
lines along
streets, roads,
etc.

12. The said commission shall have full power to construct water mains or pipe lines for the purposes provided for in this act along, under and over any water course, or under or over or along or across any street, turnpike, road, railroad, highway or other way, or public park or grounds, and in or upon private or public land under water, in such way and manner, however, as not unnecessarily to obstruct or impede travel or navigation, and may enter upon and dig up any street, highway or private or public land, for the purpose of constructing said work and appurtenances and for repairing and maintaining the same, and in a general way to do all other acts and things necessary, convenient and proper in connection with the acquisition, construction or operation and maintaining of the said water supply. If any highway or public or private land is dug up and disturbed pursuant to the provisions of this act, the same shall be restored to its former condition as nearly as may be. The district commission shall have power to alter or change the grade of any highway or public street, or relocate such highway or street where necessary for the purpose of constructing any reservoirs to be built in accordance with contracts authorized to be made by this act; and if it shall become necessary to change the location or gradient of any canal or railroad, or the appurtenances thereof, the corporation owning or operating such canal or railroad shall be required to relocate or change the same as far as needful and to acquire the property necessary for such change and, if possible, to agree with said district commission upon the details of such change, the cost thereof to be paid by the said commission as a part of the expense of such reservoir construction. And if said corporation is unable to agree with the owner of any land, property or right required to be taken by it in order to make such change, then said commission is

Restore land
dug.

Grades.

As to canals
and railroads.

In case of
disagreement.

hereby authorized and shall, for the benefit of said corporation, by condemnation or otherwise, acquire the same; *provided*, such acquirement shall not impair the operation of said railroad or canal. **Proviso.**

7. 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 March 18, 1925.

CHAPTER 206.

A Supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty.

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

1. Article XXIII of an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, is hereby supplemented as follows: **Art. XXIII supplemented.**

In all municipalities having a population in excess of fifteen thousand inhabitants, located in counties of the first class, the registry books and registry list and the signature copy books used in any primary election shall be returned to the county board of elections not later than the Tuesday following the said primary election. In all other municipalities the registry books, registry list and signature copy books, as the case may be, shall be returned to the county clerks of the counties, within which such municipalities are located, not later than the Tuesday following the primary election. **Care of election books between primary and third registry days.**

The said county boards of election and the said county clerks shall at least seven days before the third registry day return the registry books, registry list and signature copy books, as the case may be, to the respective boards of registry and election. **Return to district boards.**

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 March 18, 1925.

CHAPTER 207.

An Act to amend an act entitled "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, which said supplement was approved March eleventh, one thousand nine hundred and twenty-four.

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 the same shall read as follows:

Carrying concealed weapons on person or in vehicle a misdemeanor.

1. Any person who shall carry any revolver, pistol or other firearm, or other instrument of the kinds known as a blackjack, slungshot, billy, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, stiletto, bomb or other high explosive, other than fixed ammunition, concealed in or about his clothes or person, or in any automobile, carriage, motor cycle, or other vehicle, shall be guilty of a misdemeanor; *provided, however*, that nothing in this act contained shall be construed in any way to apply to the sheriff, or the undersheriffs of any county, nor to the regularly employed members of any uniformed police department in any municipality of this State, nor to any prosecutor or assistant prosecutor of any county, jailer, regular fish and game wardens, constable, railway police, canal police, and steamboat police and prosecutor's detectives; nor to any member of the State Police, nor to any motor vehicle inspector; nor to any officer of the so-

Exceptions to act.

ciety for the prevention of cruelty to animals; nor to duly authorized military organizations when under orders, nor to members thereof when going to or from places of meeting of their respective organizations, carrying the weapons prescribed for such drill, exercise or parade; *and provided, further*, nothing in this act contained shall be construed to apply to any person having a written permit to carry any revolver, pistol or other firearm, when such permit has been obtained pursuant to the provisions of this act; nor to public utility corporations in the transportation of explosives; *provided, however*, that nothing herein contained shall prevent any person from keeping or carrying about his or her place of business, dwelling, house or premises, any such revolver, pistol, firearm or other weapon, or from carrying the same from any place of purchase to his or her dwelling, house or place of business, or from his or her dwelling, house or place of business to any place where repairing is done, to have the same repaired and returned, or to carry a gun, rifle or knife in the woods or fields or upon the waters of the State for the purpose of hunting or target practice.

Proviso.

Proviso.

As to hunting.

2. This act shall take effect immediately.

Approved March 19, 1925.

CHAPTER 208.

An Act to amend an act entitled "An act providing for the dredging and construction of a beach channel between Manahawkin bay and Beach Haven, in Ocean county, as a part of the inland waterway extending from Cape May along the Atlantic coast to Bay Head, and providing for an appropriation to pay the cost thereof," approved March fourteenth, one thousand nine hundred and twenty-four.

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 shall be and the same hereby is amended so as to read as follows:

Beach chan-
nel in Barne-
gat bay.

1. The Board of Commerce and Navigation shall have the power, after advertising as required by law, to enter into a contract or contracts for the dredging and construction of a beach channel, beginning at a point in the present route of the Inland Waterway at or about three-quarters of a mile below the State highway bridge over Manahawkin bay, in Ocean county, said point to be designated by said board, and extending in a southerly or southwesterly direction and following, as closely as practicable, the route of the survey made by the Board of Commerce and Navigation and designated by said board as "Proposition No. 2" to a point near Peahala, where said survey joins what is known as the Beach Channel, and from thence following, as closely as practicable, what is known as the "Beach Channel" to a point where the "Beach Channel" intersects the main channel opposite the southerly point of Mordecai island, in the county of Ocean, a distance of approximately six miles, with a depth of not less than six feet at mean low tide and an average width of channel of one hundred (100) feet, as an addition to and

Course.

Length, depth,
breadth.

for the purpose of enlarging the facilities of the Inland Waterway from Cape May to Bay Head.

2. This act shall take effect immediately.

Approved March 18, 1925.

CHAPTER 209.

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 amendment was itself approved March eleventh, one thousand nine hundred and twenty-two.

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

1. Amend section one hundred and seventy-nine of the act of which this act is amendatory so as to read as follows:

Section 179 amended.

179. Ten per centum of the full amount of the State school tax annually raised shall be known as a reserve fund and shall on or before the fifteenth day of February in each year be apportioned by the State Board of Education in the following manner, to wit: One tenth of said reserve fund, being one per centum of the said State school tax, shall be known as an emergency fund and shall be allotted and distributed according to the discretion of the board to those school districts within the State, which from written reports submitted by the county superintendents to the Commissioner of Education and approved by him are judged to contain too little ratable property to afford adequate local school taxes. Allotments to such districts shall be made from the said emergency fund for school maintenance as shall in the opinion of the board best serve to

Apportionment of reserve fund.

Emergency fund.

Allotments.

Payment for pupils from charitable institutions.	provide the children resident therein with proper opportunities of common schooling. Whenever, moreover, there shall be certified to the Commissioner of Education by any school district in this State the names of pupils who on February first have been attending its public schools for at least three months and who are approved by the county superintendent as residents of such school district by reason of their being inmates of a charitable institution located therein or by reason of their receiving board and maintenance in a private residence or residences at the expense of any public body, organization or institution, there shall be apportioned to such district for each such pupil thus residing in the district and attending its public schools the sum of twenty-five dollars. The State Comptroller shall, on the order of the Commissioner of Education, draw his warrant on the State Treasurer in favor of the custodian of each school district to which there has been allotted a portion of the emergency fund: <i>provided</i> , that not more shall be distributed from this fund than the one-tenth part of the said reserve fund: <i>and provided</i> , <i>further</i> , that should there be any balance remaining in said emergency fund so allotted as above, such balances shall be distributed as a part of the reserve fund. The remainder of the reserve fund, being nine per centum, of the total amount of the State school tax annually raised, together with any balances remaining from the emergency fund, shall on or before the fifteenth day of February in each year be apportioned by the board among the several counties of the State equitably and justly according to its discretion. The Commissioner of Education shall, on or before the fifteenth day of January next ensuing said apportionment, draw an order on the State Comptroller in favor of each county collector for ninety per centum of the amount of the State school tax paid by said county collector to the State Treasurer, and said county collector shall apply for and be entitled to receive the amount of said order as soon as said order shall be received by him. The Commissioner of Education shall also draw his order in favor of each county collector for such portion of the reserve fund as shall have been apportioned
Warrant drawn.	
Proviso.	
Proviso.	
County apportionment.	
Orders drawn.	
Order for reserve fund.	

to his county as aforesaid, which order shall be payable when the total amount of said reserve fund shall have been received by the State Treasurer.

2. This act shall take effect immediately.

Approved March 19, 1925.

CHAPTER 210.

An Act concerning theatres and playhouses.

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

1. The Board of Tenement House Supervision of the State of New Jersey is hereby authorized and directed to inspect all theatres and all other places of public assembly used for the exhibition of motion pictures, for the presentation of shows, plays, vaudeville or other stage attractions, and report their findings to the next Legislature. Inspection of amusement places.
Report.

2. The Board of Tenement House Supervision is hereby authorized to adopt a building code for all theatres and all other places of public assembly used for the exhibition of motion pictures, for the presentation of shows, plays, vaudeville and other stage attractions, and to submit the said code to the next Legislature for approval. Building code submitted.

3. After the approval of the said code by the next Legislature, no theatre or place of public assembly used for the exhibition of motion pictures, for the presentation of shows, plays, vaudeville or other stage attractions shall be permitted to operate without first obtaining a permit in writing from the Board of Tenement House Supervision of the State of New Jersey, which permit may be revoked by the said board for any violation of this act. Permit to operate amusement place.

4. Any person or persons, firms, associations or corporation violating the provisions of section three of this act shall be subject to a fine of not less than ten Penalty.

dollars nor more than one hundred dollars to be recoverable by the Board of Tenement House Supervision in any court of competent jurisdiction.

Limitation
of act.

5. This act shall not apply to any borough, town or city having a population of more than ten thousand inhabitants.

Approved March 19, 1925.

CHAPTER 211.

An Act concerning auto busses, commonly called jitneys.

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

Carrying own
liability in-
surance.

1. Whenever the owner of any auto bus, commonly called jitney, is required by any law of this State or any ordinance of any municipality of this State to obtain or file with any fiscal or other officer of any municipality of the State an insurance policy against loss from liability imposed by law upon auto bus owners for damages as a condition for the obtaining or making or continuing effective the permit or consent of any municipality to operate, or for the operation of, such auto bus, commonly called jitney, said owner, if a corporation organized under the laws of this State with a paid-up cash capital of not less than five hundred thousand dollars (\$500,000), may carry its own liability insurance providing it can reasonably satisfy the Commissioner of Banking and Insurance as to the permanence and financial standing of its business. Any owner desiring to be exempt from obtaining or filing such insurance policy, as aforesaid, shall make application to the Commissioner of Banking and Insurance, showing its financial ability to pay such damages, whereupon the Commissioner of Banking and Insurance, if reasonably satisfied of the applicant's financial ability, shall by written order make such exemption. The Commissioner of Banking and

Application
for exemp-
tion.

Statement of
ability.

Insurance may from time to time require further statements of the financial ability of such company; and if at any time, in the opinion of the Commissioner of Banking and Insurance, such company appears no longer able to pay damages, the commissioner shall revoke his order granting exemption, in which case the said company shall immediately insure its liability as required by law, and such owner may file or furnish in lieu of such insurance policy a statement sworn to by the president, vice-president, treasurer or assistant treasurer of said corporation that such corporation is the owner of such auto bus, commonly called jitney, that it is a corporation of this State and has a paid-up cash capital of not less than five hundred thousand dollars (\$500,000), and that the Commissioner of Banking and Insurance has made such exemption, which statement shall remain in lieu of such policy of insurance only so long as the paid-up cash capital of said corporation shall remain at not less than five hundred thousand dollars (\$500,000), and the order of the Commissioner of Banking and Insurance shall remain in force.

May revoke exemption.

Insurance taken out.

Statement by owner.

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

Repealer.

Approved March 19, 1925.

CHAPTER 212.

An Act to amend 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 service thereof and proceedings for the violation of the provisions of the act and penalties for said violation," approved April eighth, nineteen hundred twenty-one.

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

Section 8
amended.

1. Section eight of said act be and the same is hereby amended to read as follows:

Discretionary
power in
granting
license.

8. The Commissioner of Motor Vehicles shall be authorized, and full power and authority are hereby given to him to license at his discretion, and upon payment of the lawful fee, any proper person of the age of seventeen years or over to be a motor vehicle driver, said commissioner or his inspectors having first examined said person, being satisfied of his or her ability as an operator, which examination shall include a test of the knowledge on the part of said person of such portions of the mechanism of motor vehicles as is necessary, in order to insure the safe operation of a vehicle of the kind or kinds indicated by the applicant, and of the laws and ordinary usages of the road, and the said applicant having demonstrated his or her ability to operate a vehicle of the class designated; and the said Commissioner of Motor Vehicles may, in his discretion, refuse to grant a license to drive motor vehicles to any person, who shall, in the estimation of said commissioner, be an improper person to be granted such a license: *provided, however*, that no physical defect of the applicant shall debar him or her from receiving a license unless it

Applicants'
knowledge
and capacity.

May refuse
license.

Proviso.

can be shown by common experience that such defect incapacitates him or her from safely operating a motor vehicle.

Approved March 20, 1925.

CHAPTER 213.

An Act making further appropriations for the support of the agencies of the State government in this act enumerated, for the purpose of meeting deficiencies in appropriations.

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

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund, for the several purposes herein specified to meet deficiencies in appropriations: Supplemental appropriations.

1. COURT OF CHANCERY.

Additional allowance for rent of rooms in Atlantic City, Jersey City and New- ark,	\$7,454 50	Chancery quarters.
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2. COURT OF ERRORS AND APPEALS.

Additional allowance for compensation of judges of the Court of Errors and Appeals, at \$20.00 per diem,	\$1,880 00	Judges of Court of Errors.
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3. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

For all expenses in connection with the cost of dismantling, manag- ing and controlling the Morris canal,	\$600,000 00	Pertaining to Morris canal.
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Said sum to be made up as follows:

(a) \$201,250.00 to be paid from the money received from the Lehigh Valley Railroad Company on account of the Morris canal on or about December 15th, 1924:

(b) \$398,750.00 to be advanced from the general fund to the Morris canal account; said advance to be reimbursed to the general fund, first by payment to it of \$192,500.00, to be paid by the Lehigh Valley Railroad Company on account of the Morris canal on December 15th, 1925, and second by all sums received by the sale of Morris canal property.

Refund to
Millville
Water Co.

To the Millville Water Company, for refund of over-payment of excess water diversion charge, to be paid from the fund collected pursuant to chapter 252, Laws of 1907, . . . \$1,245 08

Refund to
Atlantic City.

To the City of Atlantic City, for refund of overpayment of excess water diversion charge, to be paid from the fund collected pursuant to chapter 252, Laws of 1907, \$2,174 08

4. DEPARTMENT OF WEIGHTS AND MEASURES.

Additional allowance for compensation for assistants,	\$450 00	Weights.
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5. NEW JERSEY SCHOOL FOR THE DEAF.

Additional allowance on contract for school, power house and cottage No. 2, provided said sum or any portion thereof may be awarded to the con- tractors by the State House Com- mission,	\$10,000 00	Deaf-mute school.
Payment under this account to be made pursuant to chapter 65, Laws of 1909.		

6. AGRICULTURAL EXPERIMENT STATION.

Necessary repairs to the Agricultural Administra- tion Building,	\$39,600 00	Experiment Station.
Purchase of Educational ex- hibit material (map), ..	1,860 00	
	\$41,460 00	

7. DEPARTMENT OF AGRICULTURE.

To eradicate poultry disease, pursuant to chapter 59, Laws of 1925,	\$3,500 00	Poultry disease.
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8. NATIONAL GUARD.

Additional allowance for maintenance of regimen- tal armories at Jersey City, Camden, Newark, Pat- erson and Trenton,	\$12,500 00	National Guard.
Additional allowance for maintenance of troop, battery and battalion arm- ories at Newark, East Orange, Camden, Eliza- beth, Red Bank, Orange and Passaic,	21,000 00	

Additional allowance for maintenance of company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, Morristown, Englewood, Mount Holly and Salem,	9,000 00	
Additional allowance for construction of armory at Salem, pursuant to chapter 10, Laws of 1923, ..	772 28	
Additional allowance for construction of armory at Mount Holly, pursuant to chapter 171, Laws of 1922,	8,770 21	
Allowance for furnishing headquarters for 44th division at Newark,	3,218 57	
Claim of Corporal Robert Darling, Troop "B", 102d Cavalry, for injuries received in the State service, provided said sum is received in full of all claims,	3,925 00	
Extraordinary repairs to 21 armories,	50,000 00	
		\$109,186 06

9. STATE HOME FOR GIRLS.

Girls' Home.	Completion of repairs to Fielder Cottage,	\$13,650 00
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10. STATE HOSPITAL, MORRIS PLAINS.

Morristown asylum.	Additional allowance for salaries and wages of officers and employees. . .	\$85,872 00
	Additional allowance for vehicular transportation supplies,	3,000 00

Additional allowance for printing and office sup- plies and equipment,	1,000 00	
	<u> </u>	\$89,872 00

11. LAW AND EQUITY REPORTS.

Additional allowance for publication of the Law reports,	\$3,000 00	Law reports.
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12. SECRETARY OF STATE, MOTOR VEHICLE DEPARTMENT.

Additional allowance for automobile markers,	\$38,000 00	Motor Vehicle Department.
Additional allowance for blanks, stationery and printing,	1,950 00	
Additional allowance for postage, expressage and incidentals,	3,000 00	
	<u> </u>	\$42,950 00

Payment of above items in this account
to be made from the receipts of the
Department of Motor Vehicle Regu-
lation and Registration, pursuant to
chapter 235, Laws of 1909.

13. COMPTROLLER'S DEPARTMENT, STATE ATHLETIC
COMMISSIONER.

Additional allowance for the purpose of carrying out the provisions of chapter 247, Laws of 1918, as amended by chapter 189, Laws of 1923,	\$4,000 00	Athletic Com- missioner.
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14. STATE HOUSE COMMISSION.

Additional allowance for vaults for Comptroller's Department,	\$3,500 00	State House.
Additional allowance for Legislative printing, ...	5,000 00	
	<u> </u>	\$8,500 00

15. LEGISLATURE.

Legislature.	Additional allowance for manuals of the Legisla- ture,	\$526 00	
	Additional amount required for indexing Journal and Minutes and other inci- dental and contingent ex- penses,	3,000 00	
		<hr/>	\$3,526 00

16. BOARD OF PUBLIC UTILITY COMMISSIONERS.

Investigation fees.	Amount due J. G. Wray and Company, for services rendered in telephone rate investigation,	\$17,000 00
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17. SECRETARY OF STATE.

Elections.	Purchasing election supplies,	\$30,000 00
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18. COURT OF PARDONS.

Court of Pardons.	Additional allowance for blanks, sta- tionery and printing, from May, 1923, to the current year,	\$587 25
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19. COMMISSION OF THE CELEBRATION OF THE 150TH
ANNIVERSARY OF AMERICAN INDEPENDENCE.

Sesqui- centennial.	Carrying out the provisions of chapter 141, Laws of 1924,	\$3,000 00
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20. DEPARTMENT OF INSTITUTIONS AND AGENCIES.

Trucks, etc.	Purchase of trucks and other equipment for road work,	\$40,000 00
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21. NORTH JERSEY TRANSIT COMMISSION.

Rapid Transit Commission.	Additional allowance for the purpose of carrying into effect the provisions of Joint Resolution No. 3, approved March 8, 1924,	\$10,000 00
	2. This act shall take effect immediately. Filed March 21, 1925.	

CHAPTER 214.

An Act concerning promotions in paid fire departments, in municipalities of this State, other than cities of the first class, where such paid fire departments have been in existence for at least three years.

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

1. Whenever in any municipality of this State, other than a city of the first class, a permanently paid fire department, has been in existence for at least three years prior to the passage of this act, all promotions of such paid fire department shall be made from the membership of such paid fire department as constituted at the time of such promotion; *provided, however,* that no person shall be eligible to a superior position unless such person shall have served for a period of at least three years in the grade of permanent paid fireman.

Promotion
of firemen
in cities of
first class.

Proviso.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 215.

An Act to amend an act entitled "An act to improve the condition of tenement houses in this State and to establish a State Board of Tenement House Supervision," approved March twenty-fifth, one thousand nine hundred and four, as amended by act approved April fifteenth, one thousand nine hundred and nineteen, and to amend certain sections of said act which were amended by chapter two hundred and thirteen, Public Laws of New Jersey, one thousand nine hundred and twenty-four, at page four hundred and sixty-seven, approved March twelfth, one thousand nine hundred and twenty-four.

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

ARTICLE I.

Section 1.

Section 34
amended.

1. Paragraph thirty-four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Fire escapes.

34. A fireproof stairway is a stairway which is constructed of iron, steel, concrete or other fireproof material approved by the board. Every nonfireproof tenement house hereafter erected, three stories or more in height, unless provided with outside fireproof stairways directly accessible through a door or window of at least one room, other than a bathroom or water-closet compartment in each apartment, shall have fire escapes located and constructed as hereafter described; *provided, however*, that the provisions of this act relating to outside fire escapes shall not apply to any house not more than three stories in height, which shall be provided with two independent stairways, which shall not be adjacent to each other, leading from the top floor

Proviso.

of the said house to the first floor thereof, to both of which stairways all of the persons occupying the second and third floors shall have access without entering any apartment other than the one occupied by such tenants, one of which said stairways may be an outside stairway, if said stairway is, in the opinion of said board, substantially constructed. If an additional stairway is constructed, egress to the street must be provided as directed by the board; nor shall said provisions apply to any tenement house, not more than three stories in height, in which the basement or cellar is counted as the first story in accordance with the provisions of this act, except as the board may direct.

2. Paragraph thirty-five of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 35 amended.

35. Every now existing nonfireproof tenement house three stories or more in height unless provided with outside fireproof stairways directly accessible through a door or window of at least one room other than a bathroom or water-closet compartment in each apartment, shall have fire escapes located and constructed as hereinafter described; but a fire escape now erected upon such house shall be deemed sufficient except as hereinafter provided. Location of fire-escapes.

3. Paragraph thirty-six of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 36 amended.

36. Every now existing nonfireproof tenement house three stories or more in height shall have a fire escape directly accessible to each apartment; *provided, however*, that the provisions of this act relating to outside fire escapes shall not apply to any house not more than three stories in height, which shall be provided with two independent stairways which shall not be adjacent to each other, leading from the top floor of said house to the first floor thereof, to both of which stairways all of the persons occupying the top floor shall have access without entering any apartment other than the one occupied by such tenants, one of which said stairways may be an outside stairway, if such outside stairway is, in the opinion of said board, substantially constructed. Separate fire-escapes.
Proviso.

Egress to
street.

If an additional stairway is constructed, egress to the street must be provided as directed by the board; nor shall said provisions apply to any tenement house, not more than three stories in height, in which the basement or cellar is counted as the first story in accordance with the provisions of this act, except as the board may direct. A party wall fire escape balcony on the rear of the building, connecting with the window of an adjoining building, shall be deemed a sufficient fire escape only when the two buildings are completely separated by an unpierced fire wall throughout the entire height and length; and all wooden floor slats and floors of fire escape balconies shall be replaced by proper iron slats or floors; and no wooden balcony or wooden outside stairs shall be deemed part of a lawful fire escape.

Party-wall
fire-escape
balcony.

Section 38
amended.

4. Paragraph thirty-eight of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Opening to
fire-escape.

38. All fire escapes hereafter erected on any tenement house shall be directly accessible through a door or window of at least one room, other than a bathroom or water-closet compartment, in each apartment at each story above the ground floor; fire escapes may project into the public highway or not more than four feet into a court not less than one hundred and fifty (150) square feet in area. Where fire escapes are placed in a court or in a yard which is enclosed on all sides there shall be an unobstructed fireproof passageway extending in a straight and direct line from such court to the street. Such passageway shall be not less than three feet wide and seven feet high and be constructed with unpierced sidewalls and roof of brick, stone or concrete; such passageway may have a metal door, hung so as to open outwardly, constructed of grill work. Such door shall have no lock but may have a hook placed on its inner face. On a corner lot if access to the street is through a door or gate in any fence, such door or gate must open outward and may be fastened with a hook or movable bolt but must not be locked with a key lock.

Fire-escapes
not obstructed.

Door.

Not locked.

Section 43
amended.

5. Paragraph forty-three of the act to which this act is an amendment be and the same hereby is amended to read as follows:

43. The floors of all fire escape balconies hereafter placed on tenement houses shall be of wrought iron or steel slats not less than one and one-half inches by three-eighths of an inch ($1\frac{1}{2}'' \times \frac{3}{8}''$) placed not more than one and one-quarter inches ($1\frac{1}{4}''$) apart and well secured and riveted to iron battens, one and one-half inches by three-eighths of an inch ($1\frac{1}{2}'' \times \frac{3}{8}''$), not over two feet (2') apart; the ends of such floor slats shall rest upon the platform frame but shall not be riveted or bolted to same; the battens shall also rest upon and be riveted or bolted to frame of said balcony; said frame shall be made of angle iron not less than two and one-half inches by two and one-half inches by three-sixteenths of an inch ($2\frac{1}{2}'' \times 2\frac{1}{2}'' \times \frac{3}{16}''$) thick, and extend around all sides of the balcony floor; it shall rest upon brackets and be secured to same by rivets or bolts, and be riveted at corners or they may be constructed of such fireproof material and of such strength as directed by the board. The platforms of balconies shall be constructed and erected to safely sustain in all their parts a safe load of not less than eighty pounds (80 lbs.) per square foot, utilizing a ratio of four (4) to one (1) between the safe working load and the ultimate strength of all parts.

Floors of
fire-escapes.

Safety load.

6. Paragraph forty-four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 44
amended.

44. A top rail shall extend around all sides of the balcony of every fire escape hereafter erected on any tenement house, except that on the lowest balcony the top rail shall extend around all sides of the balcony to the opening for the drop ladder and on a balcony with a stairway at the end of the balcony the top rail shall extend around all sides of the balcony to the opening for stairway. In the lowest balcony the top rail shall be fastened to a post of three-quarter inch ($\frac{3}{4}''$) round wrought-iron rod or pipe or one and one-half inch ($1\frac{1}{2}''$) angle iron at least three-sixteenths of an inch ($\frac{3}{16}''$) thick, securely fastened to the platform frame at each side of the opening; in a balcony with a stairway at the end of the balcony, the top rail shall be securely fastened to upright posts of the handrail. All

Top railings.

top rails shall be made of one and three-quarter inch by one-half inch ($1\frac{3}{4}" \times \frac{1}{2}"$) wrought iron or one and one-half inch ($1\frac{1}{2}"$) angle iron, at least three-sixteenths of an inch ($\frac{3}{16}"$) thick, and the ends shall be worked out to not less than three-quarter inch ($\frac{3}{4}"$) bolt size and shall go through the wall and be properly secured by nuts and washers, at least four inches (4") square and three-eighths of an inch ($\frac{3}{8}"$) thick, or if set while the walls are being built they may go through the walls and be turned down three inches (3"). The standard, or filling-in bars shall be so placed as to form a safe and secure railing and shall be not less than one-half inch ($\frac{1}{2}"$) round or square wrought iron well riveted to the top rail and to a bottom rail or carried down and well riveted to the platform frame. In fire escapes having a stairway opening and a balcony with a bottom rail, one filling-in bar in every three feet (3'), at the front of the balcony, shall be carried down and riveted to the platform frame. The bottom rails shall be one and one-half inch by three-eighths of an inch ($1\frac{1}{2}" \times \frac{3}{8}"$) wrought iron or one and one-half inch ($1\frac{1}{2}"$) angle iron, at least three-sixteenths of an inch ($\frac{3}{16}"$) thick, set not more than eight inches (8") above the floor of the balcony; the ends shall go through the wall and be securely fastened in the manner provided for top rails or the ends may be well leaded or cemented into the wall, or they may be constructed of such fireproof material and of such strength as directed by the board.

Section 45
amended.

7. Paragraph forty-five of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Stairways of
fire-escapes.

45. The stairways of fire escape balconies hereafter erected on tenement houses shall be constructed and erected to fully sustain in all their parts a safe load of not less than one hundred pounds (100 lbs.) per step, utilizing a ratio of four (4) to one (1) between the safe working load and the ultimate strength of all parts, with the exception of the tread, which must safely sustain at any point at said ratio a concentrated load of two hundred pounds (200 lbs.); the treads shall not be less than seven inches (7") wide and the rise of each

step not more than nine inches (9"); the treads shall be flat open treads of cast iron not less than five-eighths of an inch ($\frac{5}{8}$ ") thick, or of flat bars not over one and one-quarter inches ($1\frac{1}{4}$ ") wide or less than three-eighths of an inch ($\frac{3}{8}$ ") thick; spaces between such bars shall be not more than one inch (1") or less than one-half of an inch ($\frac{1}{2}$ ") ; such bars to be riveted to angle irons of not less than one and one-half inches ($1\frac{1}{2}$ ") in size, secured to strings, with double rivets or bolts; the stairs shall be not less than twenty inches (20") wide between inside of strings; the strings shall be made of iron or teal three-inch (3") channels, or other shape equally strong; and shall, at both top and bottom, rest upon and be fastened to a bracket, which shall be fastened through the wall as hereinafter provided; the stairs shall have a handrail of not less than three-quarter inch ($\frac{3}{4}$ ") round wrought iron rod or pipe, on each side, not less than thirty inches (30") or more than forty-two inches (42") above the steps at any point, and the same shall be secured and well braced; the stairways shall be placed at an angle not greater than sixty degrees, or they may be constructed of such fireproof material and of such strength as directed by the board.

Hand-rail.

Pitch.

8. Paragraph forty-seven of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 47 amended.

47. An iron drop ladder to reach to a safe landing place shall be required from the lowest balcony of every fire escape on a tenement house, except where the lowest balcony is more than seventeen feet (17') above the sidewalk or ground and a landing platform is required as hereinafter provided; each part of such ladder shall be in one piece; it shall not be less than fifteen inches (15") in width with strings not less than three-eighths of an inch by one and one-half inches ($\frac{3}{8}$ "x $1\frac{1}{2}$ "), and rungs not less than five-eighths of an inch ($\frac{5}{8}$ ") in diameter, placed not more than twelve inches (12") apart and securely riveted through the strings. Every drop ladder shall have a yoke of wrought iron fifteen inches (15") in width and extending at least five feet (5') above the top rung, and such ladder shall be suspended by a chain or cable attached at one end to the

Iron drop ladder.

Rungs.

Yoke.

Suspension.

Chain and pulley.

Hooks.

Landing platform.

top of the yoke, and at the other end to a counter weight heavy enough to maintain the ladder when not in use, at least eight feet (8') above the ground. The chain or cable shall pass over a grooved pulley wheel; the upper half of the rim of such wheel shall be covered and the chain or cable and pulley wheel shall be of a size and strength approved by the board. The cast-iron pulley shall be properly fastened to a wrought iron bar securely riveted to at least two brackets of a balcony, or such bar shall go through the wall, if placed on a brick building, and be properly fastened by nuts and washers, or, if placed on a frame building, it shall go through the wall and a wrought iron or steel plate and be properly fastened with nuts and washers; such plate shall be not less than three inches (3'') wide and one-quarter of an inch ($\frac{1}{4}$ '') in thickness and pass across and bear upon the entire inner faces of at least two studs and be backed and re-enforced by a solid backing as thick as the studs, firmly secured to the studs across which the plate passes. At the upper end of each string there shall be a fixed hook by which the ladder may be held against the top rail of the balcony, and there shall be two hooks of round wrought iron not less than five-eighths of an inch ($\frac{5}{8}$ '') in diameter securely fastened to the bottom of the lowest balcony, placed not more than one-half inch ($\frac{1}{2}$ '') further apart than the width of the ladder, and so constructed as to hold the ladder not less than four inches (4'') away from the bottom rail of the balcony. Every counterbalanced drop ladder must be provided with a basket or other safety device to receive the counter-weight and ladder if directed by the board. In every fire escape where the floor of the lowest balcony is more than seventeen feet (17') above the sidewalk or ground, a suitable landing platform shall be provided; such platform shall be located not more than ten feet (10') above the ground and shall be connected with the balcony above by means of a stairway constructed as required by this act for stairways between balconies; such platform shall not be less than three feet (3') in width and four feet (4') long and be provided with proper railings and a drop ladder without a yoke or counterweight, but with a

hook at the upper end of each string by which the ladder may be held against the top rail of the platform.

9. Paragraph fifty of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 50 amended.

50. Every tenement house hereafter erected, except those which are constructed with a peaked roof, gambrel roof or a roof of a similar type, not over three stories in height may have, in lieu of such bulkhead, a metal covered scuttle, and the space between the ceiling and such scuttle shall be completely enclosed. The stairs leading to the same shall be placed at an angle not greater than sixty degrees. In every now existing tenement house more than two stories in height a metal covered scuttle, readily accessible to all tenants at all times, shall be placed in the roof, and there shall be a securely fastened iron ladder extending from the floor to such scuttle. In every now existing tenement house, having a scuttle or in which a scuttle shall hereafter be constructed, the space between the ceiling and such scuttle shall be completely enclosed. Scuttle may be used.

10. Paragraph fifty-five of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 55 amended.

55. Each flight of stairs mentioned in the last three paragraphs shall have an entrance on the entrance floor from the street or street court, or from an inner court which connects directly with the street. Each flight of stairs mentioned in the last two paragraphs shall be constructed of approved fireproof material; sub-treads shall be provided where necessary and if all of these stairs open to a common hall, they shall, except one stairway and its stair hall be completely separated from the public and entrance halls and any elevator shaft by fireproof walls as set forth in paragraph sixty-one of this act, except for door openings, which shall be closed by fireproof doors in fireproof frames. All stairs shall be constructed with a rise of not more than eight inches and with treads not less than ten inches wide and not less than three feet long in the clear; in tenement houses hereafter erected the use of winders in the stairs will not be permitted. Street and court entrances.

Separated stairway.

Risers and treads.

No winding stair.

New Jersey State Library

Section 56
amended.

11. Paragraph fifty-six of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Stairs to
cellar.

Self-closing
fire door.

Stairs en-
closed.

Section 57
amended.

56. In all nonfireproof tenement houses hereafter erected which are occupied or arranged to be occupied by more than two families on any floor, stairs leading from the entrance floor to the cellar or other lowest story, if such lowest story is used for cellar purposes, may be constructed inside the building if they are enclosed in the cellar with an eight-inch (8") fireproof wall with a self-closing fireproof door hung in a fireproof frame set three feet (3') from the lowest step; the enclosing partitions on the first floor shall be plastered on both sides over metal lath or approved plaster board and have a self-closing fireproof door hung in a fireproof frame at the top; and that portion of the cellar or other lowest story, into which said stairs lead must be entirely shut off by fireproof walls from those portions of the cellar in which heating appliances, boilers or machinery are located; all openings in such walls shall be provided with self-closing fireproof doors. If such stairs are placed under the stairs leading to the upper stories, then the flight of stairs under which they are placed shall be fireproof. In nonfireproof tenement houses hereafter erected which are not occupied or arranged to be occupied by more than two families on any floor, stairs leading from the entrance floor to the cellar or other lowest story, if such lowest story is used for cellar purposes, may be placed inside the building if they are enclosed with fireproof walls in the cellar, with a self-closing fireproof door hung in a fireproof frame three feet (3') from the lowest step and a self-closing fireproof door hung in a fireproof frame at the top of the stairs and the enclosing partition on the first floor must be plastered on both sides over metal lath or approved plaster board. If new stairs are constructed from the entrance floor to the cellar or other lowest story in a now existing tenement house, such stairs shall be enclosed as directed by the board.

12. Paragraph fifty-seven of the act to which this act is an amendment be and the same hereby is amended to read as follows:

57. In every fireproof tenement house hereafter erected the stairs communicating between the lowest cellar or other lowest story, if said lowest story is used for cellar purposes, and the next floor above, may be placed inside of the said building; *provided*, they are enclosed in the cellar with eight-inch (8") fireproof walls with a self-closing fireproof door located three feet (3') from the lowest step and the enclosing partitions on the first floor are fireproof with self-closing fireproof door at the top; *and further, provided*, that the portion of the cellar or other lowest story into which said stairs lead is entirely shut off by fireproof walls from those portions thereof which are used for the storage of fuels, or in which heating appliances, boilers, or machinery are located; all openings in such walls shall be provided with self-closing fireproof doors.

Lower stairs
in fireproof
tenement.

Proviso.

Proviso.

13. Paragraph sixty-one of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 61
amended.

61. Every nonfireproof tenement house hereafter erected may have stud partitions above the cellar or basement; *provided*, said stud partitions enclosing public halls, all stair halls, and the entrance hall shall be lathed on both sides with metal laths or approved plaster board and plastered at least three-eighths of an inch thick with plaster of good material. The ceilings of these halls must be lathed and plastered in a similar manner. In every tenement house hereafter erected which is arranged for more than twelve apartments above the entrance story the entrance hall, public hall and stair halls shall be enclosed in fireproof walls at least eight inches thick except for the two upper stories where they may be six inches thick if they are non-bearing walls. If these walls are carried from floor to floor on fireproof floor construction, they may of such thickness as the board may direct. In every tenement house hereafter erected containing over thirty-six apartments, or suites of rooms, above the entrance story the floors of the entrance hall, stair halls and public halls shall be constructed of iron or steel beams and fireproof filling or of re-enforced concrete. No wooden flooring or sleepers shall be permitted. All doors and door

Stud par-
titions.

Proviso.

Ceilings.

Fireproof
walls.

Floors.

Doors and
frames.

frames opening from these halls to the apartments shall be fireproof or the doors may be of hard wood at least two inches thick. The entire ceiling of the cellar or other lowest story, if such lowest story is used for cellar purposes, must be plastered at least three-eighths of an inch thick, with plaster of good material, over metal lath or approved plaster board. When any part of the entrance floor or of the basement or cellar is used as a store or workshop or for the storage of combustible materials, then the entire ceiling of the floor so used must be plastered at least three-eighths of an inch thick with plaster of good material, over metal lath or approved plaster board. If any store ceiling is to be covered with a metal ceiling, the ceiling must be lathed with approved plaster board and the joints between boards filled solidly with plaster in lieu of plastering. The soffits of all flights of stairs, except those which are fireproof and except the stairs leading to the cellar, must be plastered at least three-eighths of an inch thick with plaster of good material, over metal lath or approved plaster board.

Plastering.

When combustible kept.

Soffits.

Section 64 amended.

14. Paragraph sixty-four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Studdings.

64. In all nonfireproof tenement houses hereafter erected, fore and aft stud partitions which rest directly over each other shall run through the wooden floor beams and rest upon the plate of the partition below, and shall have the space between the studding filled in solid to the full depth of the floor beams and to a point eight inches above said beams with approved incombustible materials. In frame tenement houses hereafter erected the studs forming the outside walls shall rest upon the sill or plate, as the case may be, and the space between said studs shall be filled to the full depth of the floor beams and to a point eight inches above the same with approved incombustible materials. In all fireproof tenement houses hereafter erected, all partitions shall rest directly upon the fireproof floor construction and extend to the fireproof beam filling above.

Section 68 amended.

15. Paragraph sixty-eight of the act to which this act is an amendment be and the same hereby is amended to read as follows:

68. No tenement house nor any part thereof, nor of the lot upon which it is situated, shall be used as a place for the storage, keeping or handling of any combustible article, except where permitted by local ordinance, and then only in the manner thereby prescribed. No garage shall be permitted in any building which is used in whole or in part as a tenement house.

Storage of combustibles.

No garage in dwelling.

16. Paragraph seventy-three of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 73 amended.

73. All shafts hereafter constructed in tenement houses shall be constructed fireproof throughout, with fireproof self-closing doors at all openings at each story, except window openings in vent shafts which shall be closed with wire glass windows in metal frames; and if they extend to the cellar shall also be enclosed in the cellar with fireproof walls and fireproof self-closing doors at all openings; in no case shall any shaft be constructed of materials in which any inflammable material or substance enters into any of the component parts; but nothing in this paragraph contained shall be so construed as to require such enclosures about elevators or dumb-waiters in the well-hole of stairs, where the stairs themselves are enclosed in brick or stone walls and are entirely constructed of fireproof materials. Vent shafts hereafter constructed in now existing tenement houses shall be enclosed in the cellar with fireproof walls with a self-closing fireproof clean-out door at the bottom and such shafts may be constructed of two (2) inch by four (4) inch studs on the upper floors; *provided*, the space between the studs is filled in solidly with fireproof material and the outside face of such shaft is lathed with metal lath and plastered with two coats of cement plaster; the inside face of the shaft shall be plastered with two coats of plaster over metal lath or approved plaster board. Window openings shall be closed with wire glass windows set in a metal frame or a wood frame covered with metal.

Shafts.

Vent shafts.

Proviso.

17. Paragraph eighty-one of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 81 amended.

Lining of
smoke flues.

81. In all tenement houses hereafter erected, all smoke-flues shall be lined on the inside with well burned clay or terra-cotta pipe, made smooth on the inside, carried from the bottom of the flue or from the throat of the fireplace, if the flue starts from the latter, and carried up continuously to the full height of the flue; the ends of all such lining pipes shall be made to fit close together and the pipes shall be built in as the flue or flues are carried up; each smoke-flue shall be enclosed on sides with not less than four inches of brick work and shall have an area of not less than sixty-four square inches. In all now existing tenement houses where new chimneys are built they shall be lined in a similar manner.

New chimneys.

Section 87
amended.

18. Paragraph eighty-seven of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Stud parti-
tions plastered.

87. All stud partitions hereafter constructed in any tenement house shall be plastered from the floor to the ceiling; except that in now existing tenement houses stud partitions separating rooms may be lathed with approved fireproof wall board and need not be plastered if the board so directs; all partitions separating rooms or stores must be stud partitions or of other construction if directed by the board.

ARTICLE III.

Section I.

Section 88
amended.

19. Paragraph eighty-eight of the act of which this act is an amendment be and the same hereby is amended to read as follows:

Portion of
lot occupied.

88. No tenement house hereafter erected, shall occupy more than ninety per centum of a corner lot, or more than seventy per centum of any other lot, except as set forth in paragraph ninety-four of this act; *provided*, that the space occupied by fire escapes of the size hereinbefore prescribed shall not be deemed a part of the lot occupied.

Proviso.

Section 91
amended.

20. Paragraph ninety-one of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Rear yard.

91. Behind every tenement house hereafter erected there shall be a yard extending across the entire width

of the lot and, except upon a corner lot, or a lot as set forth in paragraph ninety-four of this act, at every point from the ground to the sky unobstructed, except that fire escapes and unenclosed outside stairs may project not over five feet from the rear line of the house; the depth of the said yard measured from the extreme rear wall of the house to the rear line of the lot shall be as set forth in the two following paragraphs of this act.

21. Paragraph ninety-two of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 92 amended.

92. Except upon a corner lot, the depth of the yard behind every tenement house hereafter erected fifty feet in height shall not be less than sixteen feet in every part; said yard shall be increased in depth one foot for every additional twelve feet of height of the building or fraction thereof above fifty feet; and may be decreased in depth one foot for every twelve feet of height of the building less than fifty feet but it shall never be less than fourteen feet in depth in any part. For each one foot that such rear yard, however, exceeds a depth of ten feet, there may be substituted one foot of unoccupied space across the whole width of the front of the lot between the street line and the street wall of the building if the board so directs. Size of yard.

22. Paragraph ninety-three of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 93 amended.

93. The depth of the yard behind every tenement house hereafter erected upon a corner lot shall not be less than ten feet in every part; *provided*, that where such lot is less than one hundred feet in depth the depth of the yard may be not less than ten per centum of the depth of such lot, but shall never be less than five feet in every part; where a tenement house hereafter erected upon a corner lot has no basement, and the cellar ceiling is not more than three feet above the curb level, said yard may start at the level of the second tier of beams; where a corner lot is more than sixty feet in width, the yard for that portion, in excess of sixty feet, shall conform to the provisions of this act relating to interior lots, unless otherwise ordered by the board. Where a Minimum depth.
Proviso.
Corner lots.

corner lot is bounded by more than two streets and does not exceed one hundred and five (105) feet in depth, the ten per centum of unoccupied space shall be deemed the space required for yard, unless otherwise ordered by the board.

Section 94
amended.

23. Paragraph ninety-four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Space occupied
when lot
block deep.

94. Whenever a tenement house is hereafter erected upon a lot which runs through from one street to another street and said lot is not more than one hundred and five feet (105') in depth, not more than eighty per centum of the lot shall be occupied; if a building is erected on such lot and the lot is more than one hundred and five feet (105') in depth and not more than one hundred and fifty-five (155') in depth from street to street, not more than seventy per centum of the lot shall be occupied and in neither case shall a yard be required.

When yard
required.

If such lot is more than one hundred and fifty-five feet (155') in depth from street to street and a single tenement house is erected on the said lot, there shall be a yard space midway between the two streets, which shall be not less in depth than fifteen per centum of the depth of the lot measuring from wall to wall and such yard shall start at the second tier of beams and must extend across the full width of the lot.

If two houses
on lot.

If two tenement houses are hereafter erected upon a lot which runs through from one street to another street, each building shall front upon a street and there shall be maintained an open, unoccupied space extending across the full width of the lot and be not less in depth than fifteen per centum of the depth of the lot measuring from wall to wall;

Proviso.

provided, if such lot is more than one hundred and fifty-five feet (155') in depth then the yard space required for each building shall be as required for tenement houses constructed on interior lots.

At intersecting
streets.

If a single tenement house hereafter erected is erected upon a corner lot formed by the intersection of two streets at an acute angle, the yard of said house need

Proviso.

not extend across the entire width of the lot; *provided*, that it extends to a point in line with the middle line of the lot.

24. Paragraph ninety-six of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 96
amended.

96. In every tenement house hereafter erected exceeding three stories in height, where one side of an outer court is situated on the lot line, the width of said court, measured from the lot line to the opposite wall of the building, shall not be less than three feet six inches (3' 6") in any part; whenever an outer court so situated exceeds thirty-six feet (36') in depth, the entire court shall be increased in width six inches for every additional fifteen feet in excess of thirty-six feet.

Width of
court in
four-story
tenements.

Ratio of
increase.

25. Paragraph one hundred and four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 104
amended.

104. In every tenement house hereafter erected, not exceeding three stories in height, the size of an inner court situated on the lot line shall be as prescribed by paragraph one hundred and three of this act; *provided*, that when such tenement house is not occupied or arranged to be occupied by more than eight families in all or by more than two families on any floor and in which each apartment extends through from the street to the yard, the width of such court may be decreased, but its width shall not be less than four feet in any part and its other dimension shall not be less than ten feet in any part measuring from the lot line to the opposite wall.

Size of inner
court in tene-
ments under
four stories.

Proviso.

26. Paragraph one hundred and twelve of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 112
amended.

112. No separate tenement house shall hereafter be erected upon the rear of any lot where there is a tenement house on the front of said lot, nor upon the front of any such lot upon the rear of which is a tenement house, except as provided in paragraph ninety-four of this act.

One tene-
ment to lot.

27. Paragraph one hundred and thirteen of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 113
amended.

113. When any building is hereafter placed on the same lot with a tenement house there shall be always maintained between the said buildings an open, unoccu-

Space between
tenement and
separate
building.

**Erection of
tenement on
occupied lot.**

**Use of
building.**

Proviso.

**Section 114
amended.**

pied space extending upwards from the ground and extending across the entire width of the lot; where either building is fifty feet or more in height, such open space shall be at least twenty-four feet from wall to wall; and for every twelve feet of increase or fraction thereof in the height of such building above fifty feet, such open space shall be increased one foot in depth throughout its entire width, and for every twelve feet of decrease in the height of such building below fifty feet the depth of such open space may be decreased one foot; and no building of any kind shall be hereafter placed upon the same lot as a tenement house so as to decrease the minimum size of courts or yards as prescribed by this act; and if any tenement house is hereafter erected upon any lot upon which there is already another building, it shall comply with all of the provisions of this act, and in addition the space between the said buildings and the said tenement house shall be of such size and arranged in such manner as is prescribed in this paragraph, the height of the highest building on the lot to regulate the dimensions; and the use to which such other building is put shall not be detrimental to the health or safety of the occupants of said tenement house and shall be subject to the written approval of the board; except that when such building is not more than twelve feet in height and is not to be used as a dwelling, the distance between the two buildings shall not be less than the yard space required for the tenement house; *and further, provided*, that a private garage, other than frame, one story in height, may be placed ten feet from the rear line of the tenement house if the open unoccupied yard space is equal in square feet to that required for a tenement house of that height.

28. Paragraph one hundred and fourteen of the act to which this act is an amendment be and the same hereby is amended to read as follows:

114. In every tenement house hereafter erected, every room except water-closet compartments and bathrooms shall have at least one window opening directly upon the street or upon a yard or court of the minimum dimensions specified in this act, and such windows shall be so located as to properly light all portions of such

rooms; whenever a room in such tenement house opens upon an inner court having an area of less than one hundred and fifty square feet, such room shall be properly provided with a sash window, communicating with another room in the same apartment, such window to contain not less than ten square feet of glazed surface, and to be made so as to readily open or a sash door with a movable transom may be substituted.

29. Paragraph one hundred and sixteen of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 116
amended.

116. In every tenement house hereafter erected, the total window area in a water-closet compartment or bathroom shall not be less than three (3) square feet and no such window shall be less than one foot (1') in width, measuring between stop beads; in every tenement house hereafter erected, all rooms except water-closet compartments and bathrooms shall be of the following minimum sizes: In each apartment there shall be at least one room containing not less than one hundred and twenty (120) square feet of floor area; each other room shall contain not less than ninety (90) square feet of floor area, except a pullman corner or a breakfast room with built-in fixtures may be fifty-five (55) square feet in area; and except a kitchen which shall contain not less than seventy (70) square feet of floor area or kitchenette which shall not be more than four (4) feet in depth. A kitchenette may be separated from the adjoining room by folding doors or a trimmed opening. Every kitchenette shall have a window at least one-tenth the area of the kitchenette opening to the street or to a yard or court of the size prescribed in this act. Each room shall be, in every part, not less than nine feet (9') high from the finished floor to the finished ceiling; except that an attic room need be nine feet (9') in but half of its area. In tenement houses hereafter erected which do not occupy more than eighty-five per centum of a corner lot or sixty per centum of an inside lot, and in which the minimum dimension of any court is not less than fifty per centum greater than the minimum dimension of any similarly situated court, required by the provisions of this act, for tenement houses here-

Window area
in closet or
bathroom.

Minimum
size of rooms.

Kitchen.

Height of
ceiling.

- after erected of equal height, each room shall be not less than eight feet and six inches from the finished floor to the finished ceiling; in such tenement houses, the minimum floor area of any room, other than the rooms excepted in this paragraph shall be not less than one hundred square feet and each room shall be provided with cross ventilation; *provided, further*, that in tenement houses hereafter erected which do not occupy more than seventy-five per centum of a corner lot or fifty per centum of an inside lot, and in which the minimum dimension of any court is not less than twice the minimum dimension of any similarly situated court required by the provisions of this act for tenement houses hereafter erected of equal height, in which the rooms are required by this act to measure nine feet from the finished floor to the finished ceiling, each room shall be not less than eight feet high from the finished floor to the finished ceiling; *provided, further*, that no room in a cellar or basement shall be less than nine feet high from the finished floor to the finished ceiling.
- Proviso.
- Section 117 amended.
30. Paragraph one hundred and seventeen of the act to which this act is an amendment be and the same hereby is amended to read as follows:
- Alcove.
117. An alcove is an offset in any room. No alcove shall be greater in depth than one-half its width. No such alcove shall be closed by a door or in any other manner.
- Section 118 amended.
31. Paragraph one hundred and eighteen of the act to which this act is an amendment be and the same hereby is amended to read as follows:
- Hall windows.
118. In every tenement house hereafter erected which is occupied or arranged to be occupied by more than two families, on any floor, or which exceeds four stories in height, every public hall shall have at least one window opening directly upon the street, or upon a yard or court; either such window shall be at the end of said hall, with the plane of the window at right angles to the axis of the said hall, or there shall be at least one window opening directly upon the street, or upon a yard or court in every twenty feet in length or fraction thereof of said hall; but this provision for the window in every twenty feet of hallway shall not apply to that

portion of the entrance hall between the entrance and the first flight of stairs; *provided*, that the entrance door contains not less than five square feet of glazed surface; in every public hall in such tenement house recesses or returns, the length of which does not exceed twice their width, will be permitted without an additional window, but wherever the length of such recess or return exceeds twice its width, the above provisions in reference to one window in every twenty feet of hallway shall be applied; any part of a hallway which is shut off from any other part of said hall by a door or doors shall be deemed a separate hall, within the meaning of this paragraph; in every tenement house hereafter erected where the public hall is not provided with a window opening directly to the outer air as above provided, there shall be a stair-well not less than twelve inches wide in the clear, extending from the entrance floor to the roof, and all doors leading from such public halls shall be provided with translucent panels of wire glass having an area of not less than five square feet for each door and also with fixed transoms of translucent wire glass over such door.

Proviso.

Separate halls.

Stair-well.

32. Paragraph one hundred and twenty of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 120 amended.

120. In every tenement house hereafter erected the aggregate area of windows to light or ventilate stair halls shall be at least eighteen square feet for each floor; there shall be provided for each story at least one of said windows, which shall be at least two and a half feet wide and five feet high, measured between stop beads; a sash door shall be deemed the equivalent of a window in paragraphs one hundred and eighteen, one hundred and nineteen and one hundred and twenty of this act; *provided*, that such door contains the amount of glazed surface prescribed for such windows. Any additional stairway and its stair hall which may be required by the provisions of paragraphs fifty-three and fifty-four of this act, if separated from a public hall by partitions of wire glass in steel frames, shall not require a window as set forth in this paragraph.

Area of hall windows.

Sash door.

Proviso.

Additional stairway.

Section 124
amended.

33. Paragraph one hundred and twenty-four of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Skylight
ventilator.

124. In every tenement house hereafter erected there shall be in the roof directly over the stairwell, a ventilating skylight constructed of metal and provided with ridge ventilators having a minimum opening of forty square inches; or such skylight shall be provided with fixed or movable louvres; the glazed roof of such skylight shall not be less than twenty square feet in area; where the stair and public halls are provided with windows of the size set forth in this act and said windows open to the street, a yard or court of the size required by this act, such skylight may be omitted, if, in the opinion of the board, such windows provide sufficient light for the stair or public halls.

Section 127
amended.

34. Paragraph one hundred and twenty-seven of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Vent shafts;
size, etc.

127. Every vent-shaft hereafter constructed in a tenement house shall be at least nine square feet in area, and the least dimensions of such shaft shall not be less than three feet; and if the building be above fifty feet in height, such shaft shall throughout its entire height be increased in area three square feet for each additional twelve feet in height or fraction thereof; and for each twelve feet in height less than fifty feet, such shaft may be decreased in area three square feet; a vent-shaft may be enclosed on all four sides, but it shall not be roofed or covered over in any way; every such shaft shall be provided with a horizontal intake or duct at the bottom, communicating with the street or yard or with a court, such duct or intake shall be constructed of metal and be not less than four square feet in total area and must be arranged so as to be easily cleaned out.

Section 136
amended.

35. Paragraph one hundred and thirty-six of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Entrance to
shaft and
court.

136. In every tenement house now existing or hereafter erected there shall be, at the bottom of every shaft and inner court, a door giving sufficient access to such shaft or court as to enable it to be properly cleaned out;

provided, that where there is already a window or door in a now existing tenement house, giving proper access to such shaft or court, such window or door shall be deemed sufficient. Proviso.

36. Paragraph one hundred and thirty-nine of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 139 amended.

139. No person shall place or suffer to remain placed upon any wall or ceiling of any tenement house any new wall paper unless all old paper shall be first removed therefrom and said wall or ceiling thoroughly cleaned. Wall paper.

37. Paragraph one hundred and forty-three of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 143 amended.

143. In every tenement house hereafter erected where there is no cellar or basement, there shall be an air-space underneath; such air-space shall be at least two feet in height, extending over its entire area, and the surface of the ground under any such air-space shall be concreted, as required for the cellar bottoms in paragraphs one hundred and thirty-two and one hundred and forty-six of this act; and said air-space shall be enclosed in brick walls, provided with iron grills, set in front and rear walls for ventilation, the apertures shall be one inch square and shall not be less than six in number. There shall also be provided an outside door opening to such air-space, not less than eighteen inches square; said opening shall be securely closed with a proper door, which shall be kept locked at all times; and the floor above any such air-space shall be laid with a double flooring of matched boards, with a layer of heavy three-ply building paper or felt between the under and upper floors, the upper floor to be laid at an angle not less than forty-five degrees with the lower floor unless otherwise ordered by this board. Air space beneath tenement house.
Outside door.
Floor above air space.

Section II.

38. Paragraph one hundred and fifty-six of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 156 amended.

Studs.

156. No studs less than two inches by four inches full measurement, shall hereafter be used in any tenement house, except that two-inch by three-inch studs may be used in nonbearing partitions; all studs shall be doubled around all doors and window openings.

39. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 216.

An Act to amend an act entitled (as amended by chapter 172, Pamphlet Laws 1924) "An act to provide for the proper construction, grading and drainage of the unimproved township and borough 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:*

Section 1
amended.

Amount set
aside for
roads.

Reservation
for each
county.

Act effective.

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

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 eight hundred forty 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 forty 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.

2. This act shall take effect June thirtieth, one thousand nine hundred and twenty-five.

Passed March 21, 1925.

CHAPTER 217.

An Act providing for the dredging and construction of a channel between the inland waterway in Great Bay and Oyster Creek landing, in Atlantic county, as a part of the inland waterway extending from Cape May along the Atlantic coast, to Bay Head, 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 shall have the power, after advertising as required by law, to enter into a contract or contracts for the dredging and construction of a channel, beginning at a point in the present route of the inland waterway at or about one-half mile north of Main Marsh Point in Great Bay, in Atlantic county, said point to be designated by said board, and extending in a westerly direction to the mouth of Oyster creek, thence, up Oyster creek approximately a distance of one-half mile to the public dock maintained there by the county of Atlantic, with a depth of not less than six feet at mean low tide and an average width of channel of seventy-five (75) feet, as an addition to and for the purpose of enlarging the facilities of the inland waterway from Cape May to Bay Head.

Contract for
dredging
channel.

2. The sum of fifteen thousand dollars is hereby appropriated to cover the cost of the dredging and construction of said channel, to be expended by said Board of Commerce and Navigation in accordance with the laws of this State; *provided, however*, that no part of said appropriation shall be available in any one year in excess of the sum that may be appropriated for this purpose by the annual or supplemental appropriation bill.

Appropriation.

Proviso.

3. This act shall take effect immediately.
Passed March 21, 1925.

CHAPTER 218.

A Further 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 the bonds or other obligations of the county, to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen.

Preamble. WHEREAS, Subsequent to the enactment of the supplement to the act to which this is a still further supplement, approved March eleventh, one thousand nine hundred and twenty-two (chapter 180, Laws of 1922), certain sections of the State Highway System were constructed by boards of chosen freeholders with the consent of the State Highway Commission under contracts which were not entered into until subsequent to the approval of the aforesaid further supplement; and

Preamble. WHEREAS, The said act of one thousand nine hundred and twenty-two has been construed to mean that the reimbursement therein mentioned related only to such work as was done pursuant to consent given subsequent to the enactment of the said act of one thousand nine hundred and twenty-two;

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

Interpretation
and extension
of act.

1. The provisions of chapter 180 of the Laws of 1922 be and the same are hereby extended to all cases where a board of chosen freeholders has paved a section of a road laid out or taken over as a State highway under contracts approved by the State Highway Commission subsequent to the enactment of the said law of one thousand nine hundred and twenty-two, notwithstanding the State Highway Commission may have con-

sented, prior to the enactment of said law, to the request of the board of chosen freeholders doing said work.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 219.

A Supplement to an act entitled "An act to provide for the appointment of an Interstate Bridge and Tunnel Commission and to define its powers and duties," approved February fourteenth, one thousand nine hundred and eighteen.

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

1. The New Jersey Interstate Bridge and Tunnel Commission, in addition to the powers conferred by the act to which this is a supplement, and in the discretion of the commission, is hereby authorized to act jointly and in agreement with the Pennsylvania commission, or with such other board, commission or body duly constituted by the Commonwealth of Pennsylvania, to act as a joint commission in conjunction with said New Jersey Interstate Bridge and Tunnel Commission, to proceed, by full and complete borings, surveys, engineering studies, investigations, hearings and all matters incidental and pertaining thereto, to determine the proper location, type of construction, and cost of construction, operation and maintenance of a bridge, with the necessary approaches thereto, across the Delaware river connecting the city of Burlington, in the State of New Jersey, with the Commonwealth of Pennsylvania; *provided, however,* that the said joint commission shall not proceed to exercise or carry out any authority or power herein or hereby given until the Commonwealth of Pennsylvania, by appropriate legislation, shall first

Relative to
proposed
bridge over
Delaware river
at Burlington.

Proviso.

have vested like powers herewith in said joint commission.

Report.

2. Said New Jersey Interstate Bridge and Tunnel Commission shall fully report the findings pursuant to paragraph one at the first legislative session after the completion thereof.

3. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 220.

An Act to establish boards of county park commissioners and to define their powers and duties.

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

County park
commissioners.

Number and
term.

Vacancies.

Object.

Authority.

Report.

Assistants.

1. In any county of more than one hundred and fifty thousand population, it shall be lawful for the board of chosen freeholders of such county to elect five persons, to be known as the county park commissioners, who shall hold their office for two years from the date of their appointment, and shall serve without compensation; and if vacancies happen by resignation or otherwise, such vacancies may be filled by such board of chosen freeholders, and the persons appointed to supply such vacancies shall be appointed for the unexpired terms only; said commissioners shall consider the advisability of laying out ample open spaces for the use of the public in such county, and shall have authority to make maps and plans of such spaces and to collect such other information in relation thereto as the said board may deem expedient, and shall, as soon as conveniently may be within the term aforesaid, make a report in writing of a comprehensive plan for laying out, acquiring and maintaining such open spaces.

2. Said commissioners may employ such assistants as they may deem necessary and may expend such sums therefor and in the discharge of their duties, including

the actual traveling expenses of said members, as they may deem expedient, not exceeding, however, the sum of ten thousand dollars; and such expenditures shall, from time to time, be certified by said board to the said board of chosen freeholders, who, if satisfied of the correctness thereof, shall order the county collector to pay the same out of the funds appropriated or to be appropriated for the maintenance of highways and bridges in such county or of any unexpended balance.

Expenditures.

Payments.

3. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 221.

An Act to amend 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:*

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

Section 203 amended.

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

Tax exemptions:

(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 intending to circulate as currency, and gold, silver or other coin).

U. S. securities;

(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

Personal property outside State;

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.

Public property;

(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, 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; and any building, real estate or personal property used by an organization composed entirely of veterans of any war of the United States.

Schools, colleges, churches, libraries, 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 asylum 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 and 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 clergymen of any religious corporation of this State, to an amount not exceeding five thousand dollars; the land whereon any of the buildings hereinbefore men-

tioned 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 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 the 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.

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
certain cor-
porations;

(6) Graveyards not exceeding ten acres of ground, and cemeteries and buildings for cemetery use erected thereon.

Burial
grounds;

Fire com-
panies;

(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.

Railroads and
canals;

(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.

Firemen,
soldiers, etc.,
exemptions;

(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 or 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 district, 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 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

\$500 ex-
emption;

Where ex-
empt.

Evidence of
right of
exemption.

Certificate
furnished.

honorable discharge, which shall be the last discharge, or the certificate of the Adjutant-General of the 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 services 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 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

Allowance of
exemptions.

No charge
for affidavits,
certificates,
etc.

Return of taxes collected.	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.
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; <i>provided</i> , that all income derived from said property in excess of the expense of its maintenance and operation, shall be used exclusively for the benefit of such crippled soldiers and sailors.
Proviso.	
Household goods;	(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.
Bank stock;	(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.
Turnpikes;	(14) The turnpike road of any turnpike company used by the public without the payment of tolls.
Metals in transit;	(15) The metal contents of ores and unrefined metals owned by nonresidents of New Jersey and stopped in transit through the State for the purpose of refining.
Personal property in storage.	(16) All personal property stored in a warehouse of any person, copartnership or corporation engaged in the business of storing goods for hire.
Repealer.	2. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 222.

A Supplement to 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. The State Highway Commission may, in addition to the routes already designated in the act of which this act is a supplement, at its discretion and as soon as practicable, lay out a route for a State Highway System from Freehold to Mount Holly via the old Monmouth road. Additional route.

2. Existing highways may be made use of whenever it is convenient so to do, but the commission may lay out, open and improve new roads over acquired rights of way, and it may also lay out routes in continuation of, connecting with, or in addition to the routes herein specified. Existing roads used.

3. The route referred to in this act and the work contemplated hereunder shall be governed by the provisions of the act to which this act is a supplement. Provisions of act applicable.

4. This act shall take effect immediately.
Passed March 21, 1925.

CHAPTER 223.

An Act to amend an act entitled "An act providing for the regulation of vehicles, animals, and pedestrians on all public roads and turnpikes, and prescribing and regulating process and the service thereof, and proceedings for the violation of the provisions of the act and penalties for said violations, and granting authority to towns, cities, boroughs and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians, and animals, and designating the authorities to enforce its provisions, and defining their powers and their authority," 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 4
amended.

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

Rules as to
movement
of vehicles.

Right of Way. On all public roads, streets, highways or turnpikes, the following rules and regulations shall be in force:

Right of way.

(1) Every driver of a vehicle approaching the intersection of a street or public road shall grant the right of way at such intersection to any vehicle approaching from his right; *provided*, that whenever traffic officers are stationed that they shall have full power to regulate traffic; *and provided, further*, that upon any street or street intersection where the traffic is controlled by signal lights, such signal lights shall regulate the traffic.

Proviso.

Proviso.

Street cars.

(2) Subject to subsection one of this part, street cars shall have the right of way between cross roads or cross streets over all other vehicles, and the driver or person in control of any vehicle proceeding upon the track in front of the car shall immediately turn out on

signal from the motorman or person in control of the street car.

(3) Any driver of any vehicle on the street car tracks following the street car shall keep at least ten feet from said car, when following the street car shall turn off the track when the car stops and proceed as provided in section two, subsections ten and eleven of this act.

Following
and passing
street car.

(4) Slow-moving and heavily-laden vehicles shall keep as near to the right-hand boundary of the road or the right-hand curb, as the case may be, as possible so as to allow free passage for faster-moving vehicles.

Slow-moving
vehicles.

(5) The engines and other vehicles of any fire department of any municipality of this State, or of any volunteer fire company, shall have the exclusive right of way as against any and all vehicles or pedestrians and upon any and all of the streets or public highways of this State, while such engines or other fire department or company vehicles are engaged in answering an alarm of fire. It shall be the duty of all persons engaged in driving any motor or other vehicle, other than said engines and fire department and company vehicles, to propel the same, and the duty of all pedestrians to remove themselves from the path of said engine or other fire department or company vehicles upon the first knowledge of warning of the approach thereof.

Rights of
fire depart-
ment.

Clear passage.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 224.

A Supplement to 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, nineteen hundred and seventeen.

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

Additional
route.

1. The State Highway Commission may, as soon as it deems it expedient and practicable for the purpose of relieving traffic congestion on Route No. 4, lay out and improve as part of the State Highway System, a road commencing at the northerly end of the road known as the Ocean boulevard at Atlantic Highlands, and thence continuing westerly and northerly through Leonardo, Ocean View, Port Monmouth, Keansburg, Union Beach, First street, Keyport, and ending at State Highway Route No. 4 in the borough of Keyport, said route being laid as near the shore front of Sandy Hook and Raritan bays as practicable.

Existing roads
used.

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.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 225.

A Supplement to 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. The State Highway Commission shall, in addition to the routes already designated in the act of which this act is a supplement, as soon as practicable, lay out a route for a State Highway System, as follows: From Far Hills to the New York State line at or near Tri-States, by way of Chester, Flanders, Netcong, Andover, Newton, Rosses Corner, Branchville and Hainesville. Said route shall be as short and direct as practicable between the points specified, general regard being had for other requirements of the act of which this act is a supplement. Additional route.

2. Existing highways may be made use of whenever 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 herein specified. Existing roads used.

3. This route shall not be laid out until after all other routes designated by the act to which this act is a supplement, have been completed unless the State Highway Commission shall deem it advisable to lay out and construct the same prior to such time. When constructed.

4. The route referred to in this act and the work contemplated thereunder shall be governed by the provisions of the act to which this act is a supplement. Provisions governing.

5. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 226.

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.

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

Section 6
amended.

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

Three per-
sons may
incorporate.
Certain pur-
poses excepted.

6. Upon executing, recording and filing a certificate pursuant to all the provisions of this act, three or more persons may become a corporation for any lawful purpose or purposes whatever, other than a savings bank, a building and loan association, an insurance company, a surety company, a railroad company, a telegraph company, a telephone company, a canal company, a turnpike company, or other company which shall need to possess the right of taking and condemning lands in this State, or other than a corporation provided for by "An act concerning banks and banking (Revision of 1899)," or by "An act concerning trust companies (Revision of 1899)," or by "An act concerning safe deposit companies (Revision of 1899)." It shall, however, be lawful to form a company hereunder for the purpose of constructing, maintaining and operating railroads, telephone or telegraph lines outside of this State, and for the purpose of constructing, maintaining and operating works for the supply and distribution of electricity for electric light, heat or power in or outside of this State; *provided*, that any company organized under the provisions of this act for cremation purposes shall, before beginning business, file a certified copy of its certificate of incorporation with the State Board of Health and obtain from said board a license to carry on said business, under such rules and regulations as said board may prescribe.

Operating
outside State.

Proviso.

2. Section twenty-eight of the act to which this is an amendment, be and the same is hereby amended to read as follows: Section 28 amended.

28. Any corporation of this State, whether organized under a special act of incorporation or under general laws, excepting railroad and canal corporations, may increase or decrease its capital stock, change its name, the par value of the shares of its capital stock, or the location of its principal office in or out of this State, change its common stock into one or more classes of preferred stock, create one or more classes of preferred stock, and fix any method of altering its by-laws permitted by the act to which this is a supplement, in the manner prescribed in the foregoing section, and any corporation may, in the same manner, relinquish one or more branches of its business, or extend its business to such branches as might have been inserted in its original certificate of incorporation. Changes in certificate of incorporation.

Nothing in this act contained shall be construed in any way to amend, alter or modify the provisions of section eighteen of the act to which this act is a supplement. Branches.

3. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately. Construing act.

Passed March 21, 1925. Repealer.

CHAPTER 227.

An Act to authorize and empower corporations now or hereafter organized and existing under and by virtue of any law of this State, for the purpose of supplying electricity for light, heat or power, and defined as public utilities, by an act entitled "An act concerning public utilities: to create a Board of Public Utility Commissioners and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, to acquire land or any interest therein, by condemnation, for the distribution of electricity.

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

Acquiring
property by
condemnation.

Conditions.

1. Any corporation now or hereafter organized and existing under and by virtue of any law of this State for the purpose of supplying electricity for light, heat or power, and defined as a public utility by an act entitled "An act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, in addition to and not in substitution of whatever other right, power and authority it may have and possess, in case it cannot acquire any land or interest therein which may be reasonably necessary for the distribution of electricity to the public for any of the purposes aforesaid, from the owner, by reason of disagreement as to the price or legal incapacity or absence of the owner, or inability to convey a valid title, or because the names or residences of such owner or owners may be unknown, or for any other reason, may take or acquire such land or interest therein as may be reasonably necessary for a right of way under the provisions of an act entitled "An act to

regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of one thousand nine hundred)," and the amendments thereof and supplements thereto; *provided, however*, no posts or poles, towers or other structures shall be erected by virtue of the authority given by this act in any road, street or highway without first obtaining a designation of the location thereof by the governing body having control of the road, street or highway in which the lands so as aforesaid to be condemned shall be located, or if the road, street or highway be a State highway, without first obtaining a designation of the location thereof by the State Highway Commission, and that such posts or poles, towers or other structures shall be subject to such reasonable regulations as may be imposed by the body having control of such road, street or highway, and shall be so located as in no way to interfere with the safety or convenience of persons traveling on or over the said roads, streets or highways.

Proviso.

Location of
line design-
nated.

2. None of the rights and powers conferred by this act shall be used or enforced by any such corporation until and unless such corporation shall have applied to the Board of Public Utility Commissioners of this State upon the petition of such corporation and the Board of Public Utility Commissioners after due notice, including notice to the owner or owners of the land or interest therein to be condemned and to any other parties having an interest of record therein, if known and resident of this State, and if unknown or not resident of this State, then by such publication as the said board shall prescribe, and public hearing, shall have found that the property desired is reasonably necessary for the service, accommodation, convenience or safety of the public and that the taking of such property is not incompatible with the public interest and would not unduly injure the owners of private property. And the said Board of Public Utility Commissioners is hereby authorized and empowered to determine the necessity as aforesaid for the use of the land or interest therein so sought to be condemned and to make and establish such reasonable rules and regulations governing the form and method

Petition to
board of
utilities.

Determine
necessity.

of such application and the time and manner of the notice of such public hearing as it may deem proper, and said board shall have full power and authority to enforce the provisions of this paragraph.

Repealer.

3. All acts and parts of acts inconsistent with this act to the extent of such inconsistency, are hereby repealed, and this act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 228.

An Act to authorize savings banks to establish branch offices or agencies for the transaction of their business.

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

Savings banks
may have
branches.

Proviso.

Proviso.

Proviso.

Proviso.

1. Any savings bank incorporated under the laws of this State may establish, with the written approval of the Commissioner of Banking and Insurance, and maintain branch offices or agencies for the transaction of its business; *provided*, that the approval of the Commissioner of Banking and Insurance shall be given by him only if he shall be of the opinion that the establishment of such branch office or agency will be beneficial to the public; *and provided*, that any savings bank establishing such branch office or agency shall have, according to its last annual report, a surplus of not less than five per centum of the amount of its deposits, and, in addition, fifty thousand dollars of surplus for each branch office or agency established, over and above said five per centum of the amount of deposits; *and provided, further*, that such branch office or agency shall be established only within the corporate limits of the municipality (other than county) in which such savings bank is located; *and provided, further*, that no such branch office or agency shall be established in any municipality

(other than county) if the population thereof be less than twenty-five thousand, according to the latest decennial, State or Federal census, and not more than one such branch office or agency shall be established by any such savings bank, if the population of the municipality wherein the same is located, be according to such census less than fifty thousand, and no more than two such branch offices or agencies shall be established by such savings bank if the population of such municipality, according to such census, be less than one hundred thousand; *and provided, further*, that the establishment of such branch office or agency shall not be approved by the Commissioner of Banking and Insurance, unless at the time of application therefor national branch banking shall be enabled to be established by act of Congress in the State of New Jersey.

Proviso.

2. Any savings bank may acquire and hold a lot or lots whereon are erected or may be erected building or buildings requisite for the convenient transaction of the business of any such branch offices or agencies and from portions of which, not required for its own use, revenue may be derived, subject, however, to the restrictions and limitations contained in section thirty-three of an act entitled "An act concerning savings banks," approved May second, nineteen hundred and six; or may lease space for the transaction of such business.

Acquiring
and holding
real estate.

3. Any savings bank may discontinue any such branch office or agency with the written approval of the Commissioner of Banking and Insurance, and upon such prior public notice as he shall prescribe.

Discontinuance
of branch.

4. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 229.

An Act to amend an act entitled "An act relating to municipalities governed by an improvement commission, the boundaries of which improvement commission are coextensive with those of such municipality, and providing for the appointment of a board of assessors to make assessments for taxes therein," approved March eighth, one thousand nine hundred and twenty-four.

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

Assessors.

1. In every township of this State governed by an improvement commission the boundaries of which improvement commission are coextensive with the boundaries of such township all assessments for the purpose of collecting and raising taxes shall hereafter be made by a board of assessors consisting of three citizens and residents of said municipality. The members of such board of assessors shall be appointed by the mayor with the consent of the improvement commission. One of such persons so appointed shall be designated by the mayor as secretary. The members shall not be removed from such office, except upon a majority vote of the improvement commission after a hearing upon written charges, and shall also be subject to removal upon complaint of the State Board of Taxes and assessments in the same manner as the assessors in townships may be removed. Such board of assessors shall perform all the duties imposed by law upon the assessors in townships.

Appointment.

Removal.

Concurrence
in assessments.

All assessments made by such board of assessors shall be concurred in by a majority of the board. The assessment list and duplicate shall be verified by at least two members of the board.

Salary.

Proviso.

2. The members of the board of assessors shall receive such salary or compensation as the improvement commission may by order from time to time fix; *provided*, that the compensation of any member of such board shall not be decreased during his term of office without his written consent.

3. The office of assessor in every municipality governed by an improvement commission the boundaries of which improvement commission are coextensive with the boundaries of such township is hereby abolished on and after June thirtieth, one thousand nine hundred and twenty-four. Office abolished.

4. This act shall take effect immediately.
Passed March 21, 1925.

CHAPTER 230.

A Supplement to 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. The State Highway Commission may as soon as it deems it expedient and practical lay out a route for the State Highway System, as follows: Additional route.

Beginning at Park place, Morristown, connecting with Route No. 5 at this point, and continuing through Mendham, Chester, Long Valley, and ending in Hackettstown at the intersection of Route No. 5 at the soldier's monument. Location.

Said route shall be as short and direct as practicable between the points specified, due regard being had for the other requirements of the act. Direct.

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 specified. Existing roads used.

2. This act shall take effect immediately.
Passed March 21, 1925.

CHAPTER 231.

An Act authorizing the State Board of Commerce and Navigation to acquire and thereafter to preserve the Barnegat Light House.

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

Acquiring
Barnegat
Light House.

1. The State Board of Commerce and Navigation, acting for and on behalf of the State of New Jersey, is hereby authorized and empowered to acquire from the Federal Government, by gift, grant, purchase or in any other lawful manner, the Barnegat Light House and Curtilage, situate near Barnegat City, New Jersey, and thereafter to provide for the preservation of the same.

Appropriation.

2. There is hereby appropriated the sum of seventy-five thousand dollars, or so much thereof as may be necessary, for the said acquisition and said preservation.

3. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 232.

A Supplement to an act entitled "An act authorizing the construction of the Inland Waterway, extending from Cape May to Bay Head, along the Atlantic coast, and making an appropriation therefor.

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

Appropriation
to deepen
channel.

1. The sum of one hundred and sixty thousand dollars (\$160,000) or so much thereof as may be necessary be, and it is hereby appropriated out of the State fund when included in any annual or supplemental appropriation bill for the purpose of deepening the Inland Waterway channel from Atlantic City through Great bay to

Grassey channel, near New inlet, to a depth of nine (9) to ten (10) feet at mean low water and a bottom width of one hundred (100) feet, with appropriate side slopes, **Lights.** and to install range lights and lighted buoys throughout.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 233.

A Supplement to 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, nineteen hundred and seventeen.

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

1. The State Highway Commission shall as soon as practicable lay out for and as a part of the State Highway System the road beginning at Main street and Stevens avenue, South Amboy, and running thence (1) along Main street, South Amboy, continued, to the Cheesequake road, thence (2) along said Cheesequake road by way of Rose's corner southerly to the village of Cheesequake, and from thence running (3) easterly at or near a point where said road intersects road from Cheesequake to Old Bridge to a point near Cheesequake known as Brown's Garage, at which point the Morris-town road and the Mount Pleasant road intersect, and running thence (4) southeasterly from Brown's Garage along the Mount Pleasant road to a point where said road intersects the Old Bridge-Matawan road, recently completed, thence (5) continuing along said road in a southeasterly direction to that part of Matawan known and designated as Freneau, and from thence running (6) along Main street, Matawan, or same continued, in a northeasterly direction to a point where said road is intersected with a street known as Clark street, Key-

Additional
route from
South Amboy
to route 4.

port, or Clark street extended, and running thence (7) in an easterly direction along Clark street to where this street intersects State Highway Route No. 4.

Repealer.

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

Passed March 21, 1925.

CHAPTER 234.

An Act concerning mutual fire insurance companies.

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

Term of
directors.

1. All mutual fire insurance companies organized by special acts of the Legislature of the State of New Jersey prior to the year eighteen hundred and seventy-five shall have power, if deemed for their best interests, to elect their directors for three-year terms and shall have further power to accept cash payments for premiums, or any portion thereof.

Cash pay-
ments.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 235.

An Act authorizing the Board of Commerce and Navigation to construct a bridge or bridges across the Inland Waterway Canal at Pine Bluff, of Casey avenue, in the borough of Point Pleasant, Ocean county, and at such other points as may be deemed necessary, and authorizing an appropriation therefor.

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

Bridge across
Inland canal
at Point
Pleasant.

1. The Board of Commerce and Navigation is hereby authorized to construct a bridge or bridges across

the Inland Waterway Canal at Pine Bluff, or Casey avenue, in the borough of Point Pleasant, Ocean county, and at such other points across said canal as said board may, in its discretion, deem necessary and advisable.

2. The said Board of Commerce and Navigation is hereby authorized to have plans and specifications prepared for said bridge or bridges and to award a contract or contracts for its or their construction to the lowest responsible bidder, in accordance with existing laws. Plans and contract.

3. For the purpose of carrying out the provisions of this act the sum of one hundred thousand dollars is hereby appropriated. Appropriation.

4. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 236.

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 provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which amendment was itself approved March fifteenth, one thousand nine hundred and twenty-two.

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

1. Amend section seventy-five of the act to which this act is an amendment so as to read as follows: Section 75 amended.

75. Between the first and fifteenth day of February in each year, said board of school estimate shall fix and determine the amount of money necessary to be appropriated for the use of the public school in such district for the ensuing school year, exclusive of the amount Moneys necessary determined.

which shall have been apportioned to it by the county superintendent of schools in the manner set forth in the preceding paragraph. Said board of school estimate shall, on or before the last-named date, make two certificates of said amount, signed by at least three members of the said board, one of which certificates shall be delivered to the board of education of said school district and the other to the common council, board of finance or other body in the city having the power to make appropriation of money raised by taxes in such city. Said common council, board of finance or other body, shall, upon receipt of said notice, appropriate by including the amount so certified as aforesaid in the tax ordinance and said amount shall be assessed, levied and collected in the same manner as money appropriated for other purposes in such city shall be assessed, levied and collected; *provided*, that any amount in excess of one and one-half per centum of the valuation of the assessable ratables of such city as determined by the county board of taxation, of the county in which said city is situated, shall be appropriated only with the concurrence and consent of said common council, board of finance or other body expressed by its resolution duly passed; *and provided*, *further*, that if the charter of the city shall limit the amount of tax or the rate of taxation in said city, so that the purposes of this section cannot be carried out, or shall otherwise by its terms prevent the carrying out of said purposes, said charter of limitation shall be hereafter held not to apply to the raising of money under the provisions of this section.

Certificates of amount needed.

Appropriation.

Proviso.

Proviso.

In case of necessity additional funds provided.

Whenever a city board of education shall decide that it had underestimated in its annual estimate under section seventy-four of this act, the amount of moneys necessary for the current expenses of and for repairing and furnishing the public schools of said school district for the said school year or whenever a city board of education shall decide that it is necessary to raise additional funds for repairing or making usable any property destroyed or made unusable by accident or other cause of such district which were not foreseen when its said annual estimate was made up or to defray the expenses

of any and all emergencies which had arisen since the making of the said annual estimate, said board of education shall prepare and deliver to each member of the said board of estimate of the said school district, a statement of the amount of money estimated to be necessary for such purpose or purposes, said board of school estimate shall thereupon meet within a reasonable time and shall fix and determine the amount necessary for such purpose or purposes and shall make two certificates of such amount, one of which certificate shall be delivered to said board of education and the other to the common council, board of finance or other body in the city having the power to make appropriations of money raised by taxes in such city, hereinafter designated as the governing body; said governing body shall thereupon immediately appropriate such sum or sums for such purpose or purposes and shall raise said sum or sums in the manner provided by law for the raising of said funds by said city in emergencies and that the raising of the funds required by the certificate of the board of school estimate, in such a case, shall be considered an emergency. Upon raising of said funds the governing body shall cause said sum or sums to be forthwith paid to the custodian of school funds of the school district for said purpose or purposes.

Amount
determined.

Appropriation.

Paid to
custodian of
school funds.

2. This act shall take effect immediately.

Passed March 21, 1925.

New Jersey State Library

CHAPTER 237, LAWS OF 1925.

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-six, and regulating the disbursement thereof.

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

Annual appro-
priations.

Unexpended
balances to
lapse into
treasury.

1. The following sums or so much thereof as may be necessary, be and they are hereby 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-six, 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, or in case of appropriations from special funds shall lapse to the credit of such special funds.

A. EXECUTIVE AND ADMINISTRATIVE.

A 1. ATTORNEY-GENERAL'S DEPARTMENT.

Attorney-
General's
office.

Salaries:

Attorney-General,	\$7,000 00
Assistant Attorney-General,	5,000 00
Second Assistant Attorney-General,	4,800 00
Chief legal assistant,	6,000 00
Chief legal assistant,	6,000 00
Senior legal assistant,	5,000 00
Senior legal assistant,	4,500 00

Compensation for other as-		
sistants,	15,520 00	
	<hr/>	\$53,820 00
Traveling expenses,		1,000 00
Blanks, stationery and printing,		1,400 00
Miscellaneous:		
For the purpose of carrying		Prosecutions.
on the prosecution of viola-		
tions of the Corrupt Prac-		
tice Act; <i>provided, how-</i>		Proviso.
<i>ever</i> , that the use of these		
funds may be applied for		
the procuring of evidence,		
counsel fees and such other		
expenses incident and neces-		
sary for such prosecution,		
but for no other purpose		
whatsoever,	\$2,500 00	
Compensation and expenses of		
counsel employed by the At-		
torney-General in foreign		
States to collect taxes due		
from bankrupt and other		
insolvent corporations, ...	500 00	
Law books,	600 00	
Office equipment,	500 00	
Incidentals,	1,500 00	
	<hr/>	5,600 00
		<hr/>
		\$61,820 00
		<hr/>

A 2. BUDGET ACT EXPENSES.

For salaries and expenses for the purpose		Budget com-
of carrying into effect the provisions of		mission.
chapter 15, Laws of 1916, known as the		
"Budget Act,"	\$15,000 00	
	<hr/>	

A 3. CIVIL SERVICE COMMISSION.

Salaries:

Civil Service.	Commissioners,	\$15,500 00	
	Chief Examiner and secretary,	6,000 00	
	Assistant Chief Examiner,	3,900 00	
	Assistant secretary,	2,400 00	
	Two senior examiners,	6,600 00	
	Senior examiner,	3,000 00	
	Medical examiner,	3,600 00	
	Janitors,	100 00	
	Special examiners,	1,000 00	
	Monitors,	1,000 00	
	Compensation for assistants,	45,900 00	
			\$89,000 00
	Traveling expenses,		2,000 00
	Printing and office supplies,		6,000 00
Miscellaneous:			
	Advertising,	\$2,500 00	
	Office equipment,	1,000 00	
	Incidentals,	1,800 00	
			5,300 00
			<u>\$102,300 00</u>

A 4. COMPTROLLER'S DEPARTMENT.

Salaries:

Comptroller's office.	Comptroller,	\$6,000 00	
	Deputy Comptroller,	6,000 00	
	Clerical services,	19,420 00	
			\$31,420 00
	Blanks, stationery and printing,		4,500 00
Miscellaneous:			
	Premium on surety bonds,	\$300 00	
	Incidentals,	3,500 00	
			3,800 00

Audit Department.

Salaries:

Chief auditor,	\$6,000 00	Auditing.
Auditors and assistants, ..	23,400 00	

29,400 00

Traveling expenses,	1,000 00
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Inheritance Tax Department.

Salaries:

State supervisor,	\$7,000 00	Inheritance
Two district supervisors, .	8,000 00	tax collection.
Two head clerks,	7,400 00	
Compensation for assist-		
ants,	107,010 00	

129,410 00

Expenses,	12,000 00
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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.

State Athletic Commissioner

For the purpose of carrying out the provisions of chapter 247, Laws of 1918, as amended by chapter 189, Laws of 1923,

Athletic Com-
missioner.

20,000 00

\$231,530 00

A 5. DEPARTMENT OF PUBLIC REPORTS.

Salaries:	
Public reports.	Commissioner, \$2,000 00
	Clerk, 600 00
	<hr/> \$2,600 00
	Blanks, stationery and printing, 25 00
	<hr/> \$2,625 00
	<hr/>

A 6. EMERGENCY FUND.

Emergencies.	For the Governor, to enable him to meet any emergency requiring the expenditure of money not otherwise appropriated, and to cover any incidental expense of commissioners appointed by him under statute, or in his discretion, \$10,000 00
	<hr/>
	<hr/>

A 7. EXECUTIVE DEPARTMENT.

Salaries:	
Executive Department.	Governor, \$10,000 00
	Secretary to the Governor, 5,000 00
	Executive Clerk, 2,800 00
	Compensation for assistants, 8,580 00
	<hr/> \$26,380 00
	Traveling expenses, 1,500 00
	Blanks, stationery and printing, 1,500 00
	Incidentals, 2,350 00
	Maintenance of Secretary to the Governor during encampment, 1,000 00
	<hr/> \$32,730 00
	<hr/>

A 8. SECRETARY OF STATE.

Salaries:	
Secretary of State.	Secretary of State, \$6,000 00
	Assistant Secretary of State, 3,000 00

Chief clerk,	6,000 00	
Head clerk,	3,600 00	
Election clerk,	3,500 00	
Compensation for assistants,	23,800 00	
	<hr/>	\$45,900 00
Traveling expenses,		300 00
Blanks, stationery, printing and office supplies,		8,500 00
Miscellaneous:		
Metallic cases,	\$1,000 00	
Election supplies,	30,000 00	
Preserving early probate records,	200 00	
Printing copies of "An act concerning corporations,"	5,000 00	
Express,	100 00	
Incidentals,	1,600 00	
	<hr/>	37,900 00
		<hr/>
		\$92,600 00
		<hr/>

A 9. SECRETARY OF STATE, MOTOR VEHICLE DEPARTMENT.

Salaries:

Commissioner,	\$3,000 00	Motor Vehicle Department.
Special Counsel,	6,000 00	
Compensation for inspectors, clerks, et cetera, ..	201,065 00	
	<hr/>	\$210,065 00

Traveling Expenses:

Expenses of inspectors and equipment,	37,500 00
Blanks, stationery and printing,	23,000 00
Postage, expressage and incidentals,	20,000 00

Miscellaneous:

Automobile markers,	\$150,000 00
Purchase of automobiles, ..	16,865 00
Liability insurance,	1,200 00

Refunds for errors in rating,	500 00	
Printing copies of laws,..	9,500 00	
Filing cabinets,	3,000 00	
Purchase of typewriters,..	7,000 00	
		188,065 00
Payment of 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.		
		<u>\$478,630 00</u>

A 10. STATE HOUSE COMMISSION.

State House Commission.	Salaries and Wages:		
	Custodian,	\$4,000 00	
	Chief engineer,	3,600 00	
	Superintendent (State office building),	2,620 00	
	Compensation of assistants and helpers,	108,047 00	
			\$118,267 00

Maintenance:

Fuel and power (for this purpose only),	\$23,000 00
Light,	15,000 00
Sundry supplies,	15,000 00
Current repairs,	20,000 00
Telephone and telegraph, .	2,500 00
Furniture, office supplies and carpets,	2,500 00
Insurance (for this purpose only),	2,500 00
Capitol post office, postage,	35,000 00
Freight and express,	250 00
Traveling expenses,	50 00
Incidentals,	300 00
Maintenance of Stacy Park and Capitol grounds, ...	3,500 00

Laying out, planting and care of grounds at State office building,	2,000 00	
Purchase of portraits of Hon. George S. Silzer, Governor of this State, and Hon. John Frank- lin Fort, former Gov- ernor of this State, pur- suant to Joint Resolu- tion No. 4, approved March 28, 1904,	1,500 00	123,100 00
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Additions and Improvements:		
Purchase of property adja- cent to State Capitol grounds on the west, . .	\$65,000 00	
Purchase of land and build- ings adjoining Stacy Park,	60,000 00	
Erection of additional building on Inter-State Fair Grounds for housing State exhibit, . .	10,000 00	135,000 00
<hr/>		
New Buildings:		
For the construction and maintenance of a permanent State building at the Exposition to be held in the City of Philadelphia, in 1926, pursuant to chapter 70, Laws of 1922,		100,000 00

State Printing Board.

Salaries and Wages:		
Public Printer,	900 00	Printing board.
Miscellaneous:		
Legislative printing,	\$50,000 00	
Printing and binding public documents,	23,000 00	

Printing and circulating laws,	10,000 00	
		83,000 00

State Purchasing Department.

Purchasing Department.	Salaries and Wages:		
	State Purchasing Agent, ..	\$5,000 00	
	Assistant State Purchasing Agent,	4,800 00	
	Compensation of assistants and clerical services, ..	17,880 00	
	Expert services,	1,500 00	
			29,180 00
	Miscellaneous:		
	Traveling expenses,	\$800 00	
	Telephone and telegraph, ..	800 00	
			1,600 00
	Materials and Supplies:		
	Vehicular transportation ex- penses,	\$700 00	
	Printing, office supplies and equipment,	4,000 00	
			4,700 00
			<u>\$595,747 00</u>

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 reimbursement of the appropriation provided 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
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68, Pamphlet Laws of one thousand nine hundred and sixteen, and the expenses of handling, storing and transporting purchases, so made, 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 11. TREASURER'S DEPARTMENT.

Salaries:

Treasurer,	\$6,000 00	Treasurer's office.
Cashier,	5,000 00	
Assistant cashier,	3,600 00	
Compensation for other as- sistants,	14,700 00	
Additional and temporary employees,	2,000 00	
	<hr/>	
	\$31,300 00	
Blanks, stationery and printing,	1,500 00	
Incidentals,	1,000 00	
Premium on surety bond for Treasurer and deputy treasurer,	750 00	
Premium on check insurance,	500 00	

Department of Municipal Accounts.

Salaries:

Commissioner,	\$5,000 00	Municipal accounting.
Supervising auditor,	3,600 00	
Three senior auditors; one at \$3,300.00, one at \$3,045.00, and one at \$3,000.00, respectively, .	9,345 00	

Compensation for auditors and other assistants, ...	17,055 00	
		35,000 00
Traveling expenses,		6,000 00
Blanks, stationery and printing,		2,000 00
Incidentals,		450 00
Furniture and equipment,		250 00
Miscellaneous:		
Expenditures under provisions of sec- tion 3 (b), chapter 266, Laws of 1918,		2,500 00
		<u>\$81,250 00</u>

A 12. INAUGURATION EXPENSES.

Inaugural expenses.	Expenses of inauguration of the Gov- ernor,	\$4,000 00
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B. LEGISLATIVE.

B 1. LEGISLATURE.

Legislature.	Salaries:	
	Senators and Assemblymen, \$40,833 32	
	Compensation for officers and employees,	51,000 00
		<u>\$91,833 32</u>
	Miscellaneous:	
	Manuals of the Legislature, \$5,258 00	
	Indexing Journal and Min- utes and other incidental and contingent expenses, 20,000 00	
	Toilet and other necessary articles, to be furnished by the State House Com- mission,	1,250 00
		<u>26,508 00</u>
		<u>\$118,341 32</u>

C. JUDICIAL.

C 1. CLERK IN CHANCERY.

Salaries:

Clerk in Chancery,	\$6,000 00	Clerk in Chancery.
Chief clerk,	5,000 00	
Law clerk,	3,600 00	
Compensation for assist- ants,	40,570 00	
	<hr/>	
	\$55,170 00	
Blanks, stationery and printing,	6,000 00	
Incidentals,	1,500 00	
Steel filing cases,	2,000 00	
	<hr/>	
	\$64,670 00	
	<hr/>	

C 2. CLERK OF THE SUPREME COURT.

Salaries:

Clerk of Supreme Court, . .	\$6,000 00	Clerk of Supreme Court.
Chief clerk,	4,200 00	
Compensation for assist- ants,	26,465 00	
	<hr/>	
	\$36,665 00	
Blanks, stationery and printing,	3,500 00	
Typewriters, furniture, office equipment, diaries and Legislative Manuals,	1,500 00	
Incidentals,	1,000 00	
	<hr/>	
	\$42,665 00	
	<hr/>	

C 3. COURT OF CHANCERY.

Salaries:

Chancellor,	\$19,000 00	Court of Chancery.
Vice-Chancellors,	180,000 00	
Compensation and traveling expenses of sergeants-at- arms,	13,500 00	

Compensation and allowance of advisory masters and their official stenographers,	14,000 00	
Compensation and traveling expenses of stenographers and for services pursuant to section 103 of chapter 158 of the Laws of 1902,	40,000 00	
Compensation for Chancellor's secretary,	1,800 00	
	<hr/>	\$268,300 00
Blanks, stationery and printing,		2,500 00
Postage,		500 00
Miscellaneous:		
Rent of rooms in Atlantic City, Jersey City and Newark,	\$30,922 00	
Miscellaneous expenses in connection with such rooms,	500 00	
	<hr/>	31,422 00
		<hr/>
		<u>\$302,722 00</u>

C 4. COURT OF ERRORS AND APPEALS.

Salaries:

Court of
Errors and
Appeals.

Compensation of judges of the Court of Errors and Appeals, at \$40.00 per diem,	\$30,000 00	
Compensation of officers, .	3,500 00	
	<hr/>	\$33,500 00

Blanks, Stationery and Printing:

Printed or typewritten copies of draft of opinions under the direction of the presiding judge,	2,000 00
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Binding State cases, briefs, et cetera, and printing list of causes, et cetera,	750 00
	<u>\$36,250 00</u>

C 5. COURT OF PARDONS.

Salaries:

Compensation of judges of the Court of Pardons, at \$20.00 per diem,	\$5,000 00	Court of Pardons.
Compensation of clerk and stenographer,	1,300 00	
	<u>\$6,300 00</u>	
Traveling expenses,	350 00	
Blanks, stationery and printing,	900 00	
Incidentals,	225 00	
	<u>\$7,775 00</u>	

C 6. COURT EXPENSES.

Salaries:

For compensation of judges of the Court of Common Pleas, pursuant to section 49, chapter 149, Laws of 1900,	\$4,000 00	Transferred cases.
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C 7. LAW AND EQUITY REPORTS.

Salaries:

Chancery reporter,	\$500 00	Legal reports.
Supreme Court reporter,	500 00	
	<u>\$1,000 00</u>	
Publication of Chancery reports,	11,500 00	
Publication of Law reports,	11,500 00	
Binding Chancery and Law reports,	4,000 00	
	<u>\$28,000 00</u>	

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, pursuant to chapter 81 of the Laws of 1901, ...	\$30,838 12
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C 9. SUPREME COURT.

Supreme Court.	Salaries:	
	Chief Justice,	\$19,000 00
	Associate justices,	144,000 00
	Circuit Court judges,	120,000 00
	Compensation for assistants,	2,000 00
	Board of bar examiners, salary of members, secretary and messenger, ..	9,800 00
		<hr/>
		\$294,800 00
	Blanks, stationery and printing,	500 00
	Incidentals,	30 00
Miscellaneous:		
	Other expenses incurred by court order,	3,000 00
		<hr/>
		\$298,330 00

D. REGULATIVE.

D 1. BOARD OF COMMERCE AND NAVIGATION.

Commerce and Navigation.	Salaries:	
	Director,	\$6,000 00
	Counsel for the board, ..	5,000 00
	Consulting Engineer,	3,000 00
	Other assistants, public hearings, searches, surveys, witnesses on trespasses, et cetera,	31,000 00
		<hr/>
		\$45,000 00

Traveling expenses,	5,000 00
Blanks, stationery and printing,	1,800 00

Postage and Incidentals:

Postage,	\$400 00	
Incidentals,	3,000 00	
		<hr/> 3,400 00

Miscellaneous:

For the construction, repair or preservation of sea walls, bulkheads and jetties and other approved devices necessary and proper to protect the riparian lands of this State, pursuant to chapter 318, Laws of 1920, and chapter 39, Laws of 1925, as follows:

Zone 1: Extending from
Sandy Hook to
Manasquan inlet, ... \$90,000 00

Zone 2: Extending from
Manasquan inlet to
Great Egg Harbor
inlet, 50,000 00

Zone 3: Extending from
Great Egg Harbor
inlet to capes of Dela-
ware, 27,000 00

\$167,000 00

For the purpose of constructing a bridge or bridges across the Inland Waterway canal at Pine Bluff, in the borough of Point Pleasant, Ocean county, provided Senate Bill No. 46 becomes a law, 100,000 00

To acquire and thereafter to preserve the Barnegat lighthouse, provided Senate Bill No. 199 becomes a law, 75,000 00

Lights-buoys, Lake Hopatcong,	2,000 00
Continuing construction of Bay Head-Manasquan canal,	50,000 00
Maintenance of inland waterway from Cape May to Bay Head,	25,000 00
Rents,	5,400 00
Insurance on boats,	2,000 00
Maintenance boat "W. Parker Runyon,"	18,000 00
For maintenance of lights on waterways from Cold Spring to Ottens Harbor, and bays of Ocean county, including replacing electrics with gas types,	3,000 00
Expenses in connection with study and plans for beach protection measures, including payment of \$1,500.00 to director and \$600.00 to consulting engineer for extra services rendered,	7,500 00
For the purpose of deepening the inland waterway channel from Atlantic City through Great Bay to Grassy Channel, near New Inlet, provided Senate Bill No. 237 becomes a law,	150,000 00
For the dredging and construction of a channel between the inland waterway in Great bay and Oyster Creek landing, in Atlantic county, provid-	

ing Assembly Bill No. 95 becomes a law,	15,000 00	
For the purpose of acquiring rights of way for the New Jersey Ship canal,	150,000 00	
	<hr/>	\$769,900 00

There is hereby appropriated the undisbursed balance on the 30th day of June, 1925, of the appropriations made for the Salem River Cut Off, pursuant to chapter 51, Laws of 1921, and chapter 244, Laws of 1924.

Appropriations for maintenance of this board to be deducted from receipts, pursuant to chapter 223, Laws of 1922.

\$825,100 00

D 2. BOARD OF FISH AND GAME COMMISSIONERS.

For salaries and wages, and for the expenses of maintenance and operation of the New Jersey Board of Fish and Game Commissioners to include the expenses of administration and of the fish hatchery and the game farm:

Fish and
Game Com-
mission.

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 153 of the Laws of 1918.

All fines pursuant to the provisions of chapter 247 of the Laws of 1911.

All such receipts as are above set forth, and any balance of receipts that may

Use of re-
ceipts.

Proviso.

not have been disbursed on or before the end of the fiscal year ending June thirtieth, one thousand nine hundred and twenty-five, are hereby appropriated to the Board of Fish and Game Commissioners, but there may only be expended of said receipts and balance the amounts as itemized below, and for bills incurred during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-five, and no portion of any receipts shall lapse into the general funds of the State; *provided, however*, that an excess may be expended and is hereby appropriated above the amounts herein below indicated when expressly approved by the State House Commission, but limited to the amount of the receipts of the board for the fiscal year.

Salaries and Wages:

Protector,	\$4,000 00	
Secretary,	3,000 00	
Assistant protectors, wardens, superintendents and other officers and employees,	119,698 00	
	<hr/>	\$126,698 00

Materials and Supplies:

Food for birds, fish, poultry, horses; coal, wood, electricity, gas, farm, stable and grounds, and materials and supplies for farms and hatcheries, and general supplies, ...	\$30,000 00
Printing and office supplies,	4,610 00
Purchase of autos and exchange of boat "New Jersey",	30,000 00
Purchase of fish, game, eggs and poultry,	36,180 00

Gasoline, grease, oil, tires, tubes and maintenance of autos and boats,	25,675 00	
		126,465 00
Current Repairs,		4,115 00
Miscellaneous Expenses:		
Wardens' and commission- er's expenses,	\$12,900 00	
Postage, telephone, tele- graph and insurance, ...	2,058 00	
Miscellaneous expenses, ..	10,000 00	
		24,958 00
Additions and improvements,		5,000 00
		<u>\$287,236 00</u>

D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS.

Salaries:

Members of the board, ...	\$36,000 00	Public Utility Commission.
Counsel,	7,500 00	
Assistant to counsel,	3,600 00	
Secretary,	6,000 00	
Assistant secretary,	3,600 00	
Chief, Bureau of Utilities,	6,500 00	
Chief engineer, bridges and grade crossings,	6,500 00	
Engineers, inspectors, clerks, stenographers and other employees, ..	105,604 00	
For reporting hearings, ..	7,000 00	
		\$182,304 00
Traveling expenses,		17,500 00
Blanks, stationery and printing,		10,000 00

Miscellaneous:

Rent of offices in Newark,	\$13,500 00
Telephone and telegraph, ..	2,000 00
Office supplies,	2,000 00
Office equipment,	1,500 00

Insurance,	350 00	
Incidentals,	2,500 00	
Special investigations,	25,000 00	
	<hr/>	46,850 00
		<hr/>
		\$256,654 00
		<hr/>

D 4. BOARD OF SHELL FISHERIES.

Salaries :

Shell Fish-
eries.

Director,	\$3,000 00	
Chief of bureaus,	3,300 00	
Captains of boats, crews, guards, clerks, et cetera,	32,206 00	
	<hr/>	\$38,506 00
Traveling expenses,	2,150 00	
Blanks, stationery and printing,	250 00	

Miscellaneous :

Food (for this purpose only),	\$1,700 00	
Fuel and power (for this purpose only),	3,000 00	
Current repairs,	1,500 00	
Incidentals,	500 00	
Insurance (for this purpose only),	500 00	
Surveying and mapping, ..	500 00	
Rent of offices,	396 00	
Shelling beds, Maurice river cove,	15,000 00	
Shelling beds, Atlantic Coast department,	8,000 00	
Maintenance of Patrol boat,	3,000 00	
Installation of engine and equipment for new Guard boat,	2,500 00	
Blackman and Blackman, for refund of license fee,	150 00	
	<hr/>	36,746 00
		<hr/>
		\$77,652 00
		<hr/>

D 5. COUNTY BOARDS OF TAXATION.

For salaries of members of the county boards of taxation,	\$115,200 00	County tax boards.
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D 6. DEPARTMENT OF BANKING AND INSURANCE.

Salaries:

Commissioner,	\$6,000 00	Banking and Insurance.
Deputy Commissioner, ...	5,400 00	
Chief, Compensation Rat- ing and Inspection Bu- reau,	4,000 00	
Chief, Bureau of Banking and Insurance,	5,000 00	
Chief, Building and Loan Division,	3,900 00	
Department Investigator, .	2,700 00	
Statistician,	3,000 00	
Examiners, building and loan,	80,520 00	
Examiners in miscellaneous investigations, et cetera,	1,500 00	
Clerks, stenographers and other employees,	48,115 00	
	<hr/>	
	\$160,135 00	
Traveling expenses,	20,000 00	
Blanks, stationery and printing,	12,500 00	

Miscellaneous:

Rental of statistical ma- chines,	\$894 00
Appraisals of real estate, ..	100 00
Express, freight and cart- age,	375 00
Incidentals,	1,000 00
Office supplies and equip- ment,	1,600 00
Subscriptions to magazines, manuals, et cetera,	200 00
National convention,	100 00

Compiling and printing valuations,	150 00	
Membership fee, National Association of Supervisors of State banks,	40 00	
Rent of safe deposit boxes and post office boxes, ..	51 00	
Rent of quarters for Statistical Division, Compensation Rating and Inspection Bureau,	1,200 00	
For the purpose of conducting special investigations,	2,500 00	
		8,210 00
There is hereby appropriated all receipts necessary for the payment of examinations required by law, services and expenses of assistants, et cetera, heretofore disbursed by said department prior to their deposit in State treasury.		
		<u>\$200,845 00</u>

D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Salaries:

Conservation
and Develop-
ment.

State Geologist and Director,	\$5,000 00	
State Forester,	4,500 00	
Chief of testing laboratory,	3,900 00	
Assistant State Geologist,	3,300 00	
State Firewarden,	3,000 00	
Firewardens, forest rangers, soil classifiers, laboratory assistants, engineers, clerical assistants and other employees, ...	83,585 00	
		\$103,285 00
Traveling expenses,		11,500 00
Blanks, stationery and printing, including new maps,		6,000 00

Miscellaneous :

State's share of forest fires (for this purpose only),	\$10,000 00	
Fuel and power (for this purpose only),	1,500 00	
Insurance (for this purpose only),	300 00	
Tax lieu on State forests, .	420 00	
Repairs, laboratory, State forest buildings,	200 00	
Office equipment,	500 00	
Rental of Division Offices,	680 00	
Museum and Exhibits, . . .	3,000 00	
For the purchase of land at Washington Crossing Park and for the develop- ment of the State parks, Washington Crossing, Hacklebarney and Swartwood Lake,	75,000 00	
Income from the same, for maintenance,	400 00	
Acquisition of additional land for State forests, . .	30,000 00	
New museum cases,	800 00	
Office supplies,	700 00	
Sundry supplies,	1,100 00	
Telephone and telegraph, .	1,200 00	
Freight and expressage, ..	300 00	
		126,100 00

For all expenses in connection with the cost of dismantling, managing, and controlling the Morris canal, (a) all unexpended balances on June thirtieth, one thousand nine hundred and twenty-five, of the money heretofore appropriated for this purpose in any annual or deficiency appropriation bill and (b) all rent, tolls and other income received from said property.

Carrying out the provisions of Senate Bill No. 254, providing said bill be-

Expenses in
connection
with Morris
canal.

comes a law, said sum to be charged against the State Water Supply Fund,	20,000 00
For stream gauging, dam inspection and water supply investigations including salaries of Chief, Division of Waters, \$4,500.00 and Hydraulic Engineer, \$3,300.00, and assistants, such sum not exceeding \$35,000.00, as may be available in that fund pursuant to chapter 252, Laws of 1907, balance to remain to credit of fund (for this purpose only),	35,000 00
For maintenance of State forest—income from same,	2,000 00
Any unexpended balance on June 30th, 1925, from appropriations heretofore made to Washington Crossing Park, is hereby reappropriated.	
	<hr/> \$303,885 00
Less amount appropriated from receipts,	57,400 00
	<hr/> \$246,485 00 <hr/>

D 8. DEPARTMENT OF HEALTH.

Department of Health.	Salaries:	
	Director,	\$5,000 00
	Assistant Director and Chief of Bureau of Administration,	4,500 00
	Chief, Bureau of Vital Statistics,	3,900 00
	Chief of Bureau of Engineering,	3,600 00
	District health officers (2),	6,600 00
	Chief, Bureau of Bacteriology,	3,180 00
	Chiefs of divisions, directors, investigators, health	

officers, and other employees,	130,140 00	
	<hr/>	\$156,920 00
Traveling expenses,		23,000 00
Blanks, stationery and printing,		14,000 00

Miscellaneous:

Office equipment and supplies,	\$3,000 00	
Engineering supplies,	800 00	
Automobile maintenance, .	1,000 00	
Maintenance of shellfish inspection boat,	2,500 00	
Laboratory, equipment, apparatus and supplies, ..	12,000 00	
Two new automobiles, ...	2,500 00	
Salaries and expenses, supplies and exhibit material for the Bureau of Child Hygiene,	75,000 00	
Salaries, expenses and supplies for the Bureau of Venereal Disease Control,	25,000 00	
Legal expenses incurred in the prosecution of State cases,	1,000 00	
Sewage investigation pursuant to chapter 126, Laws of 1920,	7,000 00	
Indexing birth records, ..	3,000 00	
Telephone service, maintenance tabulating machine and typewriters, insurance, expressage and other incidental expenses,	2,500 00	
	<hr/>	135,300 00
		<hr/>
		\$329,220 00
		<hr/>

D 9. DEPARTMENT OF LABOR.

Salaries:

Department
of Labor.

Commissioner of Labor, ..	\$6,000 00	
Commissioner Workmen's Compensation,	1,500 00	
Deputy Commissioners Workmen's Compensation (four),	12,300 00	
Chiefs of bureaus (four),	16,500 00	
Referees (two),	6,900 00	
Examiners, inspectors, clerks and other em- ployees,	132,980 00	
		\$176,180 00
Traveling expenses,		25,000 00
Blanks, stationery and printing,		6,000 00

Miscellaneous:

Farm Labor and State Employment Bureau, ..	\$30,000 00	
Rent of rooms in Newark, Jersey City, Paterson, or other cities,	12,000 00	
Support of Museum of Safety, Industrial Coun- cils, etc.,	12,000 00	
Telephone and telegraph,	2,500 00	
Preparation and distribu- tion of industrial directory,	1,500 00	
Office supplies,	3,000 00	
Office equipment,	2,000 00	
Incidentals,	3,500 00	
Coal, Jersey City, Trenton and Paterson,	2,500 00	
Blueprints, tracings, etc., ..	200 00	
Repairs to typewriters, mimeograph, et cetera, ..	200 00	
Repairs to buildings,	3,800 00	
		73,200 00
		<u>\$280,380 00</u>

D 10. DEPARTMENT OF WEIGHTS AND MEASURES

Salaries:

Superintendent,	\$5,000 00	Weights and Measures.
Compensation for assistants,	10,620 00	
	<hr/>	
	\$15,620 00	
Traveling expenses,	3,250 00	
Blanks, stationery and printing,	500 00	
Incidentals,	550 00	
	<hr/>	
	\$19,920 00	
	<hr/>	

D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY.

Health officer of the Port of Perth Amboy, for salary, pursuant to chapter 328, Laws of 1906,	\$1,000 00	Perth Amboy health office.
Deputy health officer, for salary,	250 00	
	<hr/>	
	\$1,250 00	
	<hr/>	

D 12. STATE BOARD OF TAXES AND ASSESSMENT.

Salaries:

President,	\$5,000 00	State Board of Taxes and Assessment.
Members of board,	16,000 00	
Secretary,	6,000 00	
Chief engineer,	7,500 00	
Head corporation tax clerk,	3,600 00	
Field secretary,	3,600 00	
Compensation for other assistants,	38,300 00	
	<hr/>	
	\$80,000 00	
Traveling expenses,	2,000 00	
Blanks, stationery, printing, office supplies and equipment,	6,000 00	

Miscellaneous :

Incidentals,	\$600 00	
Reclassification and re- valuation of railroad property,	10,000 00	
Investigation in various counties, pursuant to chapter 350, Laws of 1921, and chapter 98, Laws of 1923,	12,000 00	
	<hr/>	22,600 00
		<hr/>
		\$110,600 00
		<hr/>
		<hr/>

D 13. STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Salaries :

Tenement
house super-
vision.

Secretary and executive officer,	\$5,000 00	
Principal clerk,	2,880 00	
Plan examiners (two), ..	5,400 00	
Senior clerk,	1,320 00	
Inspector-clerks (five), ..	11,100 00	
Chief stenographer,	1,680 00	
Stenographers (seven), ...	8,975 00	
Chief inspector,	2,340 00	
Inspectors (thirty),	62,400 00	
	<hr/>	\$101,095 00
Traveling expenses, including Ford car and maintenance,		11,500 00
Blanks, stationery and printing,		1,225 00
Postage and incidentals,		1,600 00

Miscellaneous :

Rent of offices,	\$6,500 00	
Furniture and fixtures, ...	500 00	
Electrotypes and type,	50 00	
Telephone and telegraph, ..	300 00	
	<hr/>	7,350 00
		<hr/>
		\$122,770 00
		<hr/>
		<hr/>

D 14. REAL ESTATE COMMISSION.

The receipts of the commission as and when received are hereby appropriated in accordance with the provisions of chapter 32, Laws of 1923.

Real Estate
Commission.

D 15. DEPARTMENT OF STATE POLICE.

Salaries:

Colonel and Superintendent,	\$5,000 00	
Major and deputy-superintendent,	3,500 00	
Major and adjutant,	3,000 00	
Captains (three),	7,991 27	
Lieutenants (three),	6,733 40	
Noncommissioned officers, troopers, et cetera,	183,525 93	
		\$209,750 60

State Police.

Materials and Supplies:

Food and lodging,	\$75,000 00	
Vehicular transportation expenses,	73,000 00	
Stable supplies and forage, and purchase of horses,	12,000 00	
Clothing,	15,000 00	
Organization supplies,	8,000 00	
Blanks, stationery and printing,	2,000 00	
Office equipment,	1,000 00	
Fuel and power,	5,000 00	
Medical and veterinary supplies,	1,400 00	
Office supplies,	500 00	
		192,900 00
Current repairs,		5,000 00

Miscellaneous:

Traveling expenses,	\$2,500 00
Rents,	4,500 00
Telephone and telegraph,	5,000 00
Insurance,	9,250 00

Freight, express and cart- age,	300 00	
Emergency fund, all bills to be approved by the State House Commis- sion,	5,000 00	
		26,550 00
New Buildings:		
Barracks,		28,000 00
		<u>\$462,200 60</u>

D 16. SANITARY AND ECONOMIC WATER COMMISSION.

Purity of
waters.

For the purpose of carrying out the pro- visions of chapter 33, Laws of 1924, ..	<u>\$5,000 00</u>
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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,	\$48,000 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, periodicals and bindings,	5,200 00
Long courses in agriculture,	52,000 00
Summer sessions,	28,000 00
Farm buildings, maintenance and repair,	4,500 00
Clay working and ceramics,	16,700 00
Agricultural building, maintenance,	3,000 00
Horticultural building, maintenance,	2,000 00
Poultry building, maintenance,	2,000 00

Dairy and animal husbandry building, maintenance,	4,320 00
Courses in engineering,	31,000 00
Courses in chemistry,	18,000 00
Courses in sanitary science and sanitary engineering,	3,000 00
Courses in military science,	2,750 00
Courses in education,	12,900 00
Courses in biology,	5,000 00
Course in journalism,	2,000 00
To the treasurer of Rutgers College, for interest on \$116,000, certificates of indebtedness of the State of New Jersey, due July 1st, 1925, and January 1st, 1926, pursuant to the provisions of chapter 135 of the Laws of 1896,	5,800 00
Board of visitors, for expenses,	200 00
College for women, maintenance and equipment,	217,378 67
Erection of physics building,	200,000 00
College for women, erection of recitation building,	250,000 00
Construction of roads, walks, et cetera, campus,	33,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	
	<u>\$971,748 67</u>

E 2. COMMISSIONER OF EDUCATION.

Salaries:

Commissioner,	\$10,000 00
Four assistant commissioners,	26,000 00
Business manager,	5,700 00
Chief examiner,	5,500 00
Physical training superintendent,	5,000 00
Physical training assistant superintendent,	2,700 00
Physical training instructor,	3,200 00

Department
of Education.

Inspector of buildings, . . .	4,500 00	
Superintendent of industrial education,	3,500 00	
Inspector of accounts, . . .	3,000 00	
Statistician,	2,820 00	
Inspector of school accounts,	3,060 00	
Clerical services,	27,000 00	
Physical training summer school instructor,	900 00	
		\$102,880 00
Traveling expenses,		7,500 00
Blanks, stationery and printing, including school laws,		28,500 00
Postage and incidentals,		7,000 00
Miscellaneous:		
Office equipment,	\$1,800 00	
Legislative Manuals,	2,000 00	
Expenses physical training work,	2,200 00	
Exchange of Ford car, . .	350 00	
		6,350 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.		
		\$152,230 00

E 3. COUNTY SUPERINTENDENTS.

County school
superintend-
ents.

For county superintendents, for salaries,	\$84,000 00	
Additional allowance for salaries, providing Senate Bill No. 170, becomes a law,	28,500 00	
Payments to be made pursuant to chapter 65, Laws of 1909.		\$112,500 00

E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS.

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 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, \$47,000 00

Night schools
for foreign-
born.

E 5. INDUSTRIAL EDUCATION.

For payments to schools established for industrial education, pursuant to chapter 78, Laws of 1909, and chapter 32, Laws of 1921, \$49,000 00
Payments to schools for manual training, pursuant to Article 22, section 230, School Law of 1903, 500,000 00
Expenses incurred by Commissioner of Education in carrying into effect the provisions of chapter 152, Laws of 1919, 5,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920. ————— \$554,000 00

Industrial
schools.

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH.

For salaries and wages, and for maintenance of the Manual Training and In-

Bordentown
school.

dustrial School for Colored Youth, on the basis of three three hundred and twenty-five students.

Salaries and Wages:

Principal,	\$4,000 00	
Preceptress,	1,000 00	
Teachers,	46,000 00	
Other officers and employees,	18,784 00	
Student labor,	4,500 00	
		<hr/> \$74,284 00

Materials and Supplies:

Food (for this purpose only),	\$20,500 00	
Fuel, light and power (for this purpose only),	13,000 00	
Household supplies,	5,620 00	
Farm, stable and grounds supplies,	8,400 00	
Industrial shops,	3,500 00	
School supplies,	4,000 00	
Medical and surgical supplies,	450 00	
Sundry supplies,	350 00	
Office supplies,	250 00	
Vehicular transportation supplies,	1,900 00	
Blanks, stationery, printing of catalogues,	250 00	
Office equipment,	100 00	
		<hr/> 58,320 00
Current repairs,		9,000 00

Miscellaneous:

Traveling expenses, including extension work, ...	\$1,500 00
Postage,	550 00
Telephone and telegraph, ..	600 00
Insurance (for this purpose only),	2,500 00

Advertising,	250 00	
Entertainments, including commencement expenses,	400 00	
Freight and express,	200 00	
Water,	1,500 00	
	<hr/>	7,500 00
Additions and Improvements:		
Materials for permanent improvements,	\$5,000 00	
Removing and remodeling double house for three families,	9,000 00	
Purchase of property,	1,100 00	
Road to exchange township road running through grounds,	5,000 00	
Surfacing roads and gut- ters and grading,	3,500 00	
Replacing furniture,	1,000 00	
Shop equipment,	4,200 00	
Bus for transportation, ...	3,000 00	
Portable sawmill, rip and straight,	450 00	
Tractor with plows, harrow and scraper,	1,100 00	
	<hr/>	33,350 00
Appropriation, including estimated re- ceipts,	\$182,454 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	
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	<hr/>	
Net amount appropriated,	\$132,454 00	
	<hr/>	

E 7. NEW JERSEY SCHOOL FOR THE DEAF.

For salaries and wages, and for mainte-
nance of the New Jersey School for the

School for
Deaf.

Deaf, on the basis of three hundred pupils.

Salaries and Wages:

Superintendent,	\$4,500 00	
Principal, teachers and instructors,	85,000 00	
Other officers and employees,	46,716 00	
	<hr/>	\$136,216 00

Materials and Supplies:

Food (for this purpose only),	\$35,000 00	
Clothing,	2,500 00	
Fuel, light and power (for this purpose only),	19,560 00	
Household supplies,	7,000 00	
Industrial shops,	3,500 00	
School supplies,	3,500 00	
Medical and surgical supplies,	600 00	
Printing and office supplies,	1,000 00	
Sundry supplies,	1,000 00	
Paper and supplies for catalogue, magazine, et cetera,	3,000 00	
Vehicular transportation supplies,	1,000 00	
	<hr/>	77,660 00
Current repairs,		3,000 00

Miscellaneous:

Traveling expenses,	\$400 00	
Postage,	450 00	
Telephone and telegraph, ..	600 00	
Insurance (for this purpose only),	4,300 00	
Medical and surgical fees, ..	200 00	
Entertainment,	500 00	
Expressage,	400 00	
Cartage,	200 00	
Children's carfare,	350 00	
	<hr/>	7,400 00

Additions and Improvements:

Lumber for furniture for boys' and girls' cottages,	\$4,000 00	
Automobile,	845 00	
Moving machinery and heavy materials to new school,	3,000 00	
Hospital equipment,	4,000 00	
Farm machinery,	500 00	
Labor and materials for summer work,	3,000 00	
	<hr/>	15,345 00

New Buildings:

Additional well, including pump and connections,..	\$2,300 00	
New boilers (2),	6,500 00	
New chimney,	5,000 00	
New vacuum pump and connections,	500 00	
Steam piping for boilers,..	1,500 00	
Smoke breeching and cover- ing,	1,500 00	
Transformer house and equipment,	3,000 00	
Electric feeders for main group,	1,000 00	
Gas machinery and house,.	3,000 00	
Superintendent's house, ..	18,000 00	
New dormitory building, .	165,000 00	
Completion of present boys' dormitory and options on plumbing and general construc- tion,	20,544 00	
Laundry equipment,	20,000 00	
Kitchen equipment,	6,000 00	
Refrigerating plant,	5,000 00	
Furniture,	8,000 00	
Fees, advertising and ex- penses relating to new construction,	21,000 00	
	<hr/>	287,844 00

CHAPTER 237, LAWS OF 1925.

Appropriation, including estimated receipts,	\$527,465 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, ..	25,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	
Net amount appropriated,	<u>\$502,465 00</u>

E 8. PUBLIC LIBRARY COMMISSION.

Library Commission.	Salaries:	
	Secretary,	\$400 00
	Librarian and organizer, .	3,600 00
	Assistant librarian,	2,160 00
	Other employees,	5,340 00
		<u>\$11,500 00</u>
	Traveling expenses,	2,000 00
	Blanks, stationery and printing, incidentals, including Traveling Library cases,	1,500 00
	Miscellaneous:	
	Operating materials and supplies, books and pamphlets,	\$28,000 00
	Formation and aid of school libraries, chapter 186, P. L. 1914,	12,000 00
	Donation to libraries, chapter 62, P. L. 1900,	400 00
	Summer school,	500 00
	Express,	1,800 00
		<u>42,700 00</u>
		<u>\$57,700 00</u>

E 9. STATE BOARD OF EDUCATION.

Board of Education.	For salaries and expenses incurred by the State Board of Education,	\$4,000 00
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Payments under this account to be made
pursuant to chapter 2, Laws of 1920.

E 10. STATE BOARD OF EXAMINERS.

Salaries:

Per diem of members writing questions, mark- ing papers, services at examinations, extra help, et cetera,	\$5,660 00	Examinations.
Senior clerk,	1,800 00	
Clerical service,	3,140 00	
	<hr/>	
	\$10,600 00	
Traveling expenses,	400 00	
Blanks, stationery and printing,	3,000 00	
Postage and incidentals,	700 00	
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		

\$14,700 00

E 11. STATE NORMAL SCHOOL, GLASSBORO.

For salaries and wages and for the main-
tenance of the State Normal School,
Glassboro, on the basis of five hundred
students.

Glassboro
Normal
School.

Salaries and Wages:

Principal,	\$7,500 00
Teachers and other em- ployees,	85,000 00
	<hr/>
	\$92,500 00

Materials and Supplies:

Fuel, light and power, gas and water (for this pur- pose only),	\$9,300 00
Farm, stable and grounds supplies,	1,250 00

New Jersey State Library

Vehicular transportation supplies,	650 00	
School supplies, including furniture, laboratory and janitor supplies,	15,000 00	
Blanks, stationery and printing,	1,200 00	
Office supplies and equipment,	750 00	
Sundry supplies, including freight, express and miscellaneous,	300 00	
		28,450 00
Current repairs,		2,500 00
Miscellaneous Expenses:		
Traveling expenses,	\$500 00	
Postage,	400 00	
Telephone and telegraph, ..	350 00	
Insurance (for this purpose only),	1,400 00	
Incidentals,	700 00	
Rent of Warwick house for dormitory,	1,900 00	
		5,250 00
Practice teaching (for this purpose only),		12,000 00
The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to chapter 65, Laws of 1909.		
		<u>\$140,700 00</u>

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 one thousand and two students.

Salaries and Wages:

Principal,	\$6,500 00	
Principal, for additional allowance for salary in lieu of the State providing a house of residence,	1,000 00	
Teachers,	84,566 00	
Other employees,	19,550 00	
	<hr/>	\$111,616 00

Materials and Supplies:

Fuel, light and power (for this purpose only),	\$7,625 00	
School supplies,	13,500 00	
Furniture and equipment,	1,000 00	
Printing and office supplies and equipment,	2,600 00	
Sundry supplies,	4,500 00	
	<hr/>	29,225 00
Current repairs,		13,500 00

Miscellaneous:

Traveling expenses,	\$300 00	
Postage,	500 00	
Telephone and telegraph, ..	300 00	
Incidentals,	1,300 00	
Insurance (for this purpose only),	300 00	
	<hr/>	2,700 00
Practice teaching (for this purpose only),	\$15,100 00	
Practice teaching, traveling expenses (for this purpose only,	1,800 00	
	<hr/>	16,900 00

Additions and Improvements:

For alterations and draperies in Assembly Hall,	1,400 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.		

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 thirtieth, one thousand nine hundred and twenty-five, shall be held in trust in the State treasury, subject to the provisions of chapter 58 of the Laws of 1910. Payments under this account to be made pursuant to chapter 65, Laws of 1909.

\$175,341 00

E 13. STATE NORMAL SCHOOL, NEWARK.

Newark
Normal
School.

For salaries and wages, and for maintenance of the State Normal School, Newark, on the basis of 1,200 students.

Salaries and Wages:

Principal,	\$6,500 00	
For Principal, for additional allowance for salary in lieu of the State providing a house of residence,	1,000 00	
Teachers,	116,145 00	
Other employees,	17,705 00	
	<hr/>	\$141,350 00

Materials and Supplies:

Fuel, light and power (for this purpose only),	\$6,500 00	
School supplies,	12,000 00	
Printing and office supplies,	2,600 00	
Janitors' supplies,	2,000 00	
	<hr/>	23,100 00
Current repairs,		3,800 00

Miscellaneous:

Traveling expenses,	\$450 00
Postage,	500 00

Telephone and telegraph, .	400 00	
Insurance (for this purpose only),	100 00	
Incidentals,	1,000 00	
		2,450 00
Practice teaching (for this purpose only),	\$24,000 00	
Practice teaching, traveling expense (for this purpose only),	1,500 00	
		25,500 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		\$196,200 00

E 14. STATE NORMAL SCHOOL, TRENTON.

For salaries and wages, and for the main-
tenance of the State Normal School,
Trenton, on the basis of nine hundred
students.

Trenton
Normal
School.

Salaries and Wages:		
Principal,	\$6,500 00	
Business manager,	3,500 00	
Teachers,	126,000 00	
Teachers, for four-year courses,	4,000 00	
Other employees,	22,526 00	
		\$162,526 00
Materials and Supplies:		
Fuel, light and power (for this purpose only),	\$15,000 00	
School supplies,	13,500 00	
Printing and office supplies,	2,350 00	
Sundry supplies,	550 00	
Janitor's supplies,	1,000 00	
		32,400 00
Current repairs, Normal School and Boarding Hall,		18,980 00

Miscellaneous:

Traveling expenses,	\$350 00	
Postage,	500 00	
Telephone and telegraph,	350 00	
Insurance (for this purpose only),	2,500 00	
Incidentals,	900 00	
	<hr/>	4,600 00
Practice teaching (for this purpose only),	\$4,500 00	
Instructor to assist in supervision,	3,400 00	
Traveling expenses,	1,500 00	
	<hr/>	9,400 00

Additions and Improvements:

Changing entire heating plant to coal operation,	17,000 00
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New Buildings:

Garage for principal's residence,	900 00
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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 30th, 1925, 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.

\$245,806 00

E 15. STATE NORMAL SCHOOL, PATERSON.

Paterson
Normal
School.

For salaries and wages, and for the maintenance of the State Normal School,

Paterson, pursuant to the provisions of chapter 125, Laws of 1921, and chapter 52, Laws of 1923, \$52,150 00
 The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to chapter 65, Laws of 1909. =====

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, \$24,000 00
 Summer schools.
 =====

E 17. TEACHERS' INSTITUTES.

Expenses of teachers' institutes, \$4,000 00 Institutes.
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

E 18. TEACHERS' LIBRARIES.

Establishment and maintenance of libraries for use of teachers, \$400 00 Teachers' libraries.
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

E 19. TEACHERS' RETIREMENT FUND—PENSION AND ANNUITY FUND.

State Treasurer, for expenses incurred in connection with the fund, pursuant to chapter 80, Laws of 1919. Retirement fund.
 Salaries of clerks, \$5,700 00
 Blanks, stationery, printing and incidentals, 250 00
 \$5,950 00
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

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 carrying out the provisions of chapter 294 of the Laws of 1913, which authorized State aid for vocational schools,	\$150,000 00
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,	27,000 00
State supervision,	1,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<hr/> <hr/> \$178,000 00

E 22. TEACHERS' PENSION AND ANNUITY FUND.

Appropriation
to Teachers'
Pension and
Annuity Fund.

There is hereby appropriated to the Teachers' Pension and Annuity Fund, the sum of \$2,008,309.00, for the purpose of carrying out the provisions of "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," which act was approved March twenty-first, nineteen

hundred and twenty-three, and in lieu of the sum heretofore certified to the Comptroller, the sum herein appropriated shall be paid from the School Apportionment fund, as follows:

Pension Accumulation Fund	
(new entrants),	\$475,525 00
Pension Fund (present entrants),	900,000 00
Pensions granted under the 35-year Pension Law.....	277,409 00
Annuities granted by the old Teachers' Retirement Fund,	325,375 00
Expenses,	30,000 00
	<hr/>
	\$2,008,309 00
	<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,	Experiment Station.	163,621 00
Printing bulletins and circulars,		16,000 00
Abolishing mosquito-breeding salt marshes pursuant to chapter 134, Laws of 1906,		18,000 00
Investigation of oyster propagation pursuant to chapter 187, Law of 1907,....		5,800 00
Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, and chapter 18, Laws of 1923, including poultry specialists for South Jersey, ..		24,880 00
Seed inspection, pursuant to chapter 228, Laws of 1916,		8,500 00
Experimental work in vegetable production,		3,000 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,	85,585 00
Cranberry and blueberry investigation, .	10,000 00
Egg-laying and breeding tests, pursuant to the provisions of chapter 16, Laws of 1916, and chapter 35, Laws of 1920, .	10,000 00
For experimental work in growing white potatoes, sweet potatoes and tomatoes,	14,600 00
Legume inoculation inspection,	2,000 00
Poultry exhibitions and premiums, pursuant to chapter 201, Laws of 1920,	6,500 00
Sewage investigation, pursuant to chapter 126, P. L. 1920,	5,800 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920,	3,000 00
Investigation of root rot of peas,	3,500 00
Investigation of bee husbandry,	3,000 00
Experimental work in vegetable production in North Jersey,	2,500 00
Combating the Oriental peach moth,	7,000 00
Experimental work with small fruits, . . .	2,500 00
Exchange of three Ford cars,	1,350 00
Replacement of light delivery truck, . . .	1,000 00
Books and binding,	1,500 00
Repairs to New Jersey hall roof,	600 00
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the station.	
	<hr/>
	\$400,636 00
	<hr/>

F 2. DEPARTMENT OF AGRICULTURE.

Salaries:	
Agricultural Department.	Secretary, \$6,000 00
	Chief, Animal Industry Bureau, 5,000 00
	Chief, Land and Markets Bureau, 4,000 00
	Chief, Bureau of Statistics and Inspection, 3,600 00

Compensation for scientific and clerical services,	88,320 00	
		\$106,920 00
Traveling expenses,		30,000 00
Blanks, stationery and printing,		7,500 00
Office supplies and equipment,		3,000 00
Sundry supplies,		500 00
Incidentals,		500 00
Telephone and telegraph,		2,250 00
Miscellaneous:		
Appraisement of and in- demnification for con- demned cattle,	\$100,000 00	
Hog cholera extermination,	5,000 00	
Extermination of Japanese beetle,	79,000 00	
Medical and surgical sup- plies,	6,500 00	
Exhibits, halls, judging, et cetera,	3,000 00	
For the purpose of appor- tioning and paying to the county boards of agricul- ture of the State, in its d i s c r e t i o n, sums of money to be devoted by said county boards to the collection of and report- ing to the State board crop and other agricul- tural statistics and for educational purposes,	1,000 00	
Gypsy moth extermination,	66,000 00	
Expenses of carrying out provisions of chapter 74, Laws of 1917,	1,000 00	
To eradicate poultry di- sease, pursuant to chap- ter 59, Laws of 1925,	7,500 00	

Survey of orchards and fruit trees,	2,500 00	
		271,500 00

All fees and receipts received pursuant to chapter 83, Laws of 1921, are hereby appropriated for the purpose of carry- ing out the provisions of said chapter.		\$422,170 00
		<u> </u>

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,	\$4,500 00
		<u> </u>

G. MILITARY.

G 1. ADJUTANT-GENERAL'S DEPARTMENT.

Adjutant- General's office.	Salaries:		
	Adjutant-General,	\$5,000 00	
	Deputy Adjutant-General, .	4,500 00	
	Clerical services,	10,880 00	
	Record Division,	5,000 00	
			\$25,380 00
			<u> </u>
	Blanks, stationery and printing,		2,800 00
	Incidentals,		2,200 00
			<u> </u>
			\$30,380 00
			<u> </u>

G 2. NATIONAL GUARD.

Maintenance of Organizations.

National Guard.	Allowance for Division Head- quarters,	\$16,120 00
	Allowance for brigade, regi- mental and battalion head- quarters, infantry, cavalry, artillery, engineers and medical (2 brigades),	16,000 00

Allowance to companies of infantry, thirty-eight (38) at \$250.00 each,	9,500 00	
Allowance to eight (8) troops of cavalry at \$3,000.00 each,	24,000 00	
Allowance to eight (8) batteries of light field artillery at \$2,000.00 each,	16,000 00	
Allowance to seven (7) companies of engineers at \$1,500.00 each,	10,500 00	
Allowance to one (1) divisional signal corps company,	1,500 00	
Allowances to one (1) field hospital, two (2) ambulance companies, and one (1) sanitary company, ...	1,800 00	
Caretaker of military equipment, signal corps,	1,200 00	
Caretakers for drill halls at Atlantic City, Burlington, Hoboken, Westfield, West Orange, Plainfield, Trenton, Newark and Camden,	4,000 00	
Allowance for Division Headquarters special troops,	3,000 00	
Allowance for State Staff Corps and departments,	1,500 00	
		\$105,120 00

Maintenance of Armories, Arsenals and Camp Grounds.

Allowance for rent of quarters, heat and light, and miscellaneous expenses for companies or troops stationed in towns and cities where no State owned armories are main-	Armories and camp grounds.
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tained, Burlington, Westfield, Hoboken, Atlantic City, Englewood, Woodbury, Flemington, Plainfield and Trenton,	\$9,671 00	
State camp grounds, salaries, wages and maintenance, . .	15,000 00	
State arsenal, maintenance, . .	2,500 00	
Regimental armories at Jersey City, Camden, Newark, Paterson and Trenton, maintenance,	50,000 00	
Troop, battery and battalion armories at Newark, East Orange, Camden, Elizabeth, Red Bank, Orange and Passaic, maintenance, . .	56,000 00	
Company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, Morristown, Englewood, Mount Holly and Salem, maintenance, . .	27,000 00	
Insurance (for this purpose only),	9,118 89	
For rent of drill hall for headquarters and machine gun troops, cavalry,	2,000 00	
For rent of stables for the accommodation of horses issued Troop "F," First Cavalry,	2,100 00	
New automobile (purchase and maintenance),	5,000 00	
For rent of stables for the accommodation of horses issued Divisional Signal Corps Company,	1,000 00	
Salary and expenses of building inspector,	4,000 00	
		183,389 89

Armory Instruction and Field Training.

Transportation and expenses for battalion drills, inspection, parades and pay and expenses of inspecting officers, et cetera,	\$10,000 00	Military instruction.
Compensation of officers and employees and expenses incurred in connection with rifle practice,	12,000 00	
Salary of clerk to senior inspector-instructor,	1,200 00	
Compensation of officers and enlisted men and expenses in connection with annual encampment,	75,000 00	
Pay and expenses of New Jersey State Rifle Team,	2,500 00	
Traveling expenses, inspector-instructors,	1,200 00	
Participation of units in the parade and ceremonies incident to 250th anniversary of the settlement of Salem,	3,000 00	
	<hr/> 104,900 00	

General Maintenance Expenses.

Ordinance stores, uniforms, clothing, camp and garrison equipage, freight, expressage and miscellaneous supplies,	\$10,000 00	Military stores.
Military boards and court-martial expenses,	500 00	
Transportation of disabled soldiers of the late Rebellion and the Spanish-American War,	30 00	
Purchase and distribution of medals authorized to be awarded all members		

of New Jersey National Guard and Naval Militia, pursuant to chapters 13 and 14, Laws of 1924,	2,500 00	
	<hr/>	13,030 00

Armory Construction.

New armories.	Construction of armory at Westfield, pursuant to chapter 216, Laws of 1922,	\$150,000 00	
	Construction of armory at Burlington, pursuant to chapter 250, Laws of 1924,	50,000 00	
	Renovation, repairs and addi- tions to twenty-one ar- mories,	75,000 00	
	Furnishings for armories, ..	10,000 00	
		<hr/>	285,000 00

Arsenal Construction.

New arsenal.	For reclaiming land adjoining Stockton Lake, at the State Camp Grounds, Sea Girt, for the erection of a new arsenal thereon in place of arsenal located at Trenton,	50,000 00	
		<hr/>	\$741,439 89
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G 3. NAVAL MILITIA RESERVE.

Naval Reserve.	Brigade headquarters,	\$300 00
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First Battalion.

Allowance for miscellaneous expenses in lieu of company allowances,	1,000 00
Allowance for battalion headquarters, ...	300 00

Second Battalion.

Allowance for miscellaneous expenses in lieu of company allowances,	1,000 00
Allowance for battalion headquarters, ..	300 00

Third Battalion.

Allowance for battalion headquarters, ..	300 00
Allowance for miscellaneous expenses in lieu of company allowances,	1,000 00
For pay, expenses, et cetera, of officers and enlisted men on annual cruise and practice cruises,	4,500 00
Pay of shipkeepers, maintenance and general expenses,	9,500 00
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	\$18,200 00
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G 4. QUARTERMASTER-GENERAL'S DEPARTMENT.

Salaries:

Quartermaster-General, ..	\$5,000 00	Quartermaster-General's office.
Chief, Q. M. C., property and disbursing officer, ..	4,500 00	
Assistant Chief, Q. M. C., property and disbursing officer,	4,200 00	
Compensation of assistants, ..	12,820 00	
Compensation of arsenal employees,	5,640 00	
	<hr/>	
	\$32,160 00	
Blanks, stationery and printing,	500 00	
Telephone and telegraph,	400 00	
	<hr/>	
	\$33,060 00	
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G 5. SEA GIRT COTTAGE.

For maintenance of cottage at Sea Girt and entertainment therein,	\$7,000 00	Governor's cottage.
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H. PENSION AND RETIREMENT FUND.

H 1. ANNUITY FOR WIDOWS OF GOVERNORS.

Pension for Governors' widows.	For annuity for the widows of Governors of New Jersey, at the rate of \$2,500.00 per annum,	\$2,500 00
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H 2. JUDICIAL RETIREMENT FUND.

Pension for judges.	For the purpose of carrying out the pro- visions of chapter 313, Laws of 1908; chapter 185, Laws of 1911; chapter 256, Laws of 1918, and chapters 107 and 358, Laws of 1920,	\$14,000 00
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H 3. PENSIONS.

Sundry pensions.	For amount required to pay pensions pur- suant to various acts relative thereto, irrespective of any provisions therein that pensions shall be made in the ap- propriation or tax levy for the depart- ment of the public service from which the pensioner shall be so retired,	\$40,000 00
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H 4. STATE EMPLOYEES' RETIREMENT SYSTEM.

State em- ployees' pen- sion fund.	To the Treasurer of the State of New Jersey, Custodian, for expenses in car- rying into effect the provisions of chap- ter 109, Laws of 1921, including salary of the secretary, at the rate of \$3,600 per annum,	\$13,210 00
	To the Treasurer of the State of New Jersey, Custodian, for Contingent Re- serve Fund created by section six, chap- ter 109, Laws of 1921,	38,360 00
	Contributions on account of members' service,	104,696 00
		<u>\$156,266 00</u>

J. CONSTRUCTIVE.

J 1. COMMISSION ON ELIMINATION OF TOLL BRIDGES.

Expenses of the commission appointed pursuant to chapter 297, Laws of 1912,	\$1,000 00	Free bridges.
Maintenance of free bridges now or to become State property, including improvements,	75,000 00	
There is hereby appropriated the undistributed balance on the thirtieth day of June, one thousand nine hundred and twenty-five, of the appropriations heretofore made for the purchase of toll bridges, for the acquisition of the piers, abutments and other property of the Stockton-Centre Bridge Co., and for the construction of a bridge thereon, and in addition thereto the sum of,....	42,000 00	
All moneys received from any source whatsoever, whether from the operation of bridges or from the State of Pennsylvania, as reimbursed 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.		
Amount appropriated for maintenance, including improvements of free bridges to be deducted from the receipts of the Motor Vehicle Department, pursuant to chapter 106, Laws of 1922.		
	<u>\$118,000 00</u>	

J 2. COMMISSIONERS TO "THE PORT AUTHORITY" ESTABLISHED BY THE AGREEMENT OR COMPACT BETWEEN THE STATES OF NEW YORK AND NEW JERSEY WITHIN THE "PORT OF NEW YORK DISTRICT."

Expenses of the New Jersey Commissioners to "The Port Authority" established	Port development.
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by the agreement or compact between the States of New York and New Jersey within the "Port of New York District," pursuant to chapter 9, Laws of 1922,	\$100,000 00
Carrying out the provisions of chapter 41, Laws of 1925,	100,000 00
Any unexpended balance on the thirtieth day of June, one thousand nine hundred and twenty-five, of the appropriation for carrying out the provisions of chapter 125, Laws of 1924, is hereby reappropriated.	
Any unexpended balance on the thirtieth day of June, one thousand nine hundred and twenty-five, of the appropriation for carrying out the provisions of chapter 149, Laws of 1924, is hereby reappropriated.	
	<hr/> <hr/> \$200,000 00

J 3. STATE HIGHWAY COMMISSION.

Roads.

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.

Payment of claims.

The Comptroller of the Treasury is hereby authorized and empowered to pay any claim properly approved for damage or injury caused by any employee of the State Highway Commission and to pay any pension allowed and approved by

said commission from the funds of said commission, and the State Treasurer is directed to pay warrants issued therefor by the Comptroller.

J 4. NORTH JERSEY TRANSIT COMMISSION.

For the purpose of carrying into effect the provisions of Senate Joint Resolution No. 3, continuing the North Jersey Transit Commission, and for the purpose of defraying the expenses incurred by said commission,	\$40,000 00	North Jersey Transit Com- mission.
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K. GENERAL.

K 1. BURIAL GROUNDS.

For the care and maintenance of burial grounds, purchased by the State pursuant to chapter 171, Laws of 1898, ...	\$75 00	Shipwrecked bodies.
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K 2. COMMISSIONERS OF PALISADES INTERSTATE PARK.

Expenses of commissioners in the operation of the Palisades Interstate Park, ..	\$90,000 00	Palisades Park.
For the purpose of carrying into effect the provisions of chapter 59, Laws of 1917, Henry Hudson Drive,	100,000 00	

Additions and Improvements:

Annual payment to amortize a part of the mortgage on the Ross property, ..	5,000 00
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New Buildings:

Water supply, Alpine, ...	\$5,000 00
Water supply, Forest View and Twombles,	7,000 00
Roads and paths,	5,000 00
Dock repairs, playgrounds, shore front walls and fill, ..	6,000 00

Seeding and planting Ross fill,	1,000 00	
		24,000 00
		<u>\$219,000 00</u>

K 3. MONMOUTH BATTLE MONUMENT.

Freehold
monument.

For the commission having in charge the
Monmouth Battle Monument and
grounds, pursuant to chapter 97, Laws
of 1916, for maintenance, \$650 00

K 4. 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

K 5. RED BANK BATTLE MONUMENT.

Red Bank
monument.

To the board of chosen freeholders of
the county of Gloucester, for the pur-
pose of aiding in the care and super-
vision of the Red Bank Battle Monu-
ment in said county, and in the main-
tenance of the grounds upon which the
same is located with which they are
charged by the provisions of chapter
79, laws of 1905, \$500 00

K 6. REFUND OF RAILROAD TAX.

Refund of
tax overpaid
by railroads.

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 section 14, chapter
208, Laws of 1888, and the acts amend-

atory 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.

K 7. REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS.

The Comptroller of the Treasury is hereby authorized and directed to allow and certify to the State Treasurer for payment, any amount legally adjudged to be an overpayment of franchise taxes and interest thereon by any so-called miscellaneous corporation, provided any such taxes shall not have been assessed or fixed earlier than two years prior to the date of instituting proceedings to recover such overpayment. The State Treasurer is hereby authorized and directed to pay warrants issued therefor by the Comptroller.

Refund of
miscellaneous
taxes.

K 8. REHABILITATION COMMISSION.

For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919, including vocational training,
Establishment of a Rehabilitation Clinic in Atlantic City,
All receipts of the Rehabilitation Commission are hereby appropriated for the uses of said commission, including fees collected by clinics, not in excess of twenty thousand dollars.

Rehabilitation.

\$77,200 00

2,000 00

\$79,200 00

K 9. STATE LIBRARY.

Salaries:	
State Library.	Librarian, \$3,000 00
	Law librarian, 2,640 00
	Librarian, war records, chapter 22, P. L. 1919, 2,000 00
	Reference librarian, 2,220 00
	Clerical services and mes- senger, 4,440 00
	<hr/> \$14,300 00
Materials and Supplies:	
	Repair, preservation and purchase of useful books, periodicals, newspapers and other publications, . \$4,500 00
	Blanks, stationery and printing, 500 00
	Additional steel shelving in General Library, 500 00
	<hr/> 5,500 00
Miscellaneous:	
	Expenses of Librarian or representative to Na- tional convention, \$100 00
	Incidentals, 350 00
	Legislative reference de- partment, 500 00
	<hr/> 950 00
	<hr/> \$20,750 00
	<hr/>

K 10. TRENTON BATTLE MONUMENT.

Trenton monument.	For the State House Commission for the purpose of keeping the Trenton Battle Monument and grounds in good con- dition and repair, \$1,500 00
	Installing new elevator, 9,000 00
	All receipts of the monument are hereby appropriated for the use of the com- mission in addition to the above sum.
	<hr/> \$10,500 00
	<hr/>

K 11. WASHINGTON ASSOCIATION OF NEW JERSEY.

For the trustees of the Washington Association of New Jersey, pursuant to chapter 309, Laws of 1874,	\$2,500 00	Morristown headquarters.
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K 12. WASHINGTON ROCK PARK ASSOCIATION.

For insurance, improvement and maintenance of Washington Rock Park, including incidentals,	\$1,500 00	Washington Rock Park.
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K 13. NEW JERSEY GRAND ARMY OF THE REPUBLIC.

To provide assistance to the Department of New Jersey, Grand Army of the Republic, pursuant to chapter 156, Laws of 1921,	\$1,000 00	Publishing G. A. R. pro- ceedings
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K 14. PUBLIC RECORD OFFICE.

Salary of director, clerical services, traveling and other necessary and incidental expenses pursuant to chapter 46, Laws of 1920,	\$7,750 00	Public record office.
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K 15. PRINCETON BATTLE MONUMENT.

For the Princeton Battle Monument Association, for the care and maintenance of the Princeton Battle Monument and grounds, pursuant to chapter 78, Laws of 1923,	\$600 00	Princeton monument.
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K 16. UNCLAIMED WAGES.

The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages properly approved.	Unclaimed wages.
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CHAPTER 237, LAWS OF 1925.

K 17. COMMISSIONERS OF HIGH POINT PARK.

High Point Park.	For expenses incurred by the commission appointed pursuant to the provisions of chapter 36, Laws of 1923, \$70,000 00
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K 18. NEW JERSEY ARCHIVES.

Archives.	Expenses incurred in printing the New Jersey Archives, \$1,500 00
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L. STATE EMERGENCY FUND.

L 1. STATE EMERGENCY FUND.

Emergency fund.	For the Governor, the State Treasurer, and the State Comptroller, ex officio, constituting the State House Com- mission, to meet any condition of emergency until legislation appropriate therefor shall be enacted, the sum of, \$250,000 00
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.

L 2. STATE INSURANCE FUND.

State insurance.	For the purpose of creating a fund for the restoration or repair of property owned by the State and which has been dam- aged by fire or earthquake, pursuant to chapter 123, Laws of 1913, \$50,000 00
	The State Treasurer is hereby authorized to transfer the income of the State Insurance Fund to the principal of said fund.

X. INSTITUTIONS AND AGENCIES.

X 1. DEPARTMENT OF INSTITUTIONS AND AGENCIES.

Salaries:

Commissioner,	\$12,000 00	Institutions and Agencies.
Assistant Attorney-Gen- eral,	5,000 00	
Director of Labor, Indus- try and Administration,	3,000 00	
Director of Parole and Do- mestic Relations,	4,500 00	
Supervising steward,	4,000 00	
Agent,	4,000 00	
Institutional examiner and collector,	3,000 00	
Assistant Institutional Col- lector,	3,000 00	
Other officers and em- ployees,	28,020 00	
	<hr/>	
		\$66,520 00
Traveling expenses,		8,500 00
Blanks, stationery and printing,		2,500 00
Incidentals,		2,000 00

Miscellaneous:

Vehicular transportation supplies,	\$3,500 00	
Deporting aliens and non- residents,	1,000 00	
Furniture and fixtures, of- fice supplies and equip- ment,	900 00	
For printing and distribut- ing the proceedings of the Annual Conference of the New Jersey Con- ference for Social Wel- fare,	600 00	
	<hr/>	
		6,000 00

Central Parole Bureau.

Salaries:

Parole Bureau.	Assistant director, parole and domestic relations, \$3,450 00	
	Parole officers,	28,530 00
	Other employees,	12,180 00
		<hr/>
		44,160 00
	Traveling expenses,	11,000 00
	Blanks, stationery and printing,	1,000 00
	Office supplies,	300 00
	Vehicular transportation supplies,	1,600 00
	Telephone and telegraph,	500 00
	Furniture and equipment,	200 00

Industrial Supervision.

Salaries:

Industrial supervision.	Farm supervisor,	\$2,700 00
	Supervisor institutional in- dustries,	5,000 00
	Clerical services and other employees,	7,715 00
		<hr/>
		15,415 00
	Traveling expenses,	225 00
	Materials, supplies and miscellaneous ex- penses,	650 00

Division of Architecture and Construction.

Architecture.	Salaries and expenses of the Division of Architecture and Construction,	19,560 00
	It is hereby provided that the salary of the director of the Division of Architecture and Construction shall be \$7,000.00, and that the following employees shall be paid at the rates fixed by the Civil Service Commission for their positions during the time they are actually en- gaged in the work of the division, as follows: assistant director, \$4,500.00; chief mechanical engineer, \$5,000.00; chief draughtsman, \$3,600.00; architect and chief designer, \$3,600.00; assistant	

to architect and designer, \$3,900.00;
 architectural draughtsman, \$3,600.00;
 architectural draughtsman, \$3,120.00;
 construction manager, \$3,500.00; con-
 struction manager, \$3,600.00; eight
 superintendents of building construc-
 tion, \$22,300.00; special investigator,
 \$3,600.00; twelve architectural
 draughtsmen, \$32,880.00; mechanical
 draughtsmen, \$2,340.00; electrical su-
 perintendent, \$3,000.00; superintendent
 plumbing and heating work, \$3,000.00.

State Use Funds.

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 pro-
 duction as will reimburse the State Use
 Revolving Fund to the amount of the
 previous appropriation of \$125,000.00,
 together with an additional amount of
 \$75,000.00.

The following sums are appropriated from
 the State Fund for additions and im-
 provements, for the State Use Indus-
 tries:

New building and additional equipment for automobile tag school industry,	\$90,000 00
Extension to present cement products building,	20,000 00

110,000 00

The following sums are appropriated from
 the State Use Revolving Fund, for fur-
 ther plant and equipment for State use
 industries from the surplus in the re-

Working
capital fund.

Appropriations
from revolving
fund.

volving fund in excess of the amount of \$125,000.00, together with an additional amount of \$75,000.00.

At State Prison:

Print shop,	\$6,350 00
Clothing training school and industry,	1,200 00
Sheet metal school and industry,	1,500 00
Cement product school and industry,	2,000 00
Shoe manufacturing school and industry,	500 00
Woodworking school and industry,	6,000 00
Brush making school and industry,	1,000 00
Shoe repair school and industry,	1,600 00

At Rahway Reformatory:

Printing school and industry,	6,000 00
Trucking,	1,800 00

Commission for the Blind:

Mop industry,	600 00
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At State Institution for Feeble-Minded, Vineland:

Knitting industry,	3,000 00
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At State Hospital, Trenton:

Broom making school and industry,	1,000 00
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State Home for Girls:

Clothing industry,	2,000 00
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\$34,550 00	
	\$290,130 00

X 2. COLONIES FOR FEEBLE-MINDED MALES.

For salaries and wages, and for maintenance of the Colonies of Feeble-Minded Males, on the basis of three hundred and thirty inmates.

Feeble-minded
males.

Salaries and Wages:

Superintendent,	\$3,500 00	
Assistant Superintendent, .	1,500 00	
Other officers and employees,	41,560 00	
	<hr/>	\$46,560 00

Materials and Supplies:

Food (for this purpose only,	\$24,000 00	
Clothing,	10,000 00	
Fuel, light and power (for this purpose only),	10,200 00	
Household supplies,	4,500 00	
Farm, stable and grounds supplies,	7,850 00	
Industrial shops,	1,500 00	
Medical and surgical supplies,	1,100 00	
Printing and office supplies,	525 00	
School supplies,	450 00	
Sundry supplies,	450 00	
Vehicular transportation supplies,	2,000 00	
	<hr/>	62,575 00
Current repairs,		3,500 00

Miscellaneous:

Traveling expenses,	\$600 00	
Telephone and telegraph, .	750 00	
Medical and surgical fees, .	1,500 00	
Postage,	200 00	
Insurance (for this purpose only),	2,100 00	
Amusements,	850 00	
Freight,	300 00	
	<hr/>	6,300 00

Additions and Improvements:

Remodeling Fern bath-	
rooms,	\$600 00
Leaders and gutters,	1,500 00
Remodeling Lobelia base-	
ment,	2,000 00
Additional bathroom,	500 00
Buick car exchange,	1,500 00
Team mules,	500 00
Fordson tractor and trail-	
ors,	3,000 00
Railroad trestle, 3 bins, ..	700 00
	<hr/>
	10,300 00

Appropriation, including estimated
receipts,\$129,235 00

The receipts of the institution are hereby
appropriated for maintenance expendi-
tures, pursuant to chapter 153, Laws
of 1918, estimated as amounting to 27,500 00

This colony is authorized to pay for the
maintenance of any county indigent pa-
tient transferred from the colony to an
institution for training of the feeble-
minded, to which moneys are paid by
the State pursuant to chapter 217 of the
Laws of 1919, whatever sum or sums
is received from the counties to pay
the cost of such maintenance of any
said patient in the colony.

Net amount appropriated, \$101,735 00

X 3. COMMISSION FOR THE BLIND.

Salaries:

Blind.	Superintendent and secre-	
	tary,	\$2,100 00
	Teachers of occupational	
	subjects and other em-	
	ployees,	21,460 00
		<hr/>
		\$23,560 00

Materials and Supplies:

Household supplies,	\$50 00	
Extension of home industries,	2,800 00	
Blanks, stationery and printing,	800 00	
Office supplies and equipment,	700 00	
	<hr/>	4,350 00

Miscellaneous Expenses:

Traveling expenses,	\$7,500 00	
Postage,	450 00	
Incidentals,	275 00	
Clothing, maintenance, support and instruction of blind persons,	25,000 00	
Higher education of the blind,	1,500 00	
Publicity, demonstrations, and sales,	675 00	
Rent,	2,166 56	
Insurance, telephone and telegraph,	400 00	
Light and power,	75 00	
Alterations and equipment,	300 00	
Expressage,	950 00	
Entertainment for the blind,	75 00	
	<hr/>	39,366 56

The balance to the credit of the outdoor relief — Revolving Fund — on the 30th day of June, 1925, is hereby reappropriated, said sum not to exceed \$5,000.00.

The balance to the credit of the Revolving Industrial Fund on the 30th day of June, 1925, is hereby reappropriated as a Revolving Industrial Fund, said sum not to exceed \$1,000.00.

\$67,276 56

CHAPTER 237, LAWS OF 1925.

X 4. COUNTY LUNATIC ASYLUMS.

County asylums.	For the support of patients in county lunatic asylums:	
	Atlantic county,	\$18,00 00
	Burlington county,	24,000 00
	Camden county,	35,000 00
	Cumberland county,	19,000 00
	Essex county,	375,000 00
	Gloucester county,	2,500 00
	Hudson county,	152,000 00
	Passaic county,	4,000 00
	Salem county,	330 00
	Deficiency for Essex coun- ty,	179,000 00
		<hr/>
		\$808,830 00

X 5. COUNTY TUBERCULOSIS HOSPITALS.

Tuberculosis hospitals.	For the support of patients pursuant to chapter 217, Laws of 1912, in the following county hospitals:	
	Atlantic,	\$12,000 00
	Bergen,	30,000 00
	Burlington,	8,500 00
	Camden,	38,000 00
	Cumberland,	3,000 00
	Essex,	120,000 00
	Gloucester,	4,000 00
	Hudson,	70,000 00
	Mercer,	30,000 00
	Middlesex,	15,000 00
	Monmouth,	15,000 00
	Morris,	10,000 00
	Passaic,	19,000 00
	Salem,	1,000 00
	Sussex,	2,409 00
	Union,	70,000 00
	Warren,	3,000 00
		<hr/>
		\$450,909 00
Said amounts to include payment of bills prior to current fiscal year.		<hr/>

X 6. FEEBLE-MINDED.

Clothing, maintenance, support and in-		
struction of feeble-minded,	\$165,000 00	Feeble-minded.

X 7. HOME FOR DISABLED SOLDIERS, KEARNY.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Kearny, on the basis of two hundred and fifty inmates.		Kearny home.
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Salaries and Wages:

Superintendent,	\$5,000 00	
Secretary,	1,790 00	
Other officers and employees,	45,960 00	
	<hr/>	\$52,750 00

Materials and Supplies:

Food (for this purpose only),	\$46,000 00	
Clothing,	4,900 00	
Fuel, light and power (for this purpose only),	17,970 00	
Household supplies,	4,900 00	
Farm, stable and grounds supplies,	900 00	
Printing, office supplies and equipment,	470 00	
Sundry supplies,	100 00	
Medical and surgical supplies,	1,500 00	
Vehicular transportation supplies,	900 00	
	<hr/>	77,640 00
Current repairs,		4,500 00

Miscellaneous:

Traveling expenses,	\$150 00
Postage,	140 00
Telephone and telegraph, ..	275 00
Funeral expenses,	250 00

Religious services,	250 00	
Entertainments,	500 00	
Freight and express,	300 00	
City water,	500 00	
Insurance (for this purpose only),	1,800 00	
Bond of superintendent,	25 00	
	<hr/>	4,190 00
Appropriation, including estimated receipts,		\$139,080 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,		30,000 00
		<hr/>
Net amount appropriated,		\$109,080 00
		<hr/>

X 8. HOME FOR DISABLED SOLDIERS, ET CETERA,
VINELAND.

Vineland
Soldiers'
home.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of two hundred and forty inmates.

Salaries and Wages:

Superintendent,	\$5,000 00	
Other officers and employees,	51,605 00	
	<hr/>	\$56,605 00

Materials and Supplies:

Food (for this purpose only),	\$45,765 00
Clothing,	3,300 00
Fuel, light and power (for this purpose only),	13,300 00
Household supplies,	4,380 00
Farm, stable and grounds supplies,	650 00
Medical and surgical supplies,	650 00

Printing and office supplies,	300 00	
Sundry supplies,	165 00	
Vehicular transportation		
supplies,	1,100 00	
Water and sewage,	310 00	
Office equipment,	125 00	
	<hr/>	70,045 00
Current repairs,		6,000 00
Miscellaneous:		
Traveling expenses,	\$500 00	
Postage,	100 00	
Telephone and telegraph, ..	425 00	
Religious services,	250 00	
Amusements,	400 00	
Insurance (for this pur-		
pose only),	730 23	
Freight and express,	200 00	
	<hr/>	2,605 23
Additions and Improvements:		
Furniture and furnishings		
for superintendent's cot-		
tage,	\$1,500 00	
Fire wall, south wing,	5,000 00	
Lawn benches,	150 00	
	<hr/>	6,650 00
Appropriation, including estimated		
receipts,	\$141,905 23	
The receipts of the institution are hereby		
appropriated for maintenance expendi-		
tures, pursuant to chapter 153, Laws		
of 1918, estimated as amounting to...	7,400 00	
	<hr/>	
Net amount appropriated,	\$134,505 23	
	<hr/> <hr/>	

X 9. REFORMATORY.

For salaries and wages, and for main-
tenance of the Reformatory, on the
basis of six hundred inmates.

Rahway
Reformatory.

Salaries and Wages:

Superintendent,	\$6,000 00	
Deputy superintendent, . . .	2,880 00	
Other officers and em- ployees,	130,000 00	
	<hr/>	\$138,880 00

Materials and Supplies:

Food (for this purpose only),	\$53,000 00	
Clothing,	20,500 00	
Fuel, light, power and wa- ter (for this purpose only),	29,809 00	
Household supplies,	8,000 00	
Farm, stable and grounds supplies,	11,500 00	
Industrial shops and voca- tional supplies,	2,000 00	
School supplies,	1,500 00	
Medical and surgical sup- plies,	1,500 00	
Blanks, stationery and print- ing,	1,200 00	
Office supplies,	400 00	
Office equipment,	250 00	
Sundry supplies,	450 00	
Vehicular transportation supplies,	2,500 00	
Tobacco,	2,000 00	
	<hr/>	134,609 00
Current repairs,		11,000 00

Miscellaneous:

Traveling expenses,	\$600 00
Postage,	500 00
Telephone and telegraph, . .	400 00
Medical and surgical fees, .	1,000 00
Incidentals,	100 00
Freight and express,	700 00
Entertainment, athletic and recreational supplies, . .	700 00
Funeral expenses,	60 00

Rent of farm land,	300 00	
Payments to discharged inmates and recapturing escapes (for this purpose only),	3,200 00	
Insurance (for this purpose only),	8,000 00	
	<hr/>	15,560 00
Additions and Improvements:		
Drainage tile for farm,	\$500 00	
Repairs to plumbing and new lavatories,	4,000 00	
New roof on barn,	1,000 00	
Fire hose for Annandale and hand carriage,	750 00	
Wagon,	1,550 00	
Chairs for inmates' dining room,	1,050 00	
Cafeteria equipment,	2,000 00	
	<hr/>	10,850 00
New Buildings:		
Four brooder houses,	\$500 00	
Open type hot water heater,	1,040 00	
	<hr/>	1,540 00
Appropriation, including estimated receipts,	\$312,439 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	5,000 00	
	<hr/>	
Net amount appropriated,	\$307,439 00	
	<hr/>	

X 10. REFORMATORY FOR WOMEN.

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

Woman's
Reformatory.

Salaries and Wages:

Superintendent,	\$3,000 00	
Assistant superintendent, .	1,440 00	
Other officers and em-		
ployees,	38,000 00	
	<hr/>	\$42,440 00

Materials and Supplies:

Food (for this purpose		
only),	\$9,800 00	
Clothing,	6,000 00	
Fuel, light and power (for		
this purpose only),	13,200 00	
Household supplies,	3,700 00	
Farm, stable and grounds		
supplies,	8,000 00	
Medical and surgical sup-		
plies,	2,200 00	
Blanks, stationery and		
printing,	350 00	
Office supplies,	130 00	
Office equipment,	500 00	
School supplies,	350 00	
Vehicular transportation		
supplies,	2,000 00	
Sundry supplies,	300 00	
	<hr/>	46,530 00
Current repairs,		3,000 00

Miscellaneous:

Traveling expenses,	\$700 00	
Postage,	330 00	
Telephone and telegraph,	700 00	
Insurance (for this purpose		
only),	4,100 00	
Freight and express,	300 00	
Religious services,	500 00	
Entertainment,	200 00	
Return of runaways,	150 00	
Funeral expenses,	100 00	
Medical and surgical fees,	2,300 00	
	<hr/>	9,380 00

Additions and Improvements:	
Hospital equipment,	\$500 00
Roads, gutters and grading,	3,000 00
Cement, sand and stone for general improvements,	500 00
Equipment and furniture,	3,000 00
Extending hydrants, water pipe and tile,	1,200 00
French ranges for Pad-dock and Wittpenn Cottages,	450 00
Automobile exchange,	1,880 00
Boundary fence,	2,000 00
Machinery storage shed,	1,000 00
	<hr/>
	13,530 00
<hr/>	
Appropriation, including estimated receipts,	\$114,880 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	
	1000 00
	<hr/>
Net amount appropriated,	\$113,880 00
	<hr/>

X 11. SANATORIUM FOR TUBERCULOUS DISEASES.

For salaries and wages, and for the maintenance of the Sanatorium for Tuberculous Diseases, on the basis of three hundred and eleven inmates.

Sanatorium
at Glen Gardner.

Salaries and Wages:	
Superintendent,	\$6,000 00
Physicians, clerks, nurses, farm help, waiters, instructors and others, including school teachers,	124,250 00
	<hr/>
	\$130,250 00

Materials and Supplies:

Food (for this purpose only),	\$82,000 00	
Fuel, light and power (for this purpose only),	29,700 00	
Household supplies,	8,000 00	
Farm, stable and grounds supplies,	15,500 00	
School supplies,	300 00	
Medical and surgical supplies,	6,800 00	
Blanks, stationery, printing, office supplies and equipment,	1,675 00	
Vehicular transportation supplies,	4,150 00	
Extraordinary household supplies,	2,000 00	
	<hr/>	150,125 00
Current repairs,		10,000 00

Miscellaneous:

Traveling expenses,	\$1,100 00	
Postage,	400 00	
Telephone and telegraph, .	1,000 00	
Insurance (for this purpose only),	2,000 00	
Freight and express,	1,000 00	
Entertainments,	500 00	
Religious services,	600 00	
Medical and surgical fees, .	350 00	
Funeral expenses of indigent patients,	150 00	
Sundry supplies,	150 00	
Children's special fund, ...	200 00	
Maintenance of traveling clinic,	10,000 00	
Medical and patients' libraries,	200 00	
	<hr/>	17,650 00

Additions and Improvements:

Roof covering passageway,	\$2,500 00	
New refrigerators,	5,500 00	
Repairing ceiling of nurses'		
quarters and patients'		
dining room,	3,000 00	
Grading grounds, making		
walks, gutters and curbs,	5,000 00	
Kitchen range,	800 00	
Repairing electric power		
lines in tunnel, and venti-		
lation of tunnel,	2,600 00	
Floor in storeroom,	450 00	
Repairs to roof of dairy		
barn,	4,725 00	
Two hay barracks,	525 00	
Cow and bull pen,	2,000 00	
Laundry equipment,	7,770 00	
Change in sewer,	1,500 00	
Tank and tower for water		
supply with new piping		
and pumps,	47,500 00	
Roads,	23,100 00	
Craft shop equipment, ...	500 00	
Employees' dining room		
and roof over nurses'		
quarters,	16,000 00	
	<hr/>	123,470 00

New Buildings:

Furnishing and renovations		
for women's shacks, ...	\$2,500 00	
Furnishing for addition to		
nurses' home,	2,000 00	
Dental equipment,	900 00	
Farm tractor and tractor		
plows,	1,150 00	
	<hr/>	6,550 00

Appropriation, including estimated
receipts, \$438,045 00

The receipts of the institution are hereby
appropriated for maintenance expendi-

tures, pursuant to chapter 153, Laws
of 1918, estimated as amounting to,.. 75,000 00

Net amount appropriated, \$363,045 00

X 12. STATE BOARD OF CHILDREN'S GUARDIANS.

Children's guardians.	Salaries:		
	General agent,	\$4,200 00	
	Compensation for other as-		
	sistants,	96,410 00	
			\$100,610 00
	Traveling expenses,		27,650 00
	Blanks, stationery and printing,		2,200 00
	Postage and Incidentals:		
	Postage,	\$4,100 00	
	Incidentals,	1,300 00	
			5,400 00
	Miscellaneous:		
	Rent,	\$7,520 00	
	Office equipment,	1,200 00	
	Office supplies,	1 500 00	
			10,220 00
			\$146,080 00

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 five hundred and fifty inmates.	
	Salaries and Wages:	
	Superintendent,	\$5,000 00
	Other officers and em- ployees,	127,785 00
		\$132,785 00

Materials and Supplies:

Food (for this purpose only),	\$40,000 00	
Clothing,	22,000 00	
Fuel, light and power (for this purpose only), ...	34,960 00	
Household supplies,	12,000 00	
Farm, stable and grounds supplies,	17,900 00	
Industrial shops and vocational training,	5,000 00	
School,	3,000 00	
Medical and surgical supplies,	3,500 00	
Printing and office supplies,	1,350 00	
Vehicular transportation supplies,	2,700 00	
	<hr/>	142,410 00
Current repairs,		5,000 00

Miscellaneous:

Traveling expenses,	\$700 00
Postage,	450 00
Telephone and telegraph, ..	600 00
Entertainment, athletic and recreational supplies, ...	800 00
Insurance (for this purpose only),	800 00
Returning runaways,	250 00
Freight and express,	600 00
Assisting boys outside of institution, the equivalent of inmates' fund transferred to State treasury,	300 00
Carfare for paroled and returned boys,	1,000 00
Medical and surgical fees, .	1,400 00
Funeral expenses (for this purpose only),	300 00

Incidentals,	200 00	
Boy Scout registration, camp and scout supplies,	700 00	
	<hr/>	8,100 00
Additions and Improvements:		
Extraordinary equipment, vocational school and manual education school,	\$8,000 00	
Equipment for new as- sembly hall,	2,000 00	
Equipment for new gym- nasium,	500 00	
Band instruments,	250 00	
Furnishing men's and wo- men's club room,	290 00	
Reinforced chairs for cot- tages,	350 00	
Farm drainage,	500 00	
Reinforced beds and cots for cottages,	500 00	
Extraordinary household equipment,	1,000 00	
Additional shades to equip rooms,	400 00	
New roof for dining hall,	2,500 00	
New roof for power house,	2,500 00	
Artesian well, house motor pump and piping,	14,910 00	
Steam engine and gener- ators,	15,000 00	
Repairing roads,	2,000 00	
Garages,	275 00	
	<hr/>	50,975 00
New Buildings:		
Milk cooling house,	\$2,000 00	
Water tank in tower,	20,000 00	
Vegetable cellar and apple and potato storage,	3,500 00	
Garages,	2,000 00	
	<hr/>	27,500 00
		<hr/>

Appropriation, including estimated receipts,	\$366,770 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	17,400 00
Net amount appropriated,	<u>\$349,370 00</u>

X 14. STATE HOME FOR GIRLS.

For salaries and wages, and for maintenance of the State Home for Girls on the basis of two hundred and seventy-five inmates.

Girls' Home.

Salaries and Wages:

Superintendent,	\$3,000 00	
Physician,	2,500 00	
Teachers, nurses, clerks and others,	60,024 00	
		<u>\$65,524 00</u>

Materials and Supplies:

Food (for this purpose only),	\$27,000 00
Clothing,	11,000 00
Fuel, light and power (for this purpose only),	24,284 00
Household supplies,	7,300 00
Farm, stable and grounds supplies,	6,000 00
Schooling and supplies, ..	1,850 00
Medical and surgical supplies,	2,500 00
Printing, office supplies and office equipment, ..	730 00
Sundry supplies,	250 00
Vehicular transportation supplies,	800 00

General plant equipment and supplies,	1,000 00	
	<hr/>	82,714 00
Current repairs,		5,000 00

Miscellaneous:

Traveling expenses,	\$1,000 00	
Postage,	400 00	
Telephone and telegraph, .	800 00	
Insurance (for this pur- pose only),	1,485 00	
Water rent,	1,500 00	
Freight and express,	500 00	
Traveling expenses for pa- role inmates,	375 00	
Entertainment,	500 00	
Payments to discharged in- mates,	170 00	
Medical and surgical fees,	1,500 00	
Dentistry,	1,500 00	
Rent, maternity home, ...	3,000 00	
	<hr/>	12,730 00

Additions and Improvements:

Painting water tank and tower,	\$350 00	
Replacing fire equipment, .	500 00	
Drainage of grounds,	3,200 00	
Drainage on farm,	500 00	
Extraordinary household supplies,	1,000 00	
Automobile exchange, ...	1,000 00	
Trees for orchard,	85 00	
Exchange for team of horses,	300 00	
Completing cinder walk on one side of Stuyvesant avenue,	250 00	
Seed, vegetable and plant house,	3,000 00	
	<hr/>	10,185 00

New Buildings:

Storehouse to take care of all storage other than refrigeration,	10,000 00
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Appropriation, including estimated receipts,	\$186,153 00
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The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	1,000 00
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Net amount appropriated,	\$185,153 00
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X 15. STATE HOSPITAL, MORRIS PLAINS.

For salaries and wages, and for maintenance of the State Hospital, Morris Plains, on the basis of three thousand four hundred inmates.

Morris Plains
asylum.

Salaries and Wages:

Medical director,	\$6,000 00
Warden and treasurer, ...	5,000 00
Chief engineer,	5,000 00
Other officers and em- ployees,	706,958 00
	<u>\$722,958 00</u>

Materials and Supplies:

Food (for this purpose only),	\$360,000 00
Clothing,	65,000 00
Fuel, light and power (for this purpose only),	110,000 00
Household supplies,	86,700 00
Farm, stable and grounds supplies,	43,000 00
Tobacco,	7,000 00
Industrial shops,	5,000 00
The balance in the Revolv- ing Fund on June 30th, 1925, for the purchase of	

materials for manufacture of articles to be sold in excess of the amount appropriated is hereby appropriated for the Amusement Fund.

Medical and surgical supplies,	25,000 00	
Printing and office supplies and equipment,	2,900 00	
Vehicular transportation supplies,	9,000 00	
	<hr/>	713,600 00
Current repairs,		40,000 00

Miscellaneous :

Traveling expenses,	\$3,000 00	
Postage,	1,200 00	
Telephone and telegraph, ..	3,600 00	
Insurance (for this purpose only),	8,000 00	
Freight and express,	5,000 00	
Religious services,	900 00	
Funeral expenses,	3,500 00	
Advertising, books, etc., ..	800 00	
Incidentals,	500 00	
Rent of cottage for nurses, ..	3,000 00	
	<hr/>	29,500 00

Additions and Improvements :

Automobile exchange,	\$2,500 00	
Shower baths and piping, ..	10,000 00	
Painting materials,	6,000 00	
Exchange of trucks,	6,000 00	
Ambulance,	2,620 00	
Station car,	700 00	
Baking machinery,	2,600 00	
Jig saw for carpenter shop, ..	550 00	
Railroad repairs,	2,000 00	
Road scraper,	500 00	
Screens and parts for stone crusher,	500 00	

Steam disinfecter,	1,550 00	
Tractors and plows,	1,150 00	
Addition to garage, to provide shop for repairs, .	2,000 00	
Settees for lawns,	750 00	
		<hr/>
		39,420 00

Appropriation, including estimated receipts,	\$1,545,478 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	552,403 00
	<hr/>
Net amount appropriated,	\$993,075 00
	<hr/>

X 16. STATE HOSPITAL, TRENTON.

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand three hundred and fifty inmates.

Trenton
asylum.

Salaries and Wages:

Medical director,	\$6,000 00	
Warden,	5,000 00	
Other officers and employees,	485,024 00	
		<hr/>
		\$496,024 00

Materials and Supplies:

Food (for this purpose only),	\$248,000 00
Clothing,	27,000 00
Fuel, light and power (for this purpose only),	99,671 00
Household supplies,	56,000 00
Farm, stable and grounds supplies,	40,500 00
Medical and surgical supplies,	30,000 00

Printing and office supplies,	3,900 00	
Vehicular transportation supplies,	5,000 00	
	<hr/>	510,071 00
Current repairs,		20,000 00

Miscellaneous:

Traveling expenses,	\$2,000 00	
Telephone and telegraph, .	3,000 00	
Postage,	600 00	
Amusements,	1,500 00	
Funeral expenses,	1,400 00	
Newspapers and maga- zines,	500 00	
Returning runaways,	400 00	
Insurance (for this purpose only),	5,500 00	
Religious services,	700 00	
Freight and express,	800 00	
Tobacco,	4,000 00	
Incidentals,	800 00	
Psychiatric clinic, for va- rious institutions, with headquarters at State Hospital, Trenton,	25,000 00	
	<hr/>	46,200 00

Additions and Improvements:

Screening Congregate din- ing room,	\$1,000 00	
Cold storage plant, with refrigerating equipment, to be constructed in the old boiler plant, also to include repairs to the building,	75,000 00	
Well at Jones' farm, new pipe rods, pump barrel and new pump head, ...	1,500 00	
Repairing organ in chapel,	700 00	
Tuning pianos,	200 00	

Repairing porches, nurses' home,	1,700 00
New water heater for boilers, with meter,	1,800 00
Grading and landscape work around Dix, Paton and Congregate buildings,	5,000 00
Building two new sides on dormitory, at Knight farm,	2,500 00
New roofs on horse barn at Hunt farm, dwelling house at Oakland farm, two Tubercular shacks and house at Mill, and repairing same,	2,000 00
Covering pipe in annex building,	750 00
New coffee roaster,	1,200 00
Continuing fencing around institution,	3,000 00
Pointing up buildings of old part of institution,	5,000 00
New hair picker,	900 00
Running electric wires and new poles to farmhouse on Knight farm, where patients are housed and fed, also putting light in the farmhouse on Thack-rary farm,	1,200 00
Cement, sand and stone for building new walks around lawns and buildings,	577 00
Markers for graves,	1,000 00
Repairing tin roofs and gutters,	1,500 00
Two new pianos,	700 00
Repairing roof on criminal building,	5,000 00

Concrete mixer,	225 00	
New grates for boilers Nos. 4, 5 and 6,	780 00	
Damper regulator,	250 00	
New machinist lathe,	800 00	
Repairing foundation settlement in Dix building, and cracked walls in adjoining building,	4,000 00	
Automobile exchange, ..	2,500 00	
		<hr/> 120,782 00
New Buildings:		
New upholstery building, for sterilizing hair, also making carpets, mattresses, etc., complete with sterilizer,	\$8,000 00	
Remodeling old laundry building into four apartments for employees, ..	16,000 00	
		<hr/> 24,000 00
Appropriation, including estimated receipts,	\$1,217,077 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,		
		<hr/> 380,425 00
Net amount appropriated,	\$836,652 00	<hr/> <hr/>

X 17. STATE INSTITUTION FOR FEEBLE-MINDED.

Feeble-minded
at Vineland.

For salaries and wages, and for maintenance of the State Institution for Feeble-Minded, on the basis of one thousand two hundred and fifty inmates.

Salaries and Wages:

Superintendent,	\$6,000 00	
Steward,	2,700 00	
Physicians, clerks, mechan- ics and others,	129,854 00	
		<hr/> \$138,554 00

Materials and Supplies:

Food (for this purpose only),	\$90,000 00	
Clothing,	20,000 00	
Fuel, light and power (for this purpose only),	40,900 00	
Household supplies,	16,600 00	
Farm, stable and grounds supplies,	20,600 00	
Industrial shops,	1,500 00	
School supplies and equip- ment,	2,500 00	
Medical and surgical sup- plies,	6,000 00	
Printing and office sup- plies and equipment, ..	1,500 00	
Vehicular transportation supplies,	3,500 00	
Sundry supplies, books, magazines and papers, .	450 00	
		<hr/> 203,550 00
Current repairs,		12,500 00

Miscellaneous:

Traveling expenses,	\$2,500 00
Postage,	450 00
Telephone and telegraph, .	1,500 00
Insurance (for this pur- pose only),	3,000 00
Medical, surgical and ocu- list fees,	4,500 00
Entertainments,	1,000 00
Funeral expenses,	500 00
Freight and express,	1,200 00
Water rent,	100 00
Library,	350 00

Religious services,	400 00	
Incidentals,	500 00	
Advertising,	50 00	
	<hr/>	16,050 00

Additions and Improvements:

Cement walks,	\$2,000 00	
Raising of White Cottage,	1,200 00	
Repairs to Henshel prop., .	3,500 00	
Repairs to Seabrook prop.,	1,500 00	
Addition to bathroom (North Bldg.),	20,000 00	
Repairs to hospital ele- vator,	2,625 00	
Team horses,	400 00	
Repairs to roads and drives,	1,200 00	
Painting,	1,800 00	
Storeroom extension,	1,575 00	
Superintendent's auto ex- change,	2,500 00	
Ford truck,	650 00	
Chairs for assembly hall, .	3,000 00	
Furniture for two new buildings,	8,000 00	
Furniture for two new cot- tages,	2,400 00	
	<hr/>	52,350 00

New Buildings:

The unexpended balance of the appropriation for two new colonies, \$50,000.00 each, \$100,000.00, on the 30th day of June, 1925, is hereby reappropriated for said purpose.

Appropriation, including estimated receipts, \$423,004 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, 100,000 00

Net amount appropriated, \$323,004 00

This institution is authorized to pay for the maintenance of any county indigent patient transferred from the institution to an institution for training of the feeble-minded, to which moneys are paid by the State pursuant to chapter 217 of the Laws of 1919, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the institution.

X 18. STATE PRISON.

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand four hundred and twenty-five inmates.

State Prison.

Salaries and Wages:

Principal keeper,	\$5,000 00	
Director of Administration and Industries, with rent allowance,	8,700 00	
Parole Officer,	3,500 00	
Fiscal Agent,	3,500 00	
Medical director,	3,000 00	
Resident physician,	3,000 00	
Other officers and em- ployees,	247,680 00	
Wages for inmates at farm at the rate of \$0.25 per day,	11,000 00	
Wages for inmates at prison (other than State use),	15,000 00	
	<hr/>	\$300,380 00

Materials and Supplies:

Food for officers (for this purpose only),	\$7,000 00
Food for inmates (for this purpose only),	118,000 00
Clothing,	60,000 00

Fuel, light and power (for this purpose only),	47,500 00	
Household supplies, including necessary replacements at prison farm, .	16,000 00	
Farm, stable and grounds supplies (Leesburg farm)	18,000 00	
Farm, stable and grounds supplies (Trenton farm)	300 00	
School supplies,	3,000 00	
Medical and surgical supplies,	7,900 00	
Blanks, stationery, printing, office supplies and equipment,	4,950 00	
Tobacco,	4,000 00	
Water rent,	6,000 00	
Religious supplies,	300 00	
Bureau of identification, .	500 00	
Library,	500 00	
Vehicular transportation supplies,	5,000 00	
Cannery supplies,	5,400 00	
Industrial shops,	2,500 00	
		306,850 00
Current repairs, prison, . . .	\$13,000 00	
Current repairs, prison farm,	3,000 00	
		16,000 00
Miscellaneous:		
Traveling expenses,	\$1,700 00	
Expenses of parole officer,	700 00	
Transportation of prisoners to and from farm and camps,	1,000 00	
Postage,	900 00	
Telephone and telegraph,	1,000 00	
Insurance (for this purpose only),	3,500 00	
Medical and surgical fees,	2,000 00	
Freight and cartage, . . .	2,000 00	
Electrocution plant,	2,000 00	

Payments to discharged inmates,	2,500 00	
Amusements,	1,000 00	
Returning runaways, and captures and expenses incidental thereto,	1,000 00	
Funeral expenses,	100 00	
Dentistry,	1,500 00	
	<hr/>	20,900 00
Additions and Improvements:		
Roofs—repaired and replaced,	\$3,000 00	
Drainage, Prison farm, ..	1,000 00	
Storage and ice making equipment (Farm), ..	1,900 00	
Repair to coal trestle, W. & S. yards,	1,250 00	
New sanitary basin and plumbing in Female wing,	1,000 00	
New concrete wall along canal,	2,700 00	
Exchange of Buick sedan for new one,	1,700 00	
Exchange of Ford sedan for new one,	600 00	
Additional fire prevention equipment,	1,000 00	
Concrete driveway to coal trestle in Wilson & Stokes coal yard on Cass street,	1,750 00	
	<hr/>	15,900 00
New Buildings:		
New garage,	1,500 00	
	<hr/>	
Appropriation, including estimated receipts,	\$661,530 00	
The receipts of the institution are hereby appropriated for maintenance expendi-		

tures, pursuant to chapter 153, Laws of
1918, estimated as amounting to, 7,500 00

Net amount appropriated, \$654,030 00

X 19. VILLAGE FOR EPILEPTICS.

Epileptic
Village.

For salaries and wages, and for maintenance of the Village of Epileptics on the basis of eight hundred and twenty inmates.

Salaries and Wages:

Superintendent,	\$8,000 00	
Steward,	3,000 00	
Senior resident physician,	4,500 00	
Other officers and employees,	168,900 00	
		\$184,400 00

Materials and Supplies:

Food (for this purpose only),	\$66,700 00	
Clothing,	9,500 00	
Fuel, light and power (for this purpose only),	48,500 00	
Household supplies,	14,000 00	
Farm, stable and grounds supplies,	20,500 00	
School supplies,	1,000 00	
Medical and surgical supplies and equipment, ...	4,200 00	
Blanks, stationery and printing,	700 00	
Office supplies and equipment,	500 00	
Sundry supplies,	1,500 00	
Industrial shops supplies,	590 00	
Vehicular transportation supplies,	2,850 00	
		170,540 00
Current repairs,		12,500 00

Miscellaneous:

Traveling expenses,	\$1,500 00	
Postage,	300 00	
Telephone and telegraph,	1,500 00	
Insurance (for this purpose only),	3,600 00	
Freight and express,	1,200 00	
Medical and surgical fees,	500 00	
Amusements,	650 00	
Funeral expenses,	200 00	
Returning runaways,	100 00	
Religious services,	760 00	
Incidentals,	150 00	
		<hr/> 10,460 00

Additions and Improvements:

Extension electric system to Walnut lodge,	\$900 00	
One portable coal conveyor,	550 00	
One piano for school,	500 00	
Enlargement and extension to poultry plant,	1,200 00	
Ice house,	1,800 00	
Two teams horses,	800 00	
One Fordson tractor,	600 00	
Addition to Walnut lodge barns,	3,500 00	
Shed for piggery,	450 00	
Repairs to service building,	27,475 00	
Repairs to Knight cottage,	28,959 00	
Repairs to Collard cottage,	16,542 00	
		<hr/> 83,276 00

Appropriation, including estimated receipts, \$461,176 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, . . . 183,515 00

Net amount appropriated, \$277,661 00

X 20. WOODBINE COLONY FOR FEEBLE-MINDED MALES.

Woodbine
Colony.

For salaries and wages, and for maintenance of the Woodbine Colony for Feeble-Minded Males, on the basis of two hundred and twenty inmates.

Salaries and Wages:

Superintendent,	\$3,000 00	
Physician,	2,000 00	
Attendants, nurses and other employees,	45,000 00	
		<hr/> \$50,000 00

Materials and Supplies:

Food (for this purpose only),	\$30,350 00	
Clothing,	4,900 00	
Fuel, light and power (for this purpose only),	15,700 00	
Household supplies,	4,200 00	
Farm, stable and grounds supplies,	2,400 00	
Medical and surgical sup- plies,	1,700 00	
Printing and office supplies,	400 00	
Vehicular transportation supplies,	1,400 00	
		<hr/> 61,050 00
Current repairs,		5,000 00

Miscellaneous:

Telephone and telegraph,..	\$600 00	
Traveling expenses,	1,000 00	
Postage,	200 00	
Sundries,	200 00	
Funeral expenses,	200 00	
Insurance (for this purpose only),	1,200 00	
Freight and express,	500 00	
Entertainment,	500 00	
Medical and surgical fees,.	1,000 00	
		<hr/> 5,400 00

Additions and Improvements:

Painting buildings,	\$6,000 00	
Repairs to heating mains and for additional air valves,	600 00	
Sun protectors (two),	300 00	
Ceilings — administration building,	1,000 00	
Ceilings—brick building, ..	800 00	
New roof for laundry,	1,300 00	
New roof trusses for laun- dry,	500 00	
Rebrickng and overhaul- ing boilers,	1,000 00	
Vacuum steam pump and lubricator,	500 00	
Type H forty-gallon chemi- cal engine,	350 00	
Automobile exchange,	1,000 00	
Laundry equipment,	2,000 00	
Furnishings for employees' quarters,	500 00	
Furniture for employees' dining rooms,	150 00	
	<hr/>	16,000 00

New Buildings:

The unexpended balance of the appropriation for carpenter shop and plumbing shop, \$1,500.00, on the thirtieth day of June, one thousand nine hundred and twenty-five, is hereby reappropriated for said purpose.

Appropriation, including estimated receipts, \$137,450 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, 35,000 00

Net amount appropriated, \$102,450 00

This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for training of the feeble-minded, to which moneys are paid by the State pursuant to chapter 217 of the Laws of 1919, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the colony.

Appropriations
from school
fund.

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-six:

1. FREE PUBLIC SCHOOLS.

Schools.	For the support of free public schools. . . .	\$500,000 00
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2. PREMIUMS AND ACCRUED INTEREST.

Bond pur-
chases.

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 ex-
penses.

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,	\$4,000 00
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4. REFUNDS.

Refunds.

Whenever by the conversion of a lease into a grant, or by the execution of a new lease, the rental that has been paid in advance to the State for land under water under riparian lease is in excess of the amount actually

accruing and owing thereunder, and the same has been carried to the credit of the trustees of the school fund, the State Treasurer, upon warrant of the Comptroller, is hereby authorized and directed at any time upon application of the persons entitled to the same, to repay such excess from the income of the school fund.

3. Such sum or sums of money, as may be certified by the issuing officials to the Comptroller of the Treasury, as having been expended for the purpose of carrying out the provisions of chapter 352, P. L. 1920, are hereby transferred from the Highway Extension Fund, to the State Fund. So much thereof, thus transferred, as may be necessary for the expenses of the said issuing officials, for the current fiscal year, shall be transferred by the Comptroller to the credit of said issuing officials.

Transfer from
Highway Ex-
tension Fund.

4. 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 1918, 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 or 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

Contracts not
made when
bids exceed
appropriation.

Proviso.

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.

Use of unexpended balance.

5. Whenever a building or buildings have been erected and completed and there shall be an unexpended balance of the sum of money appropriated therefor after the contract has been performed, such balance may, upon the approval of the Comptroller of the Treasury, be used to pay for the furnishing and equipment of such building or buildings.

Plans and advertisement before money available.

6. Whenever after an act of the Legislature becomes a law, but has not yet become effective, the contract, plans and specifications may be drawn and advertisements for bids may be made, which have been so authorized by such act and the contract in accordance therewith may be entered into before the time of the taking effect of such enactment where such statute does not take effect immediately but at some later time; *provided, however*, that no payment shall be made thereunder until the said act shall become effective according to its terms.

Proviso.

Money used as specified.

7. 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, 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

Construing section.

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 chapter one hundred and forty-seven, Laws of nineteen hundred and eighteen.

8. 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; *and provided, further*, that such transfers shall not be permitted and the provisions of this section shall not apply in cases where the items of appropriation are expressly limited by the words "for this purpose only."

Transfer of
moneys to
other items.

Application
and consent.

Proviso.

Proviso.

9. 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 details the facts thereof and the reasons therefor, attested by the signature of said Comptroller

Corrections
made to
comply with
intention.

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.

Increasing
compensation
during fiscal
year.

10. Anything herein contained to the contrary notwithstanding, the rate of compensation paid to any officer or employee in any position in the classified Civil Service of the State, when such compensation is at the rate of three thousand dollars or more per annum, shall not be increased during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-six, over that received during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-five, unless such increase in compensation is provided for and authorized in a separate item in this appropriation act; *provided, however*, that nothing herein contained shall be construed as altering, impairing or in any way affecting the provisions of chapter 49, of the Laws of 1916.

Proviso.

Disbursement
of funds
available.

11. 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 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.

Transfer
from various
appropriations.

12. The State House Commission is hereby empowered, notwithstanding any other provision of law, to transfer from the various appropriations for construction, reconstruction, additions to and betterments of State building and appurtenances thereto, herein contained, to the appropriation for the Division of Architecture and Construction of the Department of Institutions and Agencies a sufficient sum to pay for the cost of all architectural work, superintendence and other expert services in connection with such work.

Petty cash
fund.

13. The Comptroller of the Treasury may, upon application therefor, allot from appropriations made to any official, department, commission or board a sum, not in

excess of three hundred dollars, to establish a petty cash fund, for the payment of expenses not in excess of five dollars. The allotment thus made by the Comptroller shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making request therefor, and the money thus allotted shall be disbursed by such custodian, who shall require from all persons obtaining money from said fund a receipt therefor. Such receipt shall by such custodian be forwarded monthly to the Comptroller of the Treasury for audit, and the Comptroller of the Treasury shall likewise make regulations governing disbursements from petty cash funds.

Allotment.

Monthly
audit.

14. This act shall take effect on the first day of July, one thousand nine hundred and twenty-five.

Act effective.

Passed March 21, 1925.

CHAPTER 238.

An Act prohibiting discrimination on account of sex in the employment of teachers.

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

1. In the formulation of a scale of wages for the employment of teachers in any school, college, university or other educational institution in this State, which is supported, in whole or in part, by public funds, there shall be no discrimination based on sex, and the provisions of this act shall apply to appointment, assignment, compensation, promotion, transfer, resignation, dismissal and all other matters pertaining to the employment of teachers; *provided*, where any such school, college, university or other educational institution is open only to members of one sex, nothing contained herein shall be construed to prohibit the exclusive employment of teachers of that sex.

No sex dis-
crimination as
to teachers.

Proviso.

2. All acts or parts of acts inconsistent with this act are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 239.

An Act relating to compensation of public officers and employees.

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

Concerning
de facto
positions.

1. Any person who has held or who may hereafter hold de facto any office or position in the public service of this State or of any county or municipality or other subdivision thereof, and who has performed or who may hereafter perform the duties of such office or position, shall be entitled to the emoluments and compensation appropriate to such office or position for the time in fact so held and may recover therefor in any court of competent jurisdiction, notwithstanding any refusal or failure of any other person or officer.

Repealer.

2. Any act or part of act inconsistent with this act is hereby repealed.

3. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 240.

A Supplement to 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, nineteen hundred and seventeen.

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

Additional
route from
Camden to
Atlantic City.

1. The State Highway Commission shall as soon as practicable lay out for and as a part of the State Highway System the road leading from Camden to Mt. Eph-

raim, to Chews, to Blackwood, to Turnersville, to Cross Keys, to Williamstown, to Cecil, to Weymouth, to McKee City, to Pleasantville, to Atlantic City.

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

Passed March 21, 1925.

CHAPTER 241.

A Supplement to 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, nineteen hundred and sixteen.

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

1. In addition to the items of indebtedness allowed to be deducted from the indebtedness of a municipality in the statement of the financial condition thereof, required to be filed by the act to which this is a supplement, or by any act amendatory thereof or supplemental thereto, called "the annual debt statement" or "supplemental debt statement," as the case may be, it shall be lawful to deduct from the indebtedness of the municipality any indebtedness incurred or which may be hereafter incurred by the municipality for the erection and equipment of a free public library building; *provided*, that such indebtedness so allowed hereby, to be deducted, shall not exceed in the whole the sum of one hundred thousand dollars. Deduction of indebtedness for library purposes.

2. This act shall take effect immediately and that all acts or parts of acts inconsistent with this act be and the same are hereby repealed. Proviso. Repealer.

Passed March 21, 1925.

CHAPTER 242.

An Act to change the name of Joseph Carracino.

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

Name
changed.

1. The name of Joseph Carracino, of the city of Newark, county of Essex and State of New Jersey, be, and the same hereby is, changed to Joseph Carr.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 243.

An Act to amend the title and body of an act entitled "An act to define, regulate and license real estate brokers and salesmen, to create a State Real Estate Commission, and to provide penalties for the violation of the provisions hereof," approved April fifth, one thousand nine hundred and twenty-one, so that henceforth the title of said act shall read as follows: "An act to define, regulate and license real estate brokers and salesmen, creating a State Real Estate Commission, defining its powers and duties, and providing penalties for the violation of the provisions hereof."

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 to define, regulate and license real estate brokers and salesmen, to create a State Real Estate Commission, and to provide penalties for the violation of the provisions hereof," is hereby amended so that the title shall henceforth read as follows:

An act to define, regulate and license real estate brokers and salesmen, creating a State Real Estate Commission, defining its powers and duties, and providing penalties for the violation of the provisions hereof. New title.

2. 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.

From and after the first day of July, one thousand nine hundred and twenty-five, it shall be unlawful for any person, firm, partnership, association or corporation to engage either directly or indirectly in the business of a real estate broker or salesman, except as in this act otherwise provided, without first submitting to an examination, and thereafter obtaining a license as in this act hereinafter provided. Real estate dealers licensed.

3. Section two 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 2 amended.

A real estate broker within the meaning of this act is any person, firm, association, partnership or corporation which, for compensation, valuable consideration or commission, or other thing of value, sells or offers for sale, buys or offers to buy, or negotiates the purchase, sale or exchange of real estate, or any interest therein, or leases or rents, or offers to lease or rent real estate for others. A real estate salesman within the meaning of this act is any person who, for compensation, valuable consideration or commission, or other thing of value, is employed by a licensed real estate broker to sell or offer to sell, to buy or offer to buy, or to negotiate the purchase, sale or exchange of real estate, or to lease or rent, or offer to lease or rent any real estate for others; *provided, however*, that the provisions of this act shall not apply to any person, firm, partnership, association or corporation, which, as a bona fide owner or lessor, shall perform any of the aforesaid acts with reference to property owned by them, nor shall the provisions of this act apply or be construed to include attorneys-at-law, or a receiver, trustee in bankruptcy, executor, administrator or to any person or corporation selling real estate under the order of any court, or under the terms of a deed of trust Real estate broker and salesman defined.

Proviso; exceptions to act.

Section 7 amended.	4. Section seven of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:
Application for license.	7. All persons, firms, partnerships, associations and corporations, desiring to become real estate brokers or real estate salesmen, shall apply to the New Jersey Real Estate Commission for a license under the provisions of this act. Every applicant for a license as a broker shall be of the age of twenty-one years or over and a citizen of the United States, and in the case of an association or a corporation the directors thereof shall be of the age of twenty-one years or over and citizens of the United States. Application for a license, whether as a real estate broker or a real estate salesman, shall be made to the New Jersey Real Estate Commission upon forms prescribed by said commission, and the applicant shall furnish evidence of good moral character, and in the case of an association or corporation, the directors thereof shall furnish evidence of good moral character.
Requirements.	Every such application shall be on file with the commission at least ten days prior to the granting thereof. Before any such license shall be granted by the New Jersey Real Estate Commission the applicant therefor, and in the case of an association or corporation the directors or officers thereof actually engaged in the real estate business as broker and salesman, shall submit to an examination to be conducted by said commission which examination may be written or oral or partly written and partly oral, and shall include reading, writing, spelling, elementary arithmetic, a general knowledge of the statutes of New Jersey concerning real property, conveying, mortgages, agreements of sale, leases and of the provisions of this act. The New Jersey Real Estate Commission is hereby authorized to make rules and regulations for the conduct of said examination. Upon satisfactorily passing such examination a license shall thereupon be granted by the New Jersey Real Estate Commission to the successful applicant therefor as a real estate broker or a real estate salesman, and the applicant upon receiving such license is authorized to conduct the business of a real estate broker or a real estate salesman in the State of New Jersey. Such
Information furnished.	
Examination.	
License granted.	

license shall be renewed, without examination, on the first day of July, subsequent to its issue and annually thereafter, upon the payment of the fee fixed by this act; *provided, however*, that nothing in this section contained shall be construed to apply to any bona fide real estate broker, or a real estate salesman, who at the time of the passage of this act has heretofore been licensed by the said board. Proviso.

5. Section seventeen 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 17 amended.

17. The commission shall publish, at least once in each year, a list of the names and addresses of all licensees licensed under the provisions of this act, and also a list of all licenses which have been suspended or revoked within one year from the date of the publication of such list. Such list shall also contain such other information relative to the enforcement of the provisions of this act as the commission may deem of interest to the public. One of such lists shall be forwarded to the county clerk of each county in this State within ten days after its publication, and such lists shall be held by such county clerks as a public record for a period of one year. Such lists shall also be mailed by the commission to any person in this State upon request. List of licensees published.

6. This act shall take effect immediately.

Passed March 21, 1925.

List in county clerk's office.

CHAPTER 244.

An Act to authorize street railway and traction companies and companies operating as street railways to acquire, own and operate for hire motor vehicles and auto busses.

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

1. Any street railway or traction company or other company operating as a street railway, organized under Street car lines may operate busses.

any law or laws of this State, shall be and hereby is authorized and empowered to acquire, own and operate auto busses, commonly called jitneys. Every such company before operating any auto bus under the authority conferred by this act shall obtain, as required by law, the consent of the authorities of the municipality in or through which it intends to operate such auto bus, and shall obtain the approval of such consent by the Board of Public Utility Commissioners and shall comply with all lawful regulations governing the operation of auto busses, commonly called jitneys, which apply to other owners and operators thereof. Every street railway, traction railway or other company operating as a street railway which may operate auto busses, commonly called jitneys, shall keep books, records and accounts of the operation of such auto busses, so that the receipts and expenses of such operation may be distinguished from the receipts and expenses of street railway operation. No fare for transportation on any auto bus shall be increased because of any deficit from street railway operation, nor shall any street railway fare be increased because of any deficit from the operation of any auto bus or busses. Every such company shall be required to pay the same franchise taxes upon gross receipts from the operation of auto busses, commonly called jitneys, as other owners and operators of auto busses, commonly called jitneys, and shall also be required to pay the same franchise and other taxes upon gross receipts from the operation of its street railway as other street railway or traction companies, or other companies operating as street railways; and the gross receipts from the operation of auto busses, commonly called jitneys, shall not be included in fixing the franchise or other taxes payable by said company because of its operation of its street railway; and the gross receipts from the operation of its street railway shall not be included in fixing the franchise or other taxes payable by said company because of its operation of auto busses, commonly called jitneys.

Municipal consent.

State approval.

Record of receipts and expenses.

As to increasing fares.

Franchise tax.

As to gross receipts.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 245.

An Act to amend chapter 110 of the Laws of 1922 entitled "A further supplement to 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*:

1. Section two of chapter 110 of the Laws of 1922 be amended to read as follows: Section 2 amended.

2. No person shall distribute or sell or manufacture for distribution or sale or have in his possession with intent to distribute or sell any condensed, evaporated or concentrated milk which shall not conform to the minimum standard set forth respectively in section one hereof, and which, if contained in hermetically sealed cans, does not bear stamped or labeled thereon the name and address of the manufacturer or distributor thereof. Conditions governing sale of condensed milk.

2. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 246.

An Act concerning bottle, 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.

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

Official
designation.

1. Designation of Act. This act shall be known and designated as "the New Jersey bottle act," and may be so cited and referred to in all process and proceedings taken under it, and in all courts and places.

Registration
of name with
county clerk
and Secretary
of State.

2. Trade-marks on Bottles, Siphons, Tins, Kegs or Other Articles. Any person or corporation engaged in manufacturing, bottling or selling 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, in bottles, siphons, tins, kegs or other articles, with his or its name or other marks or devices branded, stamped, engraved, etched, blown, embossed, impressed or otherwise produced upon such bottles, siphons, tins, kegs or the boxes used by him or it, may file in the office of the clerk of the county in which his or its principal place of business is situate, or if such person or corporation shall manufacture or bottle out of this State, then in any county in this State, and also in the office of the Secretary of State, a description of the name, marks or devices so used by him or it, and cause such description to be printed once in each week, for two weeks successively, in a newspaper published in the county in which said notice may have been filed as aforesaid, and he, it or they shall thereupon be deemed the proprietor of such name, mark or device and of every vessel or receptacle upon which it may be branded, stamped, en-

Publication.

graved, etched, blown, impressed, embossed or otherwise produced.

3. Unlawful Use of Trade-marked Articles. It is hereby declared to be unlawful for any person or corporation to fill or cause to be filled with soda water, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, beer, small beer, lager beer, weiss beer, white beer, or other beverages, or with medicine, medical preparations, perfumery, oils, compounds, or mixtures, any bottle, box, siphon, tin or keg so marked or distinguished as aforesaid, with or by any name, mark or device, of which a description shall have been filed and published, as provided in the second section of this act, or to deface, erase, obliterate, cover up or otherwise remove or conceal, any such name, mark or device thereon, or to sell, buy, use, give, take or otherwise dispose of or traffic in the same, without the written consent of, or unless the same shall have been purchased from, the person or corporation whose mark or device shall be or shall have been in or upon the bottle, box, siphon, tin, keg or other article so filled, trafficked in, used or handled as aforesaid.

Unlawful use
of name or
mark.

4. Unlawfully Used Articles may be Taken. And such bottles, boxes, siphons, tins or kegs full or partly full of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, beer, small beer, lager beer, weiss beer, white beer or other beverages or with medicine, medical preparations, perfumery, oils, compounds or mixtures, and any empty articles used in violation of this act may be taken possession of by the owner or owners or his, her or their agent or agents, who shall not be liable for damages therefor. And if the party or parties having the possession of such article or articles refuse to empty the same of the contents contained therein upon notice and demand by the party entitled to the possession thereof, then the party entitled to the possession thereof, either as owner or agent, may empty such article or articles of the contents and not be liable for damages therefor.

Taking possession of bottles
unlawfully
had.

5. Copy of Description as Evidence in Court. A copy of the description duly certified by the clerk of the county where said description has been filed, as provided for in

Certified copy
of record in
evidence.

section two of the act of which this act is a supplement, and where a person or corporation shall manufacture or bottle outside of the State, then, in addition, a copy of the description duly certified by the Secretary of State, shall be received as evidence in all courts and places.

**Affidavit of
publicity.**

6. Evidence of Publication. The affidavit of the printer or publisher of a newspaper published within this State, or of his foreman or principal clerk, showing the publication of the notice required by this act, annexed to a printed copy of the notice as published, shall be received as evidence of the publication, and also of the matters therein stated, in all courts and places.

Penalties.

7. Penalty for Offenses Against Act. Any person or corporation offending against the provisions of this act shall be punished for the first offense by imprisonment not less than ten days nor more than one year, or by a fine of fifty cents for each and every such bottle, box, siphon, tin or keg so filled, sold, used, disposed of, bought or trafficked in, or by both such fine and imprisonment, and for each subsequent offense by imprisonment not less than twenty days nor more than one year, or by a fine of not less than one dollar, nor more than five dollars, for each and every such bottle, box, siphon, tin or keg, so filled, sold, used, disposed of, bought, or trafficked in, or by both such fine and imprisonment, in the discretion of the court or magistrate before whom the offense shall be tried.

**Complaints
and proceed-
ings.**

8. Complaint of Violation of Act, and Proceedings Thereon. 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 police magistrate or justice of the peace, in any other city, town, or in any borough or township, or other municipality, 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.

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 may be found in this State.

Service of
process.

9. Recovery of Bottles, Boxes, et cetera, Unlawfully Used, et cetera, or Held in Possession; Search Warrant and Proceedings Thereon. 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, town, borough or township, 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, dealing in or selling 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 dealer in second hand articles, or any 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

Search war-
rant to locate
and recovery
of containers.

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.

Process.

Disposition
of fines.

10. Disposition of Fines and Costs. All fines and costs imposed and collected upon any convictions 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 cost in indictable cases are now disposed of, and all fines and costs imposed and collected in any other city, town, borough or township shall be disposed of as now provided by law.

Evidence of
unlawful use.

11. Presumptive Evidence of Unlawful Use. The use by any person other than the person or corporation whose device, name or mark shall be or shall have been upon the same without such written consent or purchase as aforesaid, of any such marked or distinguished bottle, box, siphon, tin, keg or other article, a description of the name, mark or device whereon shall have been filed and published, as herein provided, for the sale therein of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, beer, small beer, lager beer, weiss beer, white beer, or other beverages, or any article of merchandise, medicines, medical preparation, perfumery, oils, compounds, mixtures or preparations, or for the furnishing of such or similar beverages to customers or the buying, selling, using, disposing of, or trafficking in any such bottles, boxes, siphons, tins, kegs or other articles by any person other than said persons or corporations having a name, mark or device thereon of such owner without such written consent, or the possession of any such bottles, boxes, siphons, tins, kegs or other articles, a description of the marks, names or devices, whereon shall have been so filed and published as aforesaid, by any junk dealer or dealers in second hand articles or by any person, firm or corporation who uses the article in the ordinary conduct of its business, without the written consent of the owner, shall, and is here-

by declared to be presumptive evidence of the said unlawful use or purchase of and traffic in such bottles, boxes, siphons, tins, kegs or other articles.

12. Deposit on Delivery of Such Marked Bottle, Box, et cetera, Not to be Deemed a Sale Thereof. The requiring, taking or accepting of any deposit upon the delivery of any bottle, box, siphon, tin, keg or other article, the name, mark or device upon which has been filed and published as provided for in section two of this act, shall not be deemed to constitute a sale thereof either optional or otherwise.

As to deposit
on delivery.

13. Refiling and Publication of Description of Name or Mark Filed and Published Under Previous Law, Not Required. Any person or corporation having heretofore filed in any of the offices mentioned in section two of this act a description of the name or names, marks or devices, upon his or its property therein mentioned, and having also caused the same to be published according to the law existing at the time of such filing and publication, shall not be required to again file and publish such description in order to be entitled to the benefits of this act.

Previous
filing and
publication
as exemption.

14. Civil Penalty. Any person or corporation offending the positions of such act, or any of the amendments thereof, or supplements thereto, shall be liable to a penalty of fifty cents for the first offense, for each bottle, box, siphon, tin or keg so filled, sold, used, disposed of, bought, trafficked in, or found in his, her or its possession without the written consent of the owner thereof, and a double penalty for the second and each subsequent offense, which penalty may be recovered in an action at law, as formerly in an action of debt, by the owner of such bottle, box, siphon, tin or keg or his agent in any court of this State having cognizance thereof. The pleadings shall conform in all respects to the practice prevailing in the court in which any such action shall be instituted, but no pleading or process shall be set aside or invalidated by reason of any formal or technical defects therein if the same contain a statement of the nature of the alleged violation and of the section of this act alleged to have been violated, and upon the attention of the court being called to any such formal

Other
penalties.

Pleadings.

or technical defect the same shall be immediately corrected and the said pleading or process amended as a matter of course, and as to all other defects in pleadings or process the same may be amended, in the discretion of the court, as in any other action or proceeding in said court.

Judgment,
execution,
imprisonment.

15. Penalty, Execution, Imprisonment to Enforce. When judgment shall be rendered against any defendant other than a body corporate, execution shall be issued against his goods and chattels and body without any order of the court for that purpose first had and obtained. If the officer executing any such writ shall be unable to find sufficient goods and chattels of said defendant in his bailiwick to make the amount of judgment, he shall take the body of said defendant and deliver him to the keeper of the common jail of said county, there to be detained until discharged by the court in which such judgment was obtained, or by one of the justices of the Supreme Court, when such court or justice shall be satisfied that further confinement will not result in payment of the judgment and costs. In case judgment shall be rendered against a body corporate, execution shall be issued against the goods and chattels of such body corporate as in other actions of debt.

Repealer.

Provsio.

Provsio.

16. All acts or parts of acts insofar as they are inconsistent with the provisions of this act are hereby repealed; *provided*, that any proceeding now pending under any other act, which this act may repeal, shall not abate, but may be proceeded into final judgment as if this act had not been passed; *and provided, further*, that nothing in this act contained shall be construed to repeal or modify or effect "An act for the protection of producers and shippers of milk," approved March eighth, one thousand eight hundred and eighty-three, or "An act in relation to milk cans," approved April ninth, one thousand nine hundred and two.

Passed March 21, 1925.

CHAPTER 247.

An Act to authorize the formation of companies for the purpose of constructing, maintaining and operating bridges over the Delaware river, and regulating the same.

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

1. Any number of persons, not less than three, may form a company for the purpose of constructing, maintaining and operating a bridge or bridges over the Delaware river, for public use, by executing and filing pursuant to the provisions of this act, a certificate of incorporation, which shall be signed in person by all the subscribers to capital stock named therein, and who from the date of such filing, as herein provided, shall be and constitute a body corporate; the certificate shall set forth:

Forming company to build bridge over Delaware river.

Certificate to show:

I. The name of the company, which shall not resemble any name already in use by any corporation in this State so as to lead to uncertainty or confusion.

Name;

II. The location (town or city, street and number, if such there be) of the principal office in this State.

Location;

III. The name of its agent in charge of said principal office upon whom service of process may be made.

Agent;

IV. The object of the company, the municipality in which the terminal points of the proposed bridge or bridges are to be located, the county or counties of this State in or through which the company intends to construct such bridge or bridges.

Objects;

V. The amount of total authorized capital stock, or total number of shares of stock authorized; the number of shares into which the same is divided, if it is to have a par value; a statement of whether said shares are to have a par value or to be without par value; if the shares are to have a par value, the par value of each share; the amount of capital stock subscribed by the incorporators, and with which it will commence business; and if there

Capital stock;

Par value;

be more than one class of stock created by the certificate, a description of the different classes with the terms on which created.

Incorporators; VI. The names and places of residence of the incorporators and the number of shares subscribed by each; the aggregate of such subscription shall be the amount of capital with which the company shall commence business.

Directors; VII. The names and places of residence of the first directors of the company, of whom there shall be not less than three, who shall be stockholders and incorporators of the company, and at least one of whom shall be a resident of this State, and who shall manage its affairs until other directors are chosen in their places.

Duration; VIII. The period, if any, limited for the duration of the company.

Detailed provisions. IX. Any provisions authorized by this act or by law which the incorporators may choose to insert for the regulation of the business, and for conduct of the affairs of the corporation, or for creating, defining, limiting and regulating the powers of directors, stockholders and officers.

Records of certificate. 2. The certificate 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 corporation in this State shall be established, and after being so recorded a copy thereof to be certified by said clerk shall be filed in the office of the Secretary of State.

Amount paid in. The certificate of incorporation shall not be filed in the office of the Secretary of State until there shall have been annexed thereto and filed therewith an affidavit, made by at least three of the directors in the certificate named, that at least one hundred thousand dollars has been, in good faith, subscribed and paid into the treasury of the company for stock for each terminal to be constructed by the said company within this State, and that

Intention. it is intended in good faith to construct, maintain and operate the bridge or bridges mentioned in the certificate, nor shall the certificate be filed in the said office until at least twenty-five thousand dollars has been in good faith

State deposit. subscribed and paid in cash to the directors for each

terminal to be constructed in this State, and deposited by them with the Treasurer of the State, who shall hold the same subject to be repaid to the company or its treasurer upon the construction of what it shall be proved to his satisfaction that the company has expended at least twenty-five thousand dollars to construct, or to be repaid to the directors of the corporation upon satisfactory proof of the payment of all debts of the corporation and the dissolution thereof; the Secretary of State shall record the certificate, when duly filed, in a book to be provided by him for that purpose, and said certificate, or a copy thereof, and of the record thereof, duly certified by the Secretary of State shall be evidence of the incorporation of the company, of the facts therein stated and of its right to exercise all of its powers under the provisions of this State.

Filing and
recording of
certificate.

3. Every bridge company shall have the powers conferred by an act entitled "An act concerning corporations" (Revision of 1896), and the several supplements thereto and amendments thereof, and shall be governed by the provisions and be subject to the restrictions and liabilities in said act contained so far as the same are appropriate to and not inconsistent with this act, and in addition thereto shall have power:

Powers.

I. To locate and determine its route and works, and, for that purpose, to make such surveys and tests for its proposed bridge or bridges as may be necessary to the selection of the most advantageous location, and to enter upon lands and waters of any person, doing no unnecessary injury to private or other property, and subject to responsibility for all damage which shall be done thereto.

Location;

II. To acquire from time to time and to hold, operate and use all such real estate and other property or any interest therein, and any existing ferry company or companies or the rights and properties thereof, or any interest therein, as may, in the judgment of its directors, be necessary for the purpose of the construction, maintenance and operation of its bridge or bridges, or as may be necessary to accomplish the objects of its incorporation, and to sell land, rights or property thus acquired, when not necessary for such purposes and objects.

Acquiring
property;

Build, operate, and take toll.	III. To construct, maintain and operate its bridge or bridges, to charge and collect fares and charges for the use thereof, and to exercise all other powers granted by this act.
Authority to borrow.	4. Every such bridge company shall have power to borrow such sums of money from time to time as shall be necessary to construct, improve, extend or repair its bridge or bridges, and to furnish all necessary lands and other property necessary for its purposes, and for
Bond issue.	such purpose to issue and sell its bonds secured by mortgage on its lands, bridge or bridges, chattels, franchises and appurtenances, and such companies shall not plead any statute against usury in any suit at law or in equity, to enforce the payment of any bond or mortgage executed under the provisions of this section; and in the case of any such bridge company in this State, the amount of whose debts shall have been limited by special law, the written consent of the holders of at least two-thirds of all of its stock shall be obtained before such mortgage shall be executed; the person who shall issue bonds of any such bridge company to an amount greater than the amount authorized by law shall be guilty of a misdemeanor. Where a mortgage on a bridge right of way and franchise includes chattels, it shall be sufficient notice and evidence thereof to record the same as a mortgage on real estate.
Effect of mortgage.	
Acquiring property by condemnation.	5. When the location of any bridge and approaches and the location of the necessary buildings, appurtenances and conveyances shall be determined upon, every such bridge company shall have power to and it shall be lawful for it to proceed to condemn and take the land necessary for its business, in accordance with the provisions of an act entitled "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" (Chapter 295 of the Laws of 1920), approved April twenty-first, one thousand nine hundred and twenty, and the several supplements thereto and amendments thereof; <i>provided, however</i> , that as
Proviso.	a prerequisite to such power of condemnation the written

permission to do so must first be obtained from the Board of Public Utility Commissioners.

6. Any bridge constructed and maintained by any corporation organized under the provisions of this act may be used for the passage of vehicles of all types and kinds; for the passage of pedestrians; for all incidental purposes, including its use for conduits, cables, pipes, wires, railways or otherwise, insofar as such use will not interfere with the passage of vehicles and pedestrians.

Uses of
bridge.

7. Any such bridge company may demand and receive such sums of money for permission to use its bridge or bridges and for such other services connected with its business as it shall from time to time think reasonable and proper, not exceeding:

Rates of toll:

- | | |
|---|-------------------------|
| a. Tolls for pedestrians, five cents. | Pedestrians; |
| b. Motor driven vehicles, including drivers: | Car and driver; |
| 1. Motor cycle, twenty-five cents. | Motor cycles; |
| 2. Motor cycle with side car, twenty-five cents. | Side-car motor; |
| 3. Automobiles (except trucks and busses), under one hundred-inch wheel base, forty cents. | Autos under 100"; |
| 4. Automobiles (except trucks and busses), over one hundred-inch wheel base, sixty cents. | Autos over 100"; |
| 5. Automobile trucks or busses under eleven feet in length, fifty cents; eleven feet and under fifteen feet in length, sixty-five cents; fifteen feet and under seventeen feet in length, eighty cents. | Auto trucks and busses; |
| c. Horse drawn vehicles (including driver), one-horse wagon, fifty cents; two-horse wagon, seventy-five cents. | Horse drawn vehicles; |
| d. Passengers in vehicles, five cents each. | Persons riding; |
| e. Each additional foot, or part thereof, over seventeen feet in length of all vehicles or loads thereof, five cents. | Over length; |
| f. Miscellaneous: | |
| 1. Bicycle and rider, ten cents. | Bicycle; |
| 2. Saddle horse and rider, fifteen cents. | Horse and rider; |
| 3. Trailer on automobile or wagon, fifty cents. | Trailer; |
| 4. Additional horses attached to vehicles, fifteen cents. | Extra horse; |
| g. For vehicles or means of transportation not above referred to, or not now invented or used, at such rates as the corporation may fix. | Miscellaneous. |

Keeping
bridge open.

8. When any bridge or bridges constructed by any corporation organized under the provisions of this act, shall have been completed, the same shall be kept open to the public at all times except when necessarily closed for repairs, or when any draw or draws of any such bridge or bridges are necessarily open to permit the passage of water traffic through such bridge or bridges.

State's right
to take
bridge.

9. The State of New Jersey reserves to itself the right, acting in conjunction with any adjoining State or municipality thereof, and any corporation organized under the provisions of this act consents, to the acquisition of any bridge constructed by any such corporation at the following times and upon the following terms: At the expiration of five years after the opening of any bridge or bridges for public use, for the total costs thereof of whatever nature and upon assumption of all obligations or liabilities of the bridge company, for the construction of such bridge or bridges, with the approaches thereto and appurtenances thereof, plus fifteen per centum of such cost. At any time thereafter, at such total cost and upon assumption of such obligations or liabilities, plus fifteen per centum of such cost, less two per centum per annum of such total cost for each year after the expiration of five years from the date of the opening of such bridge or bridges for public use; *provided, however*, if two or more bridges shall have been constructed by any such company, and that said bridges shall have been built at different times, the per centum of such total cost to be paid therefor shall be applied to each bridge as of the date the same shall have been opened for public use; *and provided, further*, that the right to acquire two or more of such bridges upon the terms and conditions above set forth, may be exercised by the States, if any one of said bridges shall have been in operation for five years, and if, under such circumstances, a second or other bridge shall not have been in operation for five years, then such second or other bridge shall be taken at such total cost thereof, plus fifteen per centum. If, at the time of the taking of such second or other bridge, it is in process of construction, the second or other bridge shall be acquired at the total cost of the operation up to the time of

Terms.

Rate.

Proviso.

Proviso.

As to second
bridge.

After fifty
years become
property of
State.

acquisition, plus fifteen per centum thereof, and upon assumption by the States of all obligations and liabilities incurred in such construction. If the State of New Jersey, acting jointly with any adjoining State, shall not have purchased such bridge or bridges prior to the expiration of fifty years after the opening of such bridge or bridges for public use, the same, together with the necessary approaches thereto and the necessary appurtenances thereof, shall be and become the property of said States for public use, without cost or expense to the States, and the right, title and interest of such corporation shall then cease and determine.

10. This act shall be liberally construed and no proceedings hereunder shall be set aside or invalidated by reason of any informality thereunder, unless substantial injustice would 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. Construing act.

11. This act shall take effect immediately.

Passed March 21, 1925.

CHAPTER 248.

An Act concerning lands in cities bordering on the Atlantic ocean, authorizing the acquisition, maintenance, improvement, development and management thereof by such cities, and the issuance of bonds for such purposes.

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

1. The governing body of any city in this State bordering upon or situated upon the Atlantic ocean shall have power to purchase or by condemnation acquire the lands in any such city bordering upon the ocean and adjacent thereto, situate in such city for public purposes. Acquiring land for recreational purposes.

- and for places of resort for public health and for recreation and to improve the same; and for such purposes and in order to obtain the money necessary therefor, the governing body of any such city is hereby authorized to issue bonds in accordance with the provisions of an act entitled "An act to authorize and regulate the issue 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, being chapter 252 of the Laws of 1916 and the acts supplementary thereto and amendatory thereof.
- Bond issue.**
- Buildings and care of.** 2. Such lands have been heretofore or may hereafter be acquired by any such city as aforesaid for the purposes aforesaid, the governing body of said city shall have full power to erect public buildings on said grounds and may employ such necessary agents and employees as may in their judgment be necessary for the proper care, management and improvement of said property; all moneys received by said city and all moneys paid as rents or otherwise on account of said public places shall be deposited with the financial officer of said city upon the receipt thereof.
- Rental.** 3. The governing body of such city is hereby authorized to lease, rent or hire for any special term not exceeding five years any part of such property for any purpose not inconsistent with the laws governing such city, upon such terms and conditions as in their judgment they may deem proper for the improvement of the place and for the best interest of the city. The moneys received for such leases and privileges shall be applied first to the payment of such necessary repairs and improvements in said public parks and places as may be made therein from time to time, and the balance shall be applied to the payment of the interest and principal of said bonds as they become due.
- Use of proceeds.**
- Repealer.** 4. That all acts and parts of acts so far as they are inconsistent with the provisions of this act are hereby repealed, and that this act shall take effect immediately, but this act shall not be held or construed to repeal or

affect any other act or acts giving authority to such cities to open and lay out public parks or places for public resort and recreation, and shall not affect any proceedings heretofore taken for such purposes.

5. This act shall take effect immediately.

Passed March 21, 1925.

JOINT RESOLUTIONS

Joint Resolutions.

JOINT RESOLUTION No. 1.

Joint Resolution constituting a commission to investigate the relationship between the Port Authority and the respective municipalities wherein is situate property of the Port Authority and particularly the subject of taxing such property; to confer thereon with a similar commission when and if appointed by the State of New York and to report its findings to the Legislature.

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

1. A commission of seven persons of whom two shall be named by the Governor, two shall be members of the Senate, named by the President of the Senate, two shall be members of the Assembly, named by the Speaker of the House of Assembly, and Julian Gregory, now chairman of the Port Authority, is hereby constituted, and the said commission is authorized and directed to investigate the relationship between the Port Authority and the respective municipalities wherein is situate property of the Port Authority and particularly the subject of taxing such property and whether such property shall be taxed, and if so to what extent; with authority to confer with the similar commission of the State of New York when and if such shall be appointed. Commission on relation between the Port Authority and municipalities as to taxation.
 2. Said commission shall report its recommendations Report. and findings to the present session of the Legislature.
 3. This resolution shall take effect immediately.
- Approved February 3, 1925.

JOINT RESOLUTION No. 2.

A Joint Resolution for the creation of a commission consisting of three members of the Senate, to be appointed by the President of the Senate, and three members of the House of Assembly, to be appointed by the Speaker thereof, who shall constitute a joint commission for the purpose of making a survey of and inquiry into the organization, methods, operations and facilities of the State Department of Banking and Insurance.

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

Preamble.

That, to insure continued public confidence in the financial institutions and associations of the State, doing business subject to the supervision of the State Department of Banking and Insurance, and in order to determine, in view of the vast increase and growth of such financial institutions and associations, whether the statutes now in force are adequate to meet changing conditions, and further to determine whether the said statutes properly safeguard the interests of depositors, investors, stockholders and of the public generally; and further, whether the organization, methods, operations and facilities of the State Department of Banking and Insurance are adapted, adequate and effective; therefor,

Commission
to inquire into
Banking De-
partment.

1. There is hereby created a commission consisting of three members of the Senate, to be named by the President of the Senate, and three members of the House of Assembly, to be appointed by the Speaker thereof, who are hereby constituted a joint commission for the purpose of making a survey of and inquiry into the organization, methods, operations and facilities of the State Department of Banking and Insurance.

Organization.

2. Said commission shall organize by the selection of a chairman; it shall select a secretary and such other assistants as it shall deem necessary. The Attorney-

Counsel.

General shall be counsel to the joint commission hereby created.

3. The commission shall have power to subpoena witnesses, to compel the production of books, papers and records by its subpoena, to administer oaths, to conduct such hearings as may be necessary, and to do all things necessary and proper to effectuate this joint resolution. Hearings.

4. The commission shall make a report to this or any succeeding session of the Legislature, and may embody its findings in a report which may contain suggested legislation. Report.

5. For the purpose of carrying into effect this joint resolution there is hereby appropriated the sum of fifteen thousand dollars, or so much thereof as may be necessary, and this joint resolution shall take effect immediately. Appropriation.

Approved February 9, 1925.

JOINT RESOLUTION No. 3.

Joint Resolution continuing the North Jersey Transit Commission, appointed pursuant to the provisions of chapter 104 of the Laws of 1922, extending its jurisdiction and making an appropriation for the expenses of said commission.

WHEREAS, By joint resolution entitled "Joint resolution continuing the North Jersey Transit Commission, appointed pursuant to the provisions of chapter 104 of the Laws of 1922 and making an appropriation for the expenses of said commission," approved March eighth, one thousand nine hundred and twenty-four, the North Jersey Transit Commission was continued and directed to complete its investigations and embody its recommendations for a comprehensive and adequate plan of rapid transit in a report to be sub- Preamble.

New Jersey State Library

mitted to the legislative session of one thousand nine hundred and twenty-five; and

Preamble. WHEREAS, Owing to the shortness of time and to the complexity of the problem to be studied said commission has been unable to recommend such a comprehensive and adequate plan of rapid transit, as appears by its report submitted to this Legislature; and

Preamble. WHEREAS, The studies of said commission have shown that properly to investigate the transit situation and to recommend a comprehensive and adequate plan of rapid transit in the seven counties mentioned in chapter 104 of the Laws of 1922, it is necessary to extend its studies into the counties of Monmouth and Somerset;

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

Jurisdiction
of commission
extended.

1. That the jurisdiction of the commission appointed pursuant to the provisions of chapter 104 of the Laws of 1922 be, and the same is extended so as to cover such portions of the counties of Monmouth and Somerset as in the judgment of the said commission should be studied to make possible the recommendations of a comprehensive and adequate plan of rapid transit in the counties mentioned and described in chapter 104 of the Laws of 1922.

Report of
recommendations.

2. That the said commission, be and the same is hereby continued and directed to complete its investigations and to embody its recommendations for a comprehensive and adequate plan of rapid transit as in said chapter 104 of the Laws of 1922 provided in a report to be submitted to the legislative session of one thousand nine hundred and twenty-six.

Appropriation.

3. For the purpose of employing such professional skill and assistance as it may need for the effective working out of said plan and of meeting the reasonable expenses of said commission in the performance of its duties, there is hereby appropriated, when approved by the appropriation committee, the sum of fifty thousand dollars, which sum shall be disbursed by the State Treas-

urer upon warrant of the Comptroller after approval of bills of said commission.

4. This joint resolution shall take effect immediately.
Approved March 6, 1925.

JOINT RESOLUTION No. 4.

Joint Resolution for the continuance of the commission appointed under the provisions of Joint Resolution No. 1 entitled "Joint resolution for the creation of a commission consisting of five persons to be named by the Governor of this State, to investigate the question of compensation for personal injuries or death resulting from the operation of motor vehicles, for the securing of payment of compensation therefor, and requiring motor vehicle owners to be insured," which joint resolution was approved January fifteenth, one thousand nine hundred and twenty-four.

WHEREAS, The commission consisting of five persons appointed by the Governor, pursuant to the provisions of Joint Resolution No. 1, approved January fifteenth, one thousand nine hundred and twenty-four, desires more time for the consideration of and to investigate the question of "Compensation for personal injuries or death resulting from the operation of motor vehicles, for the securing of payment of compensation therefor, and requiring motor vehicle owners to be insured," and, therefore, is unable to present any recommendations at this time; now, therefore,

Preamble.

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

1. That the said commission of five persons as named by the Governor, and which commission consists of

Commission continued.

James N. Butler, of Atlantic City; Robert D. Benson, of Passaic; William L. Dill, of Paterson, Arthur Whitney, of Mendham, and Henry G. Hershfield, of Pompton Lakes, New Jersey, is hereby empowered to continue its investigation of the question of "Compensation for personal injuries or death resulting from the operation of motor vehicles, for the securing of payment of compensation therefor, and requiring motor vehicle owners to be insured," and shall embody its recommendations in a report to the Governor and to the next Legislature, or to any adjourned session of the present Legislature.

Report.

As to hearings.

2. Said commission shall serve without compensation. It is authorized to hold hearings throughout the State. In addition thereto, it shall have power to issue subpoenas signed by the chairman and secretary thereof to compel the attendance of witnesses and the production of books, papers and records.

Expenses met.

3. Any expenses incurred by the commission in this resolution named shall be certified to the Governor, the Treasurer and the Comptroller, constituting the State House Commission, and after approval by said commission shall be paid from any funds available.

4. This resolution shall take effect immediately.

Approved March 13, 1925.

JOINT RESOLUTION No. 5.

Joint Resolution continuing the commission to investigate the relationship between the Port Authority and the respective municipalities wherein is situated property of the Port Authority, and particularly the subject of taxing such property; to confer thereon with a similar commission when and if appointed by the State of New York and to report its findings to the Legislature.

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

1. The commission of seven persons consisting of six persons heretofore named by the Governor, the President of the Senate and the Speaker of the House of Assembly and of Julian Gregory, chairman of the Port Authority, is hereby continued and is authorized and directed to further investigate the relationship between the Port Authority and the respective municipalities wherein is situated property of the Port Authority, and particularly the subject of taxing such property and whether such property shall be taxed, and if so, to what extent; with authority to confer with a similar commission of the State of New York when and if such be or shall be appointed; and to report its recommendations and findings to the next session of the Legislature. Commission continued.

2. The sum of five thousand dollars is hereby appropriated to the expenses and disbursements of said commission, which sum shall be disbursed by the State Treasurer on warrant of the Comptroller after approval of bills of the said commission. Appropriation.

3. This joint resolution shall take effect immediately.
Approved March 16, 1925.

JOINT RESOLUTION No. 6.

A Joint Resolution providing an appropriation for maintenance of the Walt Whitman House, in Camden, New Jersey.

- Preamble.** WHEREAS, The heirs of Walt Whitman have transferred to the City of Camden, title to the house at 330 Mickle street, Camden, in which the Good Gray Poet spent the last years of his life; and
- Preamble.** WHEREAS, The city of Camden has, at considerable expense, renovated and restored the building and placed it in charge of a commission, and it has been dedicated as a memorial to the poet, and in a museum therein are being gathered articles of historic interest and value which require proper custodial care; and
- Preamble.** WHEREAS, Whitman's international fame as a poet is attracting visitors to the Camden house from all parts of the world, and the State of New Jersey is interested in the preservation and maintenance of the historic building; therefore
- BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*
- Appropriation for maintenance.** 1. That there is hereby appropriated, out of any moneys in the State treasury not already appropriated, the sum of five hundred dollars annually, for the purpose of maintenance of the Walt Whitman House, at 330 Mickle street, Camden, New Jersey, said money to be paid by the State Treasurer, upon the warrant of the State Comptroller, to the treasurer of the Walt Whitman Home Memorial Commission, which commission shall
- Report.** report annually to the State Comptroller upon the expenditure of said funds.
2. This joint resolution shall take effect immediately.
- Approved March 19, 1925.

JOINT RESOLUTION No. 7.

Joint Resolution creating a commission, consisting of the President of the Senate, and two Senators, to be appointed by him, the Speaker of the House of Assembly, and two members of the House of Assembly, to be appointed by the said Speaker, who shall constitute a joint commission for the purpose of making a study of questions of public interest, to present violations of law, and the conduct of any State official, State department, board, commission, or other agency of the State Government, to the incoming Legislature.

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

1. There is hereby created a joint commission, consisting of the **President of the Senate, and two** members of the Senate, to be named by him, the Speaker of the House of Assembly, and **two** members of the House of Assembly, to be named by the said Speaker, who shall constitute a joint commission for the purpose of making a study of questions of public interest, to present violations of law, and the conduct of any State official, State department, board, commission or other agency of the State Government.

Commission
to study public
questions.

2. The said commission, so constituted, shall organize by the selection of a chairman and secretary, and is further authorized to employ necessary legal, clerical and other assistants. It shall have power to issue subpoenas, signed by the President and the Secretary of the said commission, to compel the attendance of witnesses, and the production of books, papers and records. The said commission shall hold such hearings as may be necessary, and at such places in the State as it may deem advisable, and shall report to the next session of the Legislature the results of its study, with such recommendations as it may deem necessary.

Organization.

As to hearings.

Report.

Appropriation
for expenses.

3. The members of the commission shall serve without salary, but there is hereby appropriated for the necessary expenses of such survey and investigation the sum of ten thousand dollars, which said sum, or so much thereof as may be necessary, may be expended to effectuate this resolution.

4. This joint resolution shall take effect immediately.
Passed March 21, 1925.

JOINT RESOLUTION No. 8.

Joint Resolution creating a commission to formulate a comprehensive policy for the State of New Jersey in relation to the potable waters of the State, whether arising within or without its boundaries, and making and appropriation therefor.

Preamble.

WHEREAS, A proposed compact has been drawn by commissions appointed pursuant to the statutes of the State of New York, the Commonwealth of Pennsylvania, and the State of New Jersey, in relation to the use of the waters of the Delaware river and its tributaries, by the said State of New York, the Commonwealth of Pennsylvania and the State of New Jersey; and,

Preamble.

WHEREAS, Said compact has been presented by the Governor of the State of New Jersey to the Legislature for approval; and

Preamble.

WHEREAS, Said compact, if adopted, will determine, in perpetuity, the uses of the waters of the Delaware river and its tributaries, by the State of New Jersey, and the said compact should therefore receive the most careful study and scrutiny to the end that the interests of this State, and of its people, in said waters be carefully safeguarded; and,

WHEREAS, The waters of the said Delaware river, and its tributaries, as well as the waters of other interstate rivers and streams form an important factor in the formulation of a comprehensive plan for water supply in New Jersey, and the policy of the State of New Jersey in regard to water supply may be greatly affected by the action of the Legislature; and,

Preamble.

WHEREAS, In order to formulate a comprehensive State water policy for the timely development of sources of water supply, and for the financing of methods for carrying such a policy into effect, a study should be made of plans heretofore proposed; therefore:

Preamble.

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

1. Willard I. Hamilton, Henry G. Parker, Harry Bacharach, S. Wood McClave, Palmer Campbell, Carrol P. Bassett and F. Morse Archer are hereby created a commission to be known as the "Water Policy Commission" for the purpose of:

Membership of commission.

Purposes:

(a) A study of the draft of the proposed compact among the State of New York, Commonwealth of Pennsylvania and the State of New Jersey in relation to the waters of the Delaware river and its tributaries, and the recommendation for the approval, rejection or modification of the proposed compact by the Legislature of nineteen hundred and twenty-six.

Study of compact;

(b) The advisability and practicability of entering into treaty relationships with any other neighboring State, for the development of water resources upon any stream lying partly within and partly without the boundaries of the State of New Jersey.

As to relationship;

The formulation of a comprehensive State policy with reference to the development of the waters of this State, the recommendation of the instrumentality or instrumentalities through which such policy should be carried into effect, and the ways and means for the financing thereof.

Formation of policy.

2. The commission shall organize by the selection of a chairman and secretary, and is authorized to employ such engineering, legal, clerical and other assistants as may be necessary.

Organization.

- Hearings.** 3. The commission shall be and is hereby empowered to hold hearings, administer oaths, compel the attendance of witnesses, the production of books, papers and records by its subpoena, and shall have free access to and examine all the records and papers of every board or department of the State.
- Report.** 4. The commission shall report to the next session of the Legislature with drafts of bills to effectuate its recommendations.
- Appropriation for expenses.** 5. There is hereby appropriated for the expenses of the commission, hereby created, the sum of twenty (20) thousand dollars, or so much thereof as may be necessary, which shall be paid out of the treasury of the State, upon certificate or warrant of the commission, executed by the chairman of the commission.
6. This resolution shall take effect immediately.
Passed March 21, 1925.

JOINT RESOLUTION No. 9.

Joint Resolution authorizing the appointment of a commission to investigate the working conditions of living and working in New Jersey among women.

BE IT RESOLVED *by the Senate (the House of Assembly concurring)*:

- Commission as to working conditions among women.** 1. That a committee of three Senators, to be appointed by the President of the Senate, and three members of the House of Assembly, to be appointed by the Speaker thereof, be and they are hereby constituted a committee to investigate the working conditions among women in New Jersey, and report to the next session of the Legislature as to the necessary cost of living and the wages adequate to maintain women in health and reasonable comfort. For the purpose of carrying out the provisions of this joint resolution the sum of five thousand dollars is hereby appropriated.
- Appropriation.** 2. This joint resolution shall take effect immediately.

Passed March 21, 1925.

JOINT RESOLUTION No. 10.

Joint Resolution providing for the appointment of a commission to make a full investigation of the accommodations and facilities now being furnished for the use of the Departments of the State of New Jersey in the city of Newark, New Jersey, and to report to the next Legislature as to the necessity for and the methods of providing adequate accommodations for said departments in said city.

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

1. That a commission consisting of two members of the Senate to be appointed by the President of the Senate and two members of the House of Assembly to be appointed by the Speaker of the House of Assembly, are hereby constituted a joint commission for the purpose of making a full and complete investigation of the accommodations and facilities now being furnished for the use of the departments of the State of New Jersey in the city of Newark, New Jersey, and of studying the question of changing or consolidating the quarters now being used by said departments, or the erection by the State of a building in which all of said departments may be housed. Commission on accommodations for State departments in Newark.
2. Said commission shall report their recommendations to the next session of the Legislature. Report.
3. For the purpose of carrying into effect this joint resolution, there is hereby appropriated the sum of one thousand dollars, or so much of said sum as may be necessary. Appropriation.
4. This resolution shall take effect immediately.

Passed March 21, 1925.

PROCLAMATIONS

(711)

Proclamations by the Governor.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

In accordance with a well-established and fitting custom, I do proclaim June 14th, 1924, as

FLAG DAY

and direct that the "Stars and Stripes" be displayed on all public buildings and in all public places, in the State of New Jersey, on that day, from sunrise to sunset, and I do request that the citizens of this State likewise display the flag from their private dwellings and that church bells be rung in honor of the day.

Given under my hand and the Great Seal of the State of New Jersey, this 5th day of June, A. D. one thousand nine hundred and [SEAL.] twenty-four, and in the Independence of the United States the one hundred and forty-eighth.

GEORGE S. SILZER,
Governor.

By the Governor:

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The President of the United States having designated Friday, September 12, 1924, the sixth anniversary of the Battle of Mt. Mihiel, as a day on which a "Defense Test" will be made, and

WHEREAS, It is imperative that each citizen and every community be informed in the duties that will be required of each in case of a national emergency, and

WHEREAS, It is of the highest importance that the patriotic spirit of our people be maintained and the propaganda of those who would leave us defenseless in an emergency be offset, and

WHEREAS, It is of the utmost importance that we shall always have in mind the defense of our republic in case of an emergency, and that we, in such emergency, be properly prepared to defend our country and our homes, and

WHEREAS, There would be a needless waste of lives in time of an emergency if we did not have plans for mobilization, and have them thoroughly understood:

NOW, THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, do proclaim Friday, September 12, 1924, as

DEFENSE TEST DAY

and do order the National Guard of the State of New Jersey to participate in the "Defense Test" as prescribed by the War Department.

I urge all citizens of military age who are called upon by local committees to indicate their endorsement of the principle of service by assembling for appropriate observance of this day with a local organization of the Regular Army, National Guard or Organized Reserves, and also at that time to pay tribute to the memory of our gallant soldiers who participated in the Battle of St. Mihiel.

I urge upon all citizens of the State to co-operate with the military authorities and patriotic societies in fittingly carrying out the purposes of this day.

Given under my hand and the Great Seal of the State of New Jersey, this seventh day of August, in the year of Our Lord one
[SEAL.] thousand nine hundred and twenty-four,
and in the Independence of the United States
the one hundred and forty-ninth.

GEORGE S. SILZER,

Governor.

By the Governor:

THOMAS F. MARTIN,

Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Wednesday, September 17th, 1924, marks the 137th anniversary of the adoption of the Federal Constitution. It is most fitting that the people should commemorate this event. Therefore, I direct that the National Flag be displayed on all public buildings and public places in the State of New Jersey on that date from sunrise to sunset, and I do request that the citizens of this State do likewise, display the flag from their dwellings and places of business.

Given under my hand and the Great Seal of the State of New Jersey, this fifteenth day of September, A. D. one thousand nine hundred and twenty-four, and in the Independence of the United States the one hundred and forty-ninth.

GEORGE S. SILZER,
Governor.

By the Governor:
THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

A cherished custom decrees that once in each year we shall pause in our labors and make due and reverent acknowledgment to Divine Providence for the many blessings bestowed upon us in the year that has passed.

THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, do hereby designate and proclaim Thursday, November 27th, as

THANKSGIVING DAY

a day to be observed for general thanksgiving and prayer, and recommend, so far as possible, that all general business cease and that the people at some time during the day assemble in their respective churches for thanksgiving services.

Given under my hand and the Great Seal of the State of New Jersey, this thirteenth day of November, A. D. one thousand nine
[SEAL.] hundred and twenty-four, and in the Independence of the United States the one hundred and forty-ninth.

GEORGE S. SILZER,
Governor.

By the Governor:
THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, It appears to me by affidavit that on the eighteenth day of December, 1924, at about five o'clock in the afternoon, one Robert E. Coyle, a trooper of the New Jersey State Police, while in the performance of his duty, on the highway near Chimney Rock, adjacent to Bound Brook, in the county of Somerset, was shot and instantly killed by a man, whom he, with a fellow trooper, had under arrest; and who immediately after said killing and shooting, made his escape, and is still at large, now

THEREFORE, I, GEORGE S. SILZER, Governor of New Jersey, by virtue of the authority vested in me by law, do issue this, my proclamation, and hereby offer a reward of one thousand dollars, for apprehending and securing the person who committed the said act, and any person or persons who may have aided, abetted

comforted, harbored, or concealed said person, knowing him to be in such wise guilty.

Given under my hand and the Great Seal of the State of New Jersey, at Trenton, this [SEAL.] twentieth day of December, A. D. one thousand nine hundred and twenty-four.

GEORGE S. SILZER,
Governor.

By the Governor:
THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
DEPARTMENT OF STATE.

WHEREAS, The Comptroller did, on the fourteenth day of January, nineteen hundred and twenty-five, 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 1922, 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, GEORGE S. SILZER, 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:

UNPAID TAXES FOR THE YEAR 1922.

A. B. Cartage Co.,
Abraham Miller and Co.,
A. Brawer Silk Co.,
Absequam Films, Inc.,
Academy Furniture Co.,
Accurate Screw Machine Co.,
Acme Chair Works, Inc.,
Acme Keystone Laundry Co.,
A. C. Rapp Co.,
Adolph Samuel's Sons,
Advance Color Corporation,
Aetna Certified Machinery Appraisers, Inc.,
Aetna Collateral Co.,
A. H. W. Carburetor Co.,
Aims Manufacturing Co.,
Air Brake Engineering Corporation,
Aircraft Manufacturing Company (Inc.),
Ajax Battery Company, Inc.,
Ajax Knitting Mills,
Alback & Stuehler, Inc.,
Albaloid Novelty Co.,
A. L. Barringer, Inc.,
Albatros Co.,
Albert Co.,
Albert Hughes Phonograph Co.,
Albert S. Schiller Co.,
Alexander-Howe Auto Service,

Alex Morton Lumber Co.,
Algonquin Realty Co.,
All American Brokers, Inc.,
All American Shoe Corporation,
Allen Co.,
Allendale Amusements, Inc.,
Allen Pharmacal Co.,
Allied Underwriting Agency, Inc.,
Allwood Bus Co.,
Almar Golf Ball Company, Incorporated,
Almond Smash Bottling Works,
Alpha Amusement Co.,
Alpha Chocolate Co.,
Alpine Silk Co.,
Alton Manufacturing Co.,
Alvan Clark & Sons Corporation,
American Auto Protective League,
American Building Co.,
American Casting Co.,
American Cement Waterproofing Co.,
American Chocolate Co.,
American Cities Co.,
American Cobalt Products Co.,
American College of Neuropathy,
American Commerce Co. of New York,
American Department Store,
American Drug Co.,
American Drywine Corporation,
American Embroidery Manufacturing Corporation,
American Forging Co.,
American Gas & Electric Co.,
American Home Furnishing Company, Inc.,
American Home Recorder, Inc.,
American Land & Improvement Co.,
American Leather Trimming Co.,
American Metal Specialties Co.,
American Nitration Co.,
American-Palestine Trading Co., Inc.,
American Recording Laboratories,
American Sales Co.,
American Salvage Products Corporation,
American Slate Co.,

American Surgical Supply Co.,
American Tagua Corporation,
American Textile Products Corporation,
American Vulcanizing Works, Inc.,
American Waste Co.,
American Western Automatic Sprinkler Co.,
American Wood Work Corporation,
American Zylacq Co.,
Amherst Construction Co.,
Ammann Dye Works,
A. M. Miller, Incorporated,
A. N. Bakalis Realty Development Corporation,
A. N. Bakalis Service Corporation,
Anchor Realty Co.,
Ancient Order of Hibernian Building Co.,
Anderson Co.,
Anderson Construction and Contracting Co.,
Anderson-Lunos, Inc.,
Anetta Silk Co.,
Angora Silk Manufacturing Co.,
Anvil Cutlery Corporation,
Apex Dye Works,
Apex Flour Co.,
Apex Piece Dyeing Co.,
Apgar-Moore Auto Motive Corporation,
A. Press and Sons, Incorporated,
Apthorp Lunch Corporation,
Aquabar Co.,
Archibald-Klement Co.,
Archwin Co.,
Ardea Realty Company, Inc.,
Arena Operating Co.,
Argo Realty Co.,
Army & Navy Merchandise Company, Inc.,
Artcraft Cabinet Co.,
Artloom Silk Co.,
Arto Co.,
Asbury Park Post Publishing Co., Inc.,
Aschenbach Awning & Harness Co., Incorporated,
Ash Advertising Agency,
Assets Realization Co.,
A. and S. Silk Co., Inc.,

Associated Mills Export Company, Incorporated,
Astral Shipping Co.,
Atlantic Amusement and Construction Co.,
Atlantic Beach Corporation,
Atlantic Chemical Works, Ltd.,
Atlantic Coal & Iron Co.,
Atlantic Coffee Co.,
Atlantic Construction and Supply Co.,
Atlantic Loan Co.,
Atlantic Oil Company of New Jersey,
Atlantic Oil Terminals, Incorporated,
Atlantic Rubber Ace Co.,
Atlantic Sales Co.,
Atlantic & Sea-Board Trading Co.,
Atlantic Silk Mills,
Atlantic Tanning Extract Co.,
Atlantic Wholesale Drug Co.,
Atlantic City Amusement Co.,
Atlantic City Sanitarium,
Atlantic City Sea Food Auto Stores Co.,
Atlas Automatic Sprinkler Co.,
Atlas Boat Co.,
Atlas Realty Co.,
Atlas Silk Mills, Inc.,
Atmo Fire Protection Corporation,
Aurora Ribbon Manufacturing Co.,
Ausonia Drug Co.,
Auto Detecto Corporation,
Auto Economy Co.,
Auto Exchange Corporation,
Auto Locking Device Co.,
Automatic Safety Davit Co.,
Automatic Switch Co.,
Automatic Wrench Co.,
Automobile Engineering Co.,
Automobile Engineering Company of New Jersey,
Automobile Supply Co.,
Automotive Assurance Agency,
Automotive Repair & Refinishing Corporation,
Automotive Sales Corporation,
Automotive Sales and Equipment Corporation,
Auto Owner's Protective Association of Paterson, N. J.,

Autopticon Corporation,
Autumn Apartments, Inc.,
Baccarino & Company, Inc.,
Bacharach Ex Giants Amusement Co.,
Bagwell Motor-Cycle Co.,
Baker Co.,
Baker and Schofield Co.,
Baldwin Garage,
Barber Check Register Co.,
Barden Circulating Service, Inc.,
Barnegat Gravel Co.,
Barrington Building Co.,
Bartlett Inn Co.,
Bauer, Weger, Incorporated,
Baumann & Schetty, Inc.,
Bay Garage,
Bayonne Casket Co.,
Bayonne Cigar Co.,
Bayonne Drug Co.,
Bayonne Hardware Co.,
Bayonne Ice Corporation,
Bayonne Metal Bed & Furniture Co., Inc.,
B. & B. Glove Company, Inc.,
B. & C. Auto Service Company, Inc.,
B. & D. Construction Company, Inc.,
Beechwood Land Co.,
Behrens Crane Co.,
Bell Drug Co.,
Belleville Auto Painting Co.,
Belleville Lumber Co.,
Bellmour Supply Co.,
Belmont Food Co.,
Belmont Garage Co.,
Bender Realty Co.,
Benedict Shirt Company, Inc.,
Benedict-Wendin Co.,
Ben-Trap Corporation,
Bergen Camera Exchange,
Bergen Frame & Picture Co.,
Bergen Petroleum Corporation,
Bergen Plumbing & Contracting Co.,
Berkeley Realty Co.,

Berkowitz Bros., Inc., No. 1.,
Berkowitz & Steinfeld, Inc.,
Bernhard Agency, Inc.,
Berwick Baths, Incorporated,
Berwyn Silk Co.,
Besnard Co.,
Bethlehem Abattoir and Hotel Supply Co.,
Bever-Rite Corporation,
Beyer Corporation,
Biddell and Bogert Painters Supply Co.,
Binder Paper Box Co.,
Birchwood Realty and Development Company, Inc.,
Birks Realty Co.,
Bishop Exposition Supply Co.,
B. J. Amusement Co.,
B. J. S. Products Corporation,
Blackburn Smith Co.,
Black Star Steamship Co.,
Blumenhein Realty Corporation,
B. Markovits, Incorporated,
B. & M. Company,
Bogota Amusement Corporation,
Bond Building Co.,
Bosom Friend Publishing Co.,
Boston Store, Inc.,
Bowers and Company, Inc.,
Bowers, Incorporated,
Bradley Holding Company, Inc.,
Branch Brook Coat Mfg. Co.,
Branchville Silk Mills,
Bridgeton Shirt Co.,
Bridgewaters,
British-American Chemical Corporation of New Jersey,
Broad & Emmett Realty Co.,
Broadway Amusement Company (No. 2),
Broadway Inn,
Bronman Fur Dressing Company, Inc.,
Brown and Phares,
Brown Supply Co.,
Bruss Bros., Inc.,
B. & S. Construction Co.,
B. & S. Manufacturing Products Corporation,

Bulgario-American Commercial Society,
Burlington County Laundry, Inc.,
Burnrite Coal Securities Corporation of New Jersey,
Burrows & Romain, Inc.,
Business Development Co., Incorporated,
Bus Tire Service, Inc.,
Cadmus Products Co.,
Cahill and Hitchcock, Inc.,
Cain & Sanborn, Inc.,
Caldwell Game and Novelty Company, Inc.,
Camden Aluminum and Brass Company, Inc.,
Camden Concrete Co.,
Camden Sportsman Club,
Camden Title Co.,
Camden Wholesale Drug Co.,
Campbell Company, Incorporated,
Canova Realty Co.,
Cape May County Trotting and Breeding Association,
Cape May Hotel Co.,
Capital Commercial Garage,
Capital Porcelain Manufacturing Co.,
Capital Tobacco Co.,
Capital Wholesale Drug Company, Inc.,
Capitol Film Co.,
Capitol Motors Corporation,
Carbon Company, Inc.,
Cardinal Air Service, Incorporated,
Carl H. Wolf, Inc.,
Carlisle Sales Company of Northern New Jersey,
Carlton Silk Mills, Inc.,
Carteret Heights Realty Co.,
Carteret Stores, Inc.,
Carty-Casselmann Co.,
Case and Sechrist Co.,
Cash and Carry Stores, Inc.,
Cassidy Auto Company, Inc.,
Casting & Supply Co.,
Castle Inn Hotel Co.,
C. C. Hine's Sons Co.,
Cecil Manufacturing Co.,
Celibate,
Celtic Football and Athletic Club, Inc.,

Central American Hat Company, Inc.,
Central Auto Supply, Incorporated,
Central Brick Co.,
Central Confectionary Co.,
Central Development and Contracting Co.,
Central Drug Company, Inc.,
Central Electrical & Hardware Co.,
Central Forwarding Co.,
Central Garage of Orange, Inc.,
Central Mortgage Co.,
Central Park Realty Co.,
Central Pile and Timber Co.,
Central Taxi Service,
Central Terra Cotta Company of New Jersey,
Central Wheel & Supply Co.,
Century Export Corporation,
C. F. Sparling Co., Inc.,
C. & G. Amusement, Inc.,
Chaffee Coal Co.,
Chain Dollar Stores,
Chapot Chamois Tanning Co.,
Charles C. Goldman Co.,
Charles F. Pierson Co.,
Charles H. Kip, Inc.,
Charlotte Belt Manufacturing Co.,
Chassis Lubricator Company, Incorporated, No. 2.,
Chatham Silk Corp.,
Chelten Confectionery,
Chemical Products Corporation of New Jersey,
Chicago Rubber Clothing Co.,
Chic Millinery Shops, Incorporated,
Child and Company, Incorporated,
Chriss Sales,
Chrome Slate Manufacturing Co.,
C. H. Zinn and Company, Inc.,
Citizens' Mercantile and Realty Co.,
Citrin & Muscarella, Inc.,
City Improvement Co.,
City Line Garage, Inc.,
City Loan Co.,
City Motor Car Co.,
Clard Corporation,

Claremont Theatres, Incorporated,
Clay Development Corporation,
Clay Mis Hosiery Co.,
Clayton-Forbes Hosiery Co.,
Clensol Chemical Company, Inc.,
Cleveland Grains Drying Co.,
Cliffside Shoe Co.,
Clifton Can Co.,
Clifton Realty Co.,
Clifton Textile Co., No. 1,
Climax Rubber Company of New Jersey,
Climax Specialties Co., Inc.,
Clinton Cafeteria, Inc.,
C. & L. Laundry Co.,
Cloak and Suit Company of Vineland, Inc.,
Clover Farms, Inc.,
Clover Malt Product Co.,
C. & M. Lunch Co.,
Coast Holding Company,
Colbeth Transportation Corporation,
Cole and Dixon, Inc.,
Coleman Theatres, Inc.,
Collins Puncture-Proof Tube Co.,
Colonial Art Studio,
Colored Feature Photo-Plays, Inc.,
Colt and McLane Co.,
Columbia Amusement Co.,
Columbia Brewing Co.,
Columbia Operating Company, Inc.,
Columbia Realty Company of Lyndhurst,
Columbia Storage Warehouses, Incorporated,
Comfort Safety Razor & Novelty Co., Inc.,
Commercial Development Company of Philadelphia,
Commonwealth Oil Corporation,
Composition Products Corporation, Inc.,
Comptoir Trading Corporation,
Confidential Credit Co.,
Conrad Foundry Co.,
Conrow Bearing Corporation,
Consolidated Button Co.,
Consolidated Export and Import Co. of America, Inc.,
Consolidated Machinery Exchange, Incorporated,

Consolidated Manufacturing Co.,
Consolidated Warehouses, Inc.,
Consumers Market Co.,
Continental Engineering Company of New Jersey,
Continental Underwriters Corporation,
Continuous Phonograph Player, Inc.,
Converter Sales Co., Inc.,
Coodel Pneumatic Valve Co.,
Cooney Extracting Co.,
Co-operative Silk Co.,
Corporation of Colonia,
Corporations Publishing Co.,
Corporations Service Bureau, Inc.,
Corrosanti Chemical Co.,
Corrsins Incorporated,
Cosmopolitan Realty Co.,
Cosmos Commerce Corporation,
Costa Rican Colonization Corporation,
Cosy Corner, Incorporated,
Cottman and Co.,
Country Club Butter Co.,
Court Maine Buildings Fund,
Cox Oyster Co.,
Craftsman Cabinet Company, Inc.,
Crane Realty Co.,
Cremona Hotel Co.,
Crescent Auto Sales Co.,
Crescent Ice Cream Co.,
Criterion Amusement Co.,
Cross Publishing Co.,
Cross Town Bus Co.,
Crown Credit Clothiers, Inc.,
Crystal Amusement Co.,
C. Shaw Seashore Co.,
Cuban American Cigar Company, Inc.,
Cullen Vapor Heating Co.,
Cutlers Pearl Manufg. Co., Inc.,
Cutlery Specialty Mfg. Company, Inc.,
Dainty Baking Co.,
Daniels Automobile Co. of New Jersey,
Darby Motor Car Co.,
D'Art Film Co., Inc.,

Darvin Chemical Co.,
Davagne Dye Works Co.,
David Hall Motor Car Company, Incorporated,
David Halprin & Son Co.,
David M. Schwarz & Company, Inc.,
Davies Co.,
Dayton-Amon, Inc.,
D. & C. Garage, Inc.,
Deal Inn Co.,
Decker-Kievit Co.,
Decker Manufacturing Company (Inc.),
Defiance Paint Products Co., Inc.,
De Jager-Snel Nursery Company, Inc.,
Delancey Realty Co.,
De Luxe Motor Company,
De Luxe Shoe Co., Inc.,
Denlyn Realty Corporation,
Denville Land and Improvement Co.,
Development Corporation,
De Voe Orchards and Stock Farms Co.,
De Witt Garage, Inc.,
DGL Building Co.,
D. and H. Construction Co.,
Diadem Co.,
Dial Realty Co.,
Diamond Silk Co.,
Diamond Stores, Incorporated,
Die Casting Co. of New Jersey.
Direct Rubber Co.,
D. J. Kelly-Bishop Co.,
D. L. B. Smith Co.,
Dobbins Automobile Exchange,
Doctor Abbot, Inc.,
Doctor Fahrney Medicine Co.,
Dr. Osder's Institute,
Dr. Wyeth, Inc.,
Don Mining Co.,
Doolittle's, Inc.,
Dorothy Shop, Inc.,
Dot's Confectionery Co.,
Drake and Co.,
Dreadnaut Sales Company of New Jersey,

D. Sinisi Restaurant, Inc.,
 Dugan-Foerst Engineering Co.,
 Dukes Company, Inc.,
 Dunellen Amusement Co.,
 Dupont Drug Co.,
 Durable Drug & Novelty Company, Inc.,
 E. & A. Cigar Co., Inc.,
 Eagle Better-Made Garment Co., Inc.,
 Eagle Cement Corporation,
 Eagle Electrical Supply Co.,
 Eagle Pepsin Gum Co.,
 Eagle Silverware and Cut Glass Co.,
 E. A. Maccannon Sales Co.,
 East Greenwich Water Co.,
 Eastern Bottling Co.,
 Eastern Bronze Corporation,
 Eastern Cutter Salvage Co.,
 Eastern Drug Manufacturing Co.,
 Eastern Furniture Co.,
 Eastern Oregon Mining Co.,
 Eastern Scale Co.,
 Eastern Steel and Wire Co.,
 Eastern Trading Corporation,
 Economy Engineering Co.,
 Economy Estates Co.,
 Economy Furniture Co.,
 Economy Grocery Co., Inc.,
 Economy Laundry, Inc.,
 Edoscope Mfg. Co.,
 Educational Pictures Co.,
 Edward R. Burt & Company, Inc.,
 Edwards Motor Corporation,
 Edwin I. Leaycraft Company, Inc.,
 Edwin Silk Co.,
 E. H. Jacob Co.,
 E. & H. Silk Co.,
 Eighth Ward Democratic Club Building Fund of Camden, N. J.,
 Einwachter and Neuhaus Co.,
 E. J. Warren, Incorporated,
 Elastic Car Waste Co.,
 Electric Contracting Co.,

Electric Service Co.,
Electric Signal Manufacturing Company, Inc.,
Electrolyte Battery Sales Corporation,
Electro-Magnetic-Wave Bath Corporation,
Electro Medical Therapists,
Elite Silk Mills, Inc.,
Elizabeth Beef Co.,
Elizabeth Building Co.,
Elizabeth Concrete and Stone Construction Co.,
Elizabeth Dye & Chemical Corporation,
Elizabeth Plumbing Company, Inc.,
Elizabeth Talking Machine Co.,
E. L. K. Sales Co.,
Elliot-Kiel Co.,
Ellis Electric Co.,
Ellor Hartley Co.,
E. Loesser Mills, Inc.,
El Palmarito Leasing Co.,
El Palmarito Mining Co.,
E. L. Scully, Incorporated,
Emil Cirelli & Co.,
Empire Lace and Embroidery Co.,
Empire State Buying Corporation,
Empire Theatre Co.,
Employers' Service, Inc.,
Enterprise Tool & Manufacturing Co.,
Epco Realty and Construction Co.,
Equitable Adjustment Co.,
Equitable Mortgage Co.,
Equitable Silk Company, Inc.,
Equity Silk Co.,
Erkander Bros. Co.,
Esmarian Wheel Company, Inc.,
Espy Briquette Co., Inc.,
Essex Amusement Co.,
Essex Auto Renting Co.,
Essex Construction Co.,
Essex Distributing Co.,
Essex Drug and Chemical Co.,
Essex Engineering and Repair Co.,
Essex & Hudson Finance Co.,
Essex Laundry, Inc.,

Essex Legal and Credit Protective Association,
Essex Metal Ceiling Co.,
Essex Pure Water Co.,
Essex Silk Mills,
Etah-Werne Development Co.,
Eureka Air Compressor Co.,
Eureka Drug Co.,
Eureka Supply Co.,
Eureka Throwing Co.,
Eureka Tire Sales, Inc.,
European Film Corporation,
Ever-Ready Garage and Sales Co.,
Ever Ready Produce Company, Inc.,
E. V. Johnson Company, Inc.,
Exclusive Cloak & Suit House, Inc.,
Exeter Land Co.,
Exlo Company,
Expert Dyeing Co.,
E-Z Electric Service Corp.,
E. Z. Kill Chemical Co.,
Fabrikant Shoe Co.,
Factory Supply and Hardware Co.,
F. A. Hartley Realty Co.,
Fairfield Co.,
Fairfield Dairy Co.,
Fairmount Investment Co.,
Fair Street Cloak & Suit Company, Inc.,
Fair View Corporation,
Falcon Silk Company, Inc.,
Falkinburg Realty Company,
Farenga Confectionery Company,
Fashionbilt Clothes, Inc.,
Faulkner Realty Co.,
F. D. and C. Realty Co.,
Federal Cloak and Suit House,
Federal Finance Corporation,
Federal Light and Refining Company,
Federal Tool Machine Co.,
Federal Tool and Manufacturing Corporation,
Feldman & Weinstein, Inc.,
Felix Di Fabio Realty Company,
Felten Manufacturing Corporation,

Felter Shoe Company,
Ferber Construction Company, Inc.,
Ferber Realty Company,
Ferro China Blotto Co.,
Fidelity Business Builders,
Fidelity Finance Corporation,
Fidelity Finance Corporation of New Jersey,
First International Manufacturing Corporation,
First National Shipping Corporation,
First Ward Construction Co.,
F. J. Devitt Company, Inc.,
Flexo Lens Protector Co.,
Florence V. Cannon Company,
Florida Avenue Realty Co.,
Florist Floral Company,
F. M. Hill Refrigerating Company,
F. & M. Mineral Water Company,
Foeman's United Stores Company,
Fogel-Wagner Mfg. Co., Inc.,
Foley Motor Car Co.,
Follender Bros. & Company,
Ford Owners Aid & Wrecking Co.,
Foster Machine Company,
Foster Sales Corporation,
4-Minute Washing Machine Company,
Franco-American Enamel Co.,
Frank and Co.,
Frank Fischer Auto Sales Corporation,
Frankford Men Shop,
Frank-Hughes-Taylor Co.,
Franklin-Ashley Company,
Franklin Contracting Company, Inc.,
Franklin Engineering and Construction Co.,
Frank's, Inc.,
Frank Y. Wilhoft, Incorporated,
Frederick R. Knopf & Company,
Frontenac Land Co.,
Frye Chemical Company, Inc.,
F. X. Holderith C. & R. Co.,
Galen Club of Lakewood,
Galli-Ator Corporation,
Gamecraft Co.,

Garage Poster Advertising Co.,
Garden State Distributing Co.,
Garfield City Coal & Ice Company,
Gasifier Company,
Gastine Stores Company, Inc.,
G. C. Burd Co.,
G. Edvy Vehicle Manufacturing Co.,
General Building and Construction Company,
General Embroidery Works,
General House Repairing Co.,
General Inventions Corporation,
General Investors Company,
General Sales and Manufacturing Co.,
General Sales Promotion Co.,
General Specialties Corporation,
General Supply & Equipment Co.,
General Welding Company,
George Glasser, Inc.,
George Glickfield Plumbing Co.,
George H. Cummins Company,
George H. Perkins & Company,
George White & Company, Inc.,
Gerard Accounting Co.,
Gerber and Co.,
Gerisch & Grimm, Incorporated,
Germac Co.,
German Novelty Importing Company, Inc.,
G. & G. Construction Co.,
Giant Drill Extracting Machine Company,
Giles F. Cole, Inc.,
Gilman's School of Mechanical Dentistry,
G. J. & G. Corporation,
Glace Silk Mills,
Glendora Block and Brick Manufacturing Co.,
Glen Rock Company,
Glen Rock Woolen Co.,
G. Levin and Company,
Glide Out Phonograph Record File Co.,
Globe Electrical Fixture Manufacturing Co.,
Gloucester Cabinet Co.,
Gloucester Ferry Co.,

G. M. Rosin Furniture Company, Inc.,
Godfrey Corporation,
Goldberg & Dubinsky, Inc.,
Goldin Pharmacal Co.,
Goodwin Automobile Company,
Goorevich Co.,
Gordon's Coat & Suit Shop, Inc.,
Graceffo Co.,
Graham Products Co., Inc.,
Grant Bros. Co.,
Grant Rehr Service, Inc.,
Grantwood Realty and Investment Co.,
Gray Industrial Laboratories,
Great City Realty Co.,
Great Eastern Realty Co.,
Great Notch Stone Company,
Greater Newark Realty & Mortgage Co.,
Greco Construction Company, Inc.,
"Greecian Company, Inc.,"
Greenberg Bottle Co.,
Greenfield Paper Bottle Co.,
Greenstone Milling Company,
Grip Tite Company,
Grote Comfortable Company,
G & S Company, Inc.,
Guarantee Auto Trucking Company,
Guaranteed Maple Products Co.,
Guarantee Trucking Company,
Guarantee Vulcanizing & Auto Supply Co.,
Guardian Oil Burner Co.,
Guardian Realty Co.,
Gummed Tape Machine Company,
Gustin, D'Aloisio and Alboum, Inc.,
Guth,
Gypser Novelty Works, Inc.,
Gypsy Sprayer Mfg. Co.,
Gypsy Sprayer Sales Corporation,
Hackensack Live Poultry Market, Inc.,
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Singac Warehouses, Inc.,
Sixth Ward Realty Co.,

S. K. Realty Corporation,
Sleepwell Bedding Company,
Slip-on Chain Co.,
S. & M. Corporation,
Smith Rubber and Tire Co., Inc.,
Snow White Wet Wash Laundry, Inc.,
Soap and Chemical Manufacturing Co.,
Soffe Hydraulic Stone Co.,
Soffe and Naylor Co.,
Soldiers and Sailors Bulletin, Inc.,
Solidone Manufacturing Company,
Somerset Amusement Company,
Somerset Building and Land Co.,
Somerset County Laundry,
Sommers Rendering Company,
Sound Products, Inc.,
South Camden Investment Corporation,
South Hills Estates,
South Orange Garage, Inc.,
South Orange Independent Ice Company, Inc.,
South Paterson Silk Manufacturing Co.,
South Street Realty Corporation,
South Jersey Fair & Trotting Association,
South Jersey Iron Foundry, Inc.,
South Jersey Ship Building Co.,
South Jersey Supply & Transportation Co.,
Southern Willite Paving Co.,
Southwestern Mechanical Co.,
Southwestern Supply Company, Inc.,
Spartan Press, Inc.,
Speedograph Sales Corporation,
Spence Degreasing Co.,
Spencer House,
S. Perlmutter (Inc.),
S. P. Q. R. Co.,
Spraytone Phonograph Corporation, Inc.,
Springfield Avenue Music Shop,
S. R. Leap & Son., Inc.,
S. & S. Motor Company,
Standard Auto Service of America,
Standard Cement Block Co.,
Standard Chewing-Gum Company,

Standard Foundry Company,
Standard Glass Company,
Standard Heating Company,
Standard House Wrecking Company, Inc.,
Standard Leather Company,
Standard Machine Brush Co.,
Standard Separator Co.,
Standard Ship Supply Co.,
Standard Trucking & Forwarding Corporation,
Standish Cutlery Corporation,
Stando Toy Corporation,
Star Laboratory Company,
Star Machine & Novelty Co., Inc.,
Star Slate Co.,
Star Syringe Manufacturing Co., Inc.,
State Agency, Inc.,
State Loan Association,
State Lunch and Restaurant Co.,
Stave Silk Company,
Star Machine & Novelty Co., Inc.,
Sterling Furniture Company, No. 2,
Sterling Metal Bed Co.,
Sterling Silk Corporation,
Steward Corporation,
Stirling Industrial Corporation Financiers,
Stirling Motors, Inc.,
Stockton Rubber Company,
"Stoppit" Co.,
Storage Battery Distributing Co.,
Storage Heater and Furnace Company,
Strand Theatre Co. of West Hoboken,
Stratford Chemical Company,
Stratford Paper Co.,
Straus and Silber, Inc.,
Sturdibilt Co., Inc.,
Style Dress Shop,
Stylerite Specialty Shops,
Suburban Development Co.,
Suburban Home Builders Co.,
Sullivan-Mann & Company, Inc.,
Summit Hosiery Company,
Summit Realty Co.,

Summit Tire & Battery Shop, Inc.,
Sun Candy Manufacturing Co.,
Sunday Creek Coal Co.,
Sundown Mining Company,
Sun Home Company,
Sun Motor Sales Co.,
Superior Engineering Company,
Superior Smelting & Refining Company,
Superior Welding & Repair Company,
Super-Products Co., Inc.,
Supreme Broad Silk Company, Inc.,
Supreme Cloak Co.,
Surety Express & Motors Corporation,
Sussex Realty Co.,
Sutter Automobile Co.,
S. W. Barber Co.,
Swedesboro Automobile and Mercantile Co.,
Swedesboro Wharf and Transportation Co.,
Tanners Oil and Supply Co.,
T. B. Lewis Company, Inc.,
T. E. McGetrick & Co.,
Terhune and Christie, Incorporated,
Terminal Realty & Investment Co.,
Terrell-Stover Automatic Vender Corporation,
Textile Silk Works, Inc.,
Third Avenue Garage Co.,
Thomson Homes, Inc.,
Tide-Water Corporation,
Tidley-Winks Stores,
Times Square Auto Supply Co.,
Times Square Producing Co.,
Time-Table Advertising Company, Inc.,
Tivoli Realty Co.,
T. J. Cooper Rubber Co., Inc.,
Tolpol Household Remedies Corporation,
Tomlinson Miesse Corporation,
Toms River Park Land Development Co.,
Toombs-Kaley & Company, Inc.,
Totowa Bus Co.,
Tousek Engineering Corporation,
Towers Theatre Co.,
Town Hall Holding Co.,

Traf-O-Lite Sales Company of N. J.,
Transatlantic Lumber Company, Inc.,
Transcontinental Clubs Incorporated,
Transfer Realty Co.,
Transportation Engineering, Inc.,
Travel Film Corporation,
Trenton House Taxi Service, Inc.,
Trenton Realty Holding Corporation,
Trenton Stair Building Co.,
Trenton Steel and Wire Co.,
Trenton Taxicab and Transportation Co.,
Triade Chemical Manufacturing Co.,
Triangle Service Corporation,
Tribune Publishing Co., Inc.,
Trio Clothing Co., Inc.,
Tri-State Poultry Market, Inc.,
Tritsch Schoenberg Co.,
Truck Sales Co.,
T. & T. Products Co.,
Tubular Products Corporation,
Tuohig Manufacturing & Sales Co.,
Twist & Murray,
Typewriter Securities Corporaiton,
Underwood Glass Pin Co.,
Union Bottling Works of New Brunswick, N. J.,
Union Finance Co.,
Union Garage and Sales Co. of New Brunswick, N. J.,
Union Hardware Co.,
Union Mortgage Company of New Jersey,
Union Rubber Co.,
Union Typesetting Co.,
United Army and Navy Stores,
United Asphalt Products Corporation,
United Baking Co.,
United Body Corporation,
United Clay Mines Corporation,
United Cloak and Suit Co. of Vineland, N. J.,
United Detective Service, Inc.,
United Engineering and Construction Co.,
United Investment Co.,
United Labor Building Fund, Inc.,
United Lunch Co.,

United Lunch System, Incorporated,
United Merchants Realty Co.,
United Mortgage and Investment Corporation,
United Realtors, Inc.,
United Shoe Stores,
United Storage Company, Inc.,
United Talking Machine Co.,
United Tire Co.,
United States Bottling Co., Inc.,
United States Silk Throwing Co.,
United States Terminal Piers Corporation,
United States Tobacco Company (No. 1),
Universal Food Stores,
Universal Label Weaving Co.,
Universal Motor Corp.,
Universal Motor Sales Co.,
Universal Novelty Corporation,
Universal Tool & Manufacturing Co.,
Universal Toy Manufacturing Co.,
Universal Transport Co.,
University Silk Mills,
Upper Montclair Land Co.,
Up-To-Date Theatricals,
Utility Cabinet Co.,
Utility Manufacturing Co.,
Utility Sales Company, Inc.,
Valet Electric Baking Co.,
Van Acker and Co.,
Van Billiard-Mutchler, Inc.,
Vanguard Motor Supply Corporation,
Van Houten Land Co.,
Veith and Co.,
Venetian Music Co.,
Venetian Silk Co.,
Venus Boat Co.,
Verona Development Co.,
Victor Radiator Corporation,
Victor Specialty Co.,
Victor Wilusz Branch Union Liberty Co.,
Victory Auto Exchange, Inc.,
Victory Ink Co. (Inc.),
Victory Realty and Construction Co.,

Victory Sales Co.,
Viking Rennet Co.,
Vitamine Company of America,
V. R. H. Corporation,
Waddington Baldwin Corporation,
Wadsworth Food Products, Inc.,
Wage Earners Investment and Realty Co.,
W. A. Goldsmith & Co., Inc.,
Wales Manufacturing Co.,
Walker Realty Co.,
Wallace Motor Car Co.,
Wallenstein Company, Inc.,
Walter E. Walsh Co.,
Walter Runge, Inc.,
Walters Wax Paper Manufacturing Co.,
Walter W. Giveans, Incorporated,
Wandling Co.,
Ward Laundry Company, Inc.,
Warehouse Construction Co.,
Waring-Cole, Inc.,
Warner Bros.,
Warren Half Hundred Realty Association, Inc.,
Warszawa Polish Merchantile Association of Bound
 Brook, N. J.,
Washington Auto Painting & Body Co.,
Washington Delicatessen Co.,
Washington Silk Co.,
Watsessing Hat Forming Co.,
Wayne Garage,
Wayne-Leonard Sanatorium Co.,
Wayside Telephone & Auto Service Co. of N. J.,
W. D. Haines Co.,
Wear-Ever Clothing Co.,
Wearever Silk Co.,
Webb-Hendrick Last Co.,
Weber Metal Co.,
Wedlake-Lamson Company, Inc.,
Weequahic Silk Manufacturing Co.,
Weiss & Weiss, Inc.,
Wellsboro Hotel Co.,
Wellwood Park Home Building Association,
Wellworth 5c. to \$1.00 Stores, Inc.,
Werner Motor Parts Corporation,

Wescoat Company, Inc.,
West Asbury Park Real Estate Co.,
West Hoboken Silk Corporation,
West Hudson Realty Co.,
West Side Lunch Buffet & Bakery, Inc.,
Western Investment Co. of New Jersey,
Western Tool Co.,
Westfield Amusement Co.,
Westminister Realty & Improvement Co.,
Westville Boat Building Co.,
Weymouth Cut Glass Co.,
W. F. Howes & Co.,
White City Amusement Co.,
White Eagle Company, Inc.,
Whitehouse Milk and Cream Co.,
White Oaks Poultry Farms, Inc.,
White's Grocery Co.,
Whitman Publishing Corporation,
Wholesome Baking Co.,
Wilkey and Budelman, Inc.,
Wildwood Development Co., (See King Realty Co.
No. 2),
Wildwood Harbor Co.,
Wilkins & Littman Oil and Gas Co.,
Wilkinson, Lange & Co., Inc.,
Wilkinson-Tennant Co.,
Willard P. Smith Co.,
Willard Supply Co.,
William A. Brady, Limited,
William Anderson, Inc.,
Wm. F. Batt Co.,
Wm. F. Shields Drug Co., Inc.,
William J. Reider, Incorporated,
Wm. L. Wells, Inc.,
William M. Walsh Drug Co.,
William P. Short, Inc.,
William Ringelstein, Inc.,
William Stickel and Co.,
Willie Wikstrom, Inc.,
Willow Garage and Sales Company, Inc.,
Willow Tree Cafeteria,
Wills Sainte Claire Company of Hudson County, Inc.,
Wilmot Construction Co.,

Wilson Amusement Co.,
 Wilson-Phifer Company, Inc.,
 Wilson, Scarborough & Co., Inc.,
 Winchester Coach Company, Inc.,
 Windman-Goldsmith, Inc.,
 Windsor Drug Corporation, Inc.,
 Winkle Specialty Manufacturing Co.,
 Winner Co.,
 Winoil Supply Co.,
 Witherbee Igniter Co.,
 Witte Sales Co.,
 Wod Mop Manufacturing Co., Inc.,
 Wolkoff Machine Works, Inc.,
 Women's Housing Association,
 Woodcraft Co.,
 Woodfern Stock Farm Products Co.,
 Woodland Realty Corporation of Newark, N. J.,
 Woodruff Motor Car Co.,
 Woods Realty Co.,
 Woolfolk Engineering and Supply Co.,
 Wright-Magee Construction Co.,
 W. & S. Trading Company, Inc.,
 W. V. Ash & Co., Inc.,
 Yost-Mitchell-Sherwood Mining Company, Inc.,
 Yubarn Provision Co.,
 Zimmerman and Nixon Chestnut St. Opera House Co.,
 Zwald-Beitzel Company, Inc.,

are void, and all powers conferred by law upon such corporations and each of them, are hereby declared inoperate and void.

Given under my hand and the Great Seal
 of New Jersey, this twenty-second day of
 [SEAL] January, A. D. one thousand nine hundred
 and twenty-five, and in the Independence of
 the United States the one hundred and forty-
 ninth.

GEORGE S. SILZER,

By the Governor:

Governor.

THOMAS F. MARTIN,
Secretary of State.

Filed January 27, 1924.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, T. Frank Appleby was, at the general election held on Tuesday next after the first Monday in November, in the year of nineteen hundred and twenty-four, elected by the voters of the Third Congressional District to represent this State in the House of Representatives of the United States, and after such election, to wit, on the fifteenth day of December, nineteen hundred and twenty-four, departed this life, thereby causing a vacancy to exist in the representation of this State in the House of Representatives of the United States:

THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, pursuant to law, do hereby issue this, my proclamation, directing that an election be held according to law in said Congressional District, on Tuesday, the third day of November next ensuing the date hereof, for the purpose of electing a member of the House of Representatives to fill the vacancy caused by the death of the said T. Frank Appleby.

Given under my hand and Great Seal of the State of New Jersey, at Trenton, this eighth day of April, in the year of our Lord one
[SEAL.] thousand nine hundred and twenty-five, and of the Independence of the United States the one hundred and forty-ninth.

GEORGE S. SILZER,
Governor.

By the Governor:

THOMAS F. MARTIN,
Secretary of State.

DECREES OF DISSOLUTION

49 Laws (765)

Decrees of Dissolution.

IN CHANCERY OF NEW JERSEY.

In pursuance 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>
Essex Leather Bag Co., Inc.	Nov. 18, 1924
South Orange Ice Co.	Nov. 20, 1924

Change of Corporate Title of Municipalities.

Change of Corporate Title of Municipalities.

In pursuance to law, the following changes of corporate titles of municipalities have been filed in the office of the Secretary of State:

The Town of Union and Town of West Hoboken having consolidated in accordance with Chapter 117, Laws of 1923, the corporate name of the consolidated municipalities became, by order of the court, "The City of Union City."

Filed Oct. 27, 1924.

Statements of Results of Municipal
Elections.

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:

"An ordinance to annex certain lands in the Borough of Essex Fells to the Borough of Roseland was adopted April 25, 1924.

Filed Jan. 3, 1925.

The City of Cape May, at an election held December 30, 1924, adopted "The Municipal Manager Form of Government".

Filed Jan. 5, 1925.

In accordance with Chapter 116, Laws of 1925, at a Special Election held April 21st, 1925, Fairfield Estates were annexed to Haddon Heights; and at an election held April 21st, 1925 in the Borough of Haddon Heights, the annexation of Fairfield Estates was adopted.

Filed April 29, 1925.

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