

ANNUAL REPORT  
OF THE  
Riparian Commissioners

OF THE  
STATE OF NEW JERSEY

FOR THE YEAR

1908

WITH ACCOMPANYING DOCUMENTS

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TRENTON, N. J.  
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1908.

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## Riparian Commissioners.

GOVERNOR JOHN FRANKLIN FORT, *Chairman*, . . . East Orange, N. J.  
 \*WILLIAM CLOKE, *Vice Chairman*, . . . . . Trenton, N. J.  
 †ROBERT WILLIAMS, . . . . . Paterson, N. J.  
 M. F. McLAUGHLIN, . . . . . Newark, N. J.  
 HENRY T. CAULLET, . . . . . Trenton, N. J.  
 ‡JOSEPH A. BIRKHOLZ, . . . . . Orange, N. J.  
 JOHN C. PAYNE, *Secretary and Engineer*, . . . . . Jersey City, N. J.

\*Resigned September 1st, 1908.

†Elected Vice Chairman September 24th, 1908.

‡Appointed by Governor Fort September 3d, 1908.

## Commissioners' Report.

*To His Excellency, John Franklin Fort, Governor of the State of New Jersey and Chairman of the Board of Riparian Commissioners of the State of New Jersey:*

SIR—As required by law, we, the undersigned Riparian Commissioners of the State of New Jersey, herewith submit the annual report of the Commission for the year ending October 31st, 1908.

A detailed statement of the receipts of the Board from all sources will be found in the report of the Secretary and Engineer. They aggregate \$204, 007.68, derived from the following sources:

Grants, . . . . .	\$91,705 13
Leases, . . . . .	76,877 34
Licenses, . . . . .	50 00
Conversions, . . . . .	1,425 00
Rentals on leases, . . . . .	33,950 21
Total, . . . . .	\$204,007 68

The revenue from business done by the Commission during the past year is not so great as that of the preceding year, but a large number of applications are still under consideration by the Board, which would considerably increase the amount.

The Commission has maintained, and in many cases increased, the prices over those of last year, and is restricting the extent of the grants to the actual needs for intended commercial enterprises.

Under the provisions of chapter 83 of the Laws of 1906, the Commission has continued the recovery of vast tracts of land under water, formerly leased by the State, and on which rentals have remained unpaid for a considerable time. Until the enactment of the above act there was no adequate provision for recov-

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ering these leases, and the application of said act has resulted in restoring to the State very valuable assets. The details of these cases will be found in the report of the Secretary and Engineer.

The Commission, upon referring the questions involved in a certain application pending to the Assistant Attorney-General, Mr. Nelson B. Gaskill, received from him the following opinion:

“that all grants made by the Riparian Commission which depended for their validity upon powers attempted to be conferred upon the Commissioners by supplements to the Act of 1864, as such, were void.”

The Commission thereupon requested the Attorney-General to draft a suitable act to meet the questions raised by such opinion for presentation to, and consideration by the coming Legislature.

Respectfully submitted,

ROBERT WILLIAMS,  
*Vice Chairman.*

\*WILLIAM CLOKE,  
M. F. McLAUGHLIN,  
HENRY T. CAULLET,  
JOSEPH A. BIRKHOLZ,  
*Riparian Commissioners.*

October 31st, 1908.

\*Resigned September 1st, 1908.

## Engineer's Report.

*To the Riparian Commission of the State of New Jersey:*

GENTLEMEN—The following tabular statement shows the grants, leases and licenses made by the Riparian Commissioners during the year ending October 31st, 1908, the names of the grantees or lessees, dates, localities and amounts paid or secured to be paid to the State:

GRANTS.

<i>Date.</i>	<i>To Whom Made.</i>	<i>Locality.</i>	<i>County.</i>	<i>Amount.</i>
May 23, 1907,	Alfred W. Westney, .....	Inside Thoroughfare, .....	Atlantic, .....	\$30 00
May 23, 1907,	Charles S. Grove, .....	Inside Thoroughfare, .....	Atlantic, .....	195 00
June 6, 1907,	Felix Isman, .....	Atlantic Ocean, .....	Atlantic, .....	1,020 00
June 27, 1907,	Town of Harrison, .....	Passaic River, .....	Hudson, .....	900 00
Aug. 8, 1907,	Lucinda H. Burdge, .....	Clay Pit Creek, .....	Monmouth, .....	47 50
Sept. 26, 1907,	Unity Investment Co., .....	Hudson River, .....	Bergen, .....	17,870 00
Sept. 26, 1907,	Michael F. Page, .....	Atlantic Ocean, .....	Atlantic, .....	426 75
Oct. 24, 1907,	George H. Berke, .....	Inside Thoroughfare, .....	Atlantic, .....	49 00
Oct. 24, 1907,	Mary Catharine Brown, .....	Newark Bay, .....	Hudson, .....	1,798 80
Oct. 24, 1907,	Frick Lyceum, .....	North Shrewsbury River, .....	Monmouth, .....	379 50
Oct. 24, 1907,	Henry Frazer, .....	Shrewsbury River, .....	Monmouth, .....	Nominal
Oct. 24, 1907,	Wm. Stuart Auchincloss, .....	Raritan Bay, .....	Monmouth, .....	Nominal
Oct. 24, 1907,	Wm. Stuart Auchincloss, .....	Sandy Hook Bay or Shrewsbury River, .....	Monmouth, .....	500 00
Oct. 24, 1907,	Federal Real Estate Co., .....	Passaic River, .....	Essex, .....	2,540 00
Oct. 24, 1907,	E. Gerry Roberts, .....	North Shrewsbury River, .....	Monmouth, .....	150 00
Oct. 24, 1907,	Harry A. Brown, .....	Shrewsbury River, .....	Monmouth, .....	50 00
Oct. 24, 1907,	Lillie R. Ill, .....	Toms River, .....	Ocean, .....	60 00
Oct. 24, 1907,	John J. Taylor, .....	Atlantic Ocean, .....	Cape May, .....	55 00
Feb. 6, 1908,	Ellen Nolan, .....	Mill Creek, .....	Hudson, .....	20 00
Feb. 27, 1908,	John Henderson Young, .....	Inside Thoroughfare, .....	Atlantic, .....	13 00
Feb. 27, 1908,	The J. H. Ladew Co., .....	Passaic River, .....	Essex, .....	8,220 00
Feb. 27, 1908,	City of Beverly, .....	Delaware River, .....	Burlington, .....	45 00
Feb. 27, 1908,	Ruth Helen Canfield, .....	Atlantic Ocean, .....	Cape May, .....	55 00

<i>Date.</i>	<i>To Whom Made.</i>	<i>Locality.</i>	<i>County.</i>	<i>Amount.</i>
Feb. 27, 1908,	Mary E. Holbrook, .....	North Shrewsbury River, .....	Monmouth, .....	159 10
Mch. 26, 1908,	Ocean City Association, .....	Beach Thoroughfare, .....	Cape May, .....	150 00
Mch. 26, 1908,	Atlas Preservative Co. of America, .....	Passaic River, .....	Essex, .....	1,575 00
Mch. 26, 1908,	Jane Gotschalk, .....	Navesink River, .....	Monmouth, .....	280 00
Mch. 26, 1908,	Keansburg Shore Improvement Co., .....	Raritan Bay, .....	Monmouth, .....	168 00
Mch. 26, 1908,	United New Jersey R. R. & Canal Co., .....	Passaic River, .....	Hudson, .....	46,908 48
May 28, 1908,	Raymond Roth, .....	Mill Creek, .....	Hudson, .....	10 00
May 28, 1908,	Mary Ayers, .....	Clay Pit Creek, .....	Monmouth, .....	20 00
May 28, 1908,	Otto A. Gillig, .....	Toms River, .....	Ocean, .....	150 00
May 28, 1908,	Frederick N. Boeckel, et al., .....	Clay Pit Creek, .....	Monmouth, .....	20 00
Sept. 29, 1908,	American Dredging Co., .....	Delaware River, .....	Gloucester, .....	10,840 00
Sept. 29, 1908,	Nairn Linoleum Co., .....	Passaic River, .....	Hudson, .....	3,000 00
			Total, .....	\$91,705 13

LEASES.

<i>Date.</i>	<i>To Whom Made.</i>	<i>Locality.</i>	<i>County.</i>	<i>Principal Sum.</i>
Apr. 25, 1907,	Water Front Realty Co., .....	Hudson River, .....	Bergen, .....	\$75,180 00
Aug. 29, 1907,	George Y. Schoch, .....	Delaware Bay, .....	Cape May, .....	500 00
Oct. 24, 1907,	Ideal Beach Co., .....	Raritan Bay, .....	Monmouth, .....	900 00
Feb. 27, 1908,	Fuller & Coudert, .....	Navesink River, .....	Monmouth, .....	297 34
			Total, .....	\$76,877 34

LICENSES.

<i>Date.</i>	<i>To Whom Made.</i>	<i>Locality.</i>	<i>County.</i>	<i>Amount.</i>
June 1, 1908,	New Point Comfort Beach Co., .....	Tide waters in .....	Monmouth, .....	\$50 00
			Total, .....	\$50 00

CONVERSIONS.

<i>Date.</i>	<i>To Whom Made.</i>	<i>Locality.</i>	<i>County.</i>	<i>Amount.</i>
Feb. 27, 1908,	The J. H. Ladew Co. (Conversion of lease to Wm. S. Fairchild of Dec. 18, 1902),	Passaic River,	Essex,	\$1,200 00
May 28, 1908,	S. Wesley Lake (Conversion of second tract in his lease of Jan. 15, 1902),	Atlantic Ocean,	Cape May,	225 00
			Total,	\$1,425 00

Under the provisions of chapter 83 of the Laws of 1906, the following leases have been forfeited and the lands recovered and now the property of the State:

DATE OF LEASE.	LESSEE.	LOCALITY.
April 18, 1874,	Mary Reynolds, et al., heirs of Robert Annett, .....	Hudson River, Ridgefield Township, Bergen County.
April 18, 1874,	Mary Reynolds, et al., heirs of Robert Annett, .....	Hudson River, Townships of Ridgefield and Englewood, Bergen County.
Dec. 27, 1894,	Edwin Field, .....	Navesink or North Shrewsbury River, Red Bank.

The work of the Commission has consisted of the hearing of a large number of applications and the examination of the localities and the questions involved. Some of these applications have been granted, and a number have been laid over to await further examination into the conditions affecting the said applications.

RESIGNATION OF WILLIAM CLOKE, ESQUIRE.

On September 1st, 1908, William Cloke, Esquire, Vice Chairman of the Board, resigned and accepted the appointment, at the hands of the Governor, of State Editor of Reports, and at a subsequent meeting a preamble and resolutions complimentary to Mr. Cloke were adopted and entered at length in this report, but which Mr. Cloke, as Editor of Reports, blue penciled and struck out.

## Financial Statement

OF AMOUNT RECEIVED AND PAID BY THE RIPARIAN COMMISSIONERS FOR SALARIES  
OF EMPLOYEES AND OFFICE EXPENSES OF THE COMMISSION FOR  
THE YEAR ENDING OCTOBER 31ST, 1908.

1907.	<i>Dr.</i>	
November.	To amount received from State Treasurer, .....	\$6,039 78
1908.	<i>Cr.</i>	
	By amount paid for salary of Secretary and Engineer, .....	\$3,500 00
	By rent of offices for 1908, .....	600 00
	By maps, stationery and office expenses, .....	1,939 78
		<hr/>
		\$6,039 78
	JOHN C. PAYNE,	
	<i>Secretary.</i>	

## APPENDIX.

### DIRECTIONS FOR APPLICANTS TO THE RIPARIAN COMMISSION OF THE STATE OF NEW JERSEY FOR LANDS UNDER WATER.

Applicants for lands of the State under tide-water will observe the following directions:

*First.* Furnish a description by metes and bounds of the lands owned by the applicant in front of which the lands applied for lie, accompanied by a map and survey of the same, made by a competent surveyor, showing the exact frontage of said lands on the shore at mean high-water mark, and the names of the owners of the adjacent lands.

*Second.* State whether the lands under water applied for are now or are hereafter to be used for commercial or other purposes, and if so, what; whether they have been improved in whole or in part, or are authorized to be improved under any grant or license protected by the provisions of the supplement of the Riparian Act of March 31st, 1869; also, if any oyster land, fishery or privilege therefor is embraced within the limits of the lands under water applied for.

*Third.* State whether a grant in fee simple, or a lease in perpetuity, with privilege to convert the same into a fee is desired.

(*Note*—For a grant in fee simple the principal sum is required to be paid. For a lease, a rental at the rate of seven per cent. per annum on the principal sum is payable semi-annually in advance to the State Treasurer.)

*Fourth.* An abstract of title to the land owned by the applicant, prepared by practitioner of the law of this State, or by the clerk of the county in which the land is situated, must be furnished with the application before the same will be considered by the Commissioners.

Blank forms for application and all further information required will be furnished by John C. Payne, Secretary of the Commission. Office, Commercial Trust Building, Jersey City, N. J.