LAWS—NEW JERSEY
1929

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ACTS

OF THE

One Hundred and Fifty-third Legislature

OF THE

STATE OF NEW JERSEY

AND

Eighty-fifth Under the New Constitution

Preceded by Additional Acts of 1928
(Chapters 286 to 304)
(Joint Resolutions 17 and 18)



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New Jersey State Library

ADDITIONAL LAWS OF 1928

(CHAPTERS 286-304)

(Joint Resolutions 17 and 18.)

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

JOSEPH F. S. FITZPATRICK,
Secretary of State.

ADDITIONAL ACTS

PASSED BY

The One Hundred and Fifty-second Legislature

CHAPTER 286.

An Act making further appropriations for the support of the agencies of the State government in this act enumerated and for the purposes of meeting deficiencies in appropriations.

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

1. The following sum or so much thereof as may be necessary be and is hereby appropriated out of the State and special funds for the purpose herein specified, to meet deficiencies in appropriations. Appropriation for deficiency.

2. COMMISSION TO SURVEY THE ACTIVITIES AND WORK OF THE PUBLIC SCHOOLS AND EDUCATIONAL INSTITUTIONS, ET CETERA.

Additional allowance for expenses pursuant to Joint Resolution No. 5, Laws of 1928, approved March twenty-one, one thousand nine hundred and twenty eight, twenty-five thousand dollars ($25,000.00). Amount.

3. This act shall take effect immediately.

Approved October 3, 1928.

CHAPTER 287.

A Supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and the supplements thereto.

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

Right to seal ballot boxes.

1. The Superintendent of Elections in counties of the first class in this State, his chief deputy or assistants, shall have the power, whenever, in his or their judgment, it shall be deemed necessary, at any election, upon the completion of the counting and canvassing of the ballots by any District Board of Registry and Election, to enter any place containing ballot boxes for the purpose of sealing any ballot box or boxes with a seal to be adopted by said Superintendent of Elections, and when any ballot box shall be so sealed by said Superintendent of Elections, or his chief deputy or assistants, such ballot box shall not be opened and the seal thereof destroyed or affected without an order first had and obtained from the Chief Justice or any justice of the Supreme Court. Taping or any other mechanical device may be used to make such sealing secure.

Opening after sealing.

Interference a misdemeanor.

2. Any person or persons preventing, hindering or interfering with the said Superintendent of Elections or his chief deputy or assistants in sealing such ballot box or boxes shall be guilty of a misdemeanor, and upon conviction, shall be punished by imprisonment for a term not exceeding three (3) years, or by the payment of a fine not exceeding one thousand dollars ($1,000.00) or both.

Penalty.

Destroying, etc., seal, a misdemeanor.

3. Any person or persons who destroy, deface or remove, or attempt to destroy, deface or remove, said seal shall be guilty of a misdemeanor, and upon conviction, shall be punished by imprisonment for a term not exceeding three (3) years, or by the payment of a fine not exceeding one thousand dollars ($1,000.00), or both.

Penalty.

4. The powers herein granted may be exercised by such Superintendent of Elections, his chief deputy or assistants, upon the completion of the counting and canvassing of the ballots at any election by the District Board of Registry and Election, or within a period of ninety (90) days thereafter. When powers exercised.

5. 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 October 8, 1928.

CHAPTER 288.

An Act to repeal an act entitled "A further supplement to an act entitled 'A supplement to an act entitled "An act concerning juries" (Revision), approved March twenty-seventh, one thousand eight hundred seventy-four,' which supplement was approved May twenty-ninth, one thousand nine hundred thirteen," approved February twenty-eighth, one thousand nine hundred and twenty-seven.

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

1. An act entitled "A further supplement to an act entitled 'A supplement to an act entitled "An act concerning juries" (Revision), approved March twenty-seventh, one thousand eight hundred seventy-four,' which supplement was approved May twenty-ninth, one thousand nine hundred thirteen," approved February twenty-eighth, one thousand nine hundred and twenty-seven, be and the same is hereby repealed. Repealing act respecting coroner acting as jury commissioner.

2. This act shall take effect immediately.

Approved October 8, 1928.

CHAPTER 289.

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 the service thereof and proceedings for the violation of the provisions of this act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one, approved April third, one thousand nine hundred and twenty-eight.

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

Section 2 amended.

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:

Exceptions.

2. Automobile fire engines and such self-propelling vehicles as are used neither for the conveyancing of persons for hire, pleasure, or business, nor for the transportation of freights, such as steam road rollers, and traction engines, are excepted from the provisions of this act.

Free registration in certain cases.

No fee shall be charged for the registration of motor vehicles owned by the United States, and the State of New Jersey, or by any city, borough, incorporated town, township, or county, duly authorized volunteer fire department, hospital, humane society, any anti-cruelty society in the State, or by the American Red Cross, providing such vehicles are not used for pleasure or hire, but all such vehicles shall be registered and shall display number plates as is provided for in this

Proviso.

act; *provided, however,* that motor vehicles that are not of the commercial type may be used in the delivery of

Rural mail routes.

mail on rural free delivery routes and shall not be classed or considered as commercial cars.

2. This act shall take effect immediately.

Approved October 8, 1928.

CHAPTER 290.

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

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

Freeholders may acquire land for roads.

1. The board of chosen freeholders of any county in this State shall have power to acquire lands or real estate or any interest therein for road or highway purposes, in the manner hereinafter set forth, in addition to the method contained in the act to which this is a supplement.

Commission appointed by freeholders.

2. Such board of chosen freeholders shall have power to appoint three discreet and impartial freeholders, residents of such county, to examine and make awards for lands or real estate to be taken. Such commission shall be known as the " County Highway Right-of-Way Commission." The members of the said commission shall each serve for a term of one year or until their successors are appointed and have qualified, and shall receive such compensation, either upon per diem, annual or other basis, as such board of chosen freeholders shall provide. The board of chosen freeholders may remove any commissioner for inefficiency, neglect of duty or misconduct in office, having first given to such commissioner a copy of the charges against him and an opportunity of being publicly heard in person or by counsel, upon not less than ten days' notice in writing, and a statement of the findings of the board of chosen freeholders and the reasons for its action shall be filed with the clerk of said board. The members of such commission shall take and subscribe an oath or affirmation faithfully and impartially to discharge the duties by virtue of their appointment, which oath or affirmation shall be filed in the office of the clerk of such county. Such board of chosen freeholders shall have power to provide legal, engineering, clerical or

Name of commission.

Term.

Compensation.

Removal from office.

Oath.

Assistants.

other assistance which may be deemed necessary in the judgment of such board of chosen freeholders and the cost of such assistance and other necessary expenses, including the compensation of such commissioners, shall be paid by such county in the same manner as other compensation and expenses are paid.

Resolution for taking land.

3. When any improvement resolution shall require the taking of lands or real estate or any rights or interests therein, for any of the purposes herein provided, the resolution for that purpose, when introduced, shall state the location and character of the improvement proposed to be made, the lands or real estate to be taken therefor, sufficiently described so as to be readily identified and such resolution shall be accompanied by a map prepared under the direction of such board of chosen freeholders, showing in detail the location and dimensions of such land or real estate proposed to be taken.

Map.

Map and resolution filed with commission.

4. Upon the conclusion of the hearing as provided in the act to which this is a supplement and the adoption of such resolution, said map, together with a copy of the resolution duly attested by the clerk of the board of chosen freeholders, shall, without delay, be filed with the highway right-of-way commission of such county.

Duties of commission.

5. Upon the filing of such resolution and map with the said commission, said commission shall be charged with the duty of viewing the land or real estate to be acquired under such resolution, to fix a time and place for the hearing when and where the owner or owners and all persons interested may be heard. Notice of the time and place shall be given by at least one publication in a newspaper circulating in the municipality or municipalities in which such land or real estate is situated not less than ten days before such hearing. Notice of the time and place of such hearing shall also be mailed to the owner or owners of the lands or real estate to be taken, directed to his or their last known post-office address. Such notice shall be mailed and published by such clerk or officer as the said commission may designate. Such notice shall be mailed at least one week before the day set for such hearing. Failure to mail any notice shall not invalidate any proceedings hereunder.

Notice of hearing.

6. Said commission shall attend at the time and place appointed. A majority of such commission shall constitute a quorum for the transaction of business and shall have power to make any award, but one member shall have power to adjourn any meeting. The said commission may adjourn from time to time; it shall give all parties interested or affected by the taking of any land or real estate ample opportunity to be heard on the subject of the award; said commission shall have power to examine witnesses under oath or affirmation, administered by any member of such commission. The commission shall thereupon make a just and equitable award of the damages sustained by reason of the taking of such land or real estate as the case may be, having due regard to the rights and interests of all persons concerned, considering in such ward the condition of each parcel at the time of the mailing of notices as provided in section five thereof, and the condition in which each parcel will be left after the taking of such lands or real estate. Where an award is made under this act said commission shall make its report in writing to the board of chosen freeholders, which shall contain a description of every separate tract of land or real estate taken and it shall file a copy in the office of the register of deeds of the county within ten days after signing the same, there to be recorded in the record of deeds of the county, together with the appointments of said commission and proofs of the notices aforesaid, and a copy of the map accompanying the resolution of the board of chosen freeholders shall also be filed in the office where the records of deeds are kept.

Adjournments. Award.

Hearing on awards.

Witnesses.

Damages.

Report award to freeholders.

Copy filed with register of deeds.

7. In case of uncertainty as to who is entitled to the amount awarded or where the board of chosen freeholders is unable to tender said award by reason of the incapacity or absence of any such persons entitled thereto or where any person or persons refuse to receive such award, the same may be paid into the Court of Chancery and shall be distributed to the person or persons entitled thereto according to law. The payment of such sum into the Court of Chancery shall operate to stop the running of interest upon any award thereafter

When amount awarded paid into Court of Chancery.

Interest ceases.

made to the amount of such deposit. The owner or owners or the board of chosen freeholders of such county, feeling aggrieved by an award for any lands or real estate taken for any such improvement, may appeal to the Circuit Court of the county at any time within sixty days after the filing of the report in the office of the register of deeds, and the said court shall thereupon order a trial by a struck jury to award such damages anew. Such trial shall be conducted as any other case of trial by jury in condemnation appeal actions, upon an issue to be framed under the direction of, or by the court; *provided,* that the completion of said improvement shall not be delayed thereby and that the county may proceed with such improvement as though such appeal had not been taken.

Appeal may be heard by struck jury.

Proviso.

Title vested in county.

8. Upon the acceptance of any such award, or the payment of the same into the Court of Chancery, title to such land or real estate or right or interest therein shall vest in the county, and the board of chosen freeholders may thereupon enter upon and take possession of such lands or real estate or right or interest therein and remove all persons therefrom.

Right of entry.

9. The report of said commissioners or a copy thereof certified by the register of deeds of such county, and proof of tender of the amount awarded, or payment of the same to the owner or the Court of Chancery, as the case may be, shall at all times be construed as evidence of the right of said board of chosen freeholders to have, hold, use, occupy, possess and enjoy the said lands or real estate or interest therein for such road or highway purposes.

Powers herein given deemed additional.

10. This act shall not be construed as in substitution or in lieu of the authority and manner and method of procedure set forth in sections eleven hundred and five to eleven hundred and fifteen inclusive of Article XI of chapter one hundred eighty-five of the Laws of nineteen hundred and eighteen and amendments and supplements thereto, but shall be construed as vesting in boards of chosen freeholders additional and alternative authority for acquiring lands or real estate or interests therein for road or highway purposes, and shall also be construed to apply to the acquisition of lands or real estate or inter-

ests therein for improvement of State highways under reimbursement agreement with the State Highway Commission. Nothing in this act contained shall apply to any land or other property acquired for or devoted to any public use by any board, commission or agency of the State of New Jersey, municipality or county of this State, or by any county park commission, or by any public utility as the same is defined by "An act concerning public utilities; to create a board of public commissioners, and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven, or any act amendatory thereof or supplemental thereto. Exceptions.

11. This act shall take effect immediately.

Approved October 8, 1928.

CHAPTER 291.

A Supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and the supplements thereto.

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

1. In counties of the first class in this State, it shall be the duty of the superintendent of elections to investigate all registry lists prior to the holding of any election. Whenever, as a result of such investigation or during the course thereof, said superintendent shall have ascertained that persons registered have been found to be either dead or to have moved from the place of registry or have been found to be registered from some place other than the actual residence of the person whose name appears upon said registry, or are otherwise not entitled to vote at such election, from the place of registry of such person, or are not qualified to vote at such election, then it shall Investigation of registry lists. District boards notified of those not entitled to vote.

be the duty of said superintendent of elections to serve an order in writing, signed by him, upon the proper district board of registry and election, ordering said district board to refuse to allow said person or persons to vote at such election; *provided, however,* that no such order shall be signed by the said superintendent of elections unless notice to such person to be affected shall be given as hereinafter provided.

Proviso.

Registered persons notified.

2. Said superintendent of elections shall, before signing such order in writing to any district board of registry and election, give notice of his proposed action to such registered person, either personally, or by leaving the same at said registered place of residence with some person above the age of fourteen (14) years, if any such person can be found, and if not, a copy of said notice shall be affixed to the outer door of said registered place of residence, or to any other portion of said premises, if no building be found thereon, or by registered mail addressed to such person at his registered place of residence, at least two (2) entire days before the issuance of such order by the superintendent of elections to said district board of registry and election; or the said superintendent of elections may cause a list of the names of such persons, with the registry addresses of the persons affected, to be published at least two (2) entire days before the issuance of such order in two (2) or more daily, and one (1) weekly, newspapers published within the county, and said published notice, in addition to containing the names and addresses as aforesaid, shall give notice to the persons affected thereby of the proposed action of the said superintendent of elections to issue the order aforesaid to the district board of registry and election. No such order in writing shall be signed by the superintendent of elections subsequent to the Tuesday preceding such election.

How notification given registered person.

How district boards notified.

3. The said superintendent of elections shall cause said order in writing to be delivered to the district board of registry and election at the same time as the challenge lists are delivered to the district board of registry and election, as now provided by law, which order shall be receipted for by the judge of the district board of registry and election, who shall use said order in conjunction

with the registry list, so that no person whose name appears upon said order shall be allowed to vote. Said order or orders shall be signed and certified to by each member of the district board of registry and election to the effect that no person whose name appears in said order or orders has been allowed to vote. Said order or orders shall be returned to the superintendent of elections at the same time and together with the challenge lists, as now provided by law.

Order bars voting.

4. Any person or persons affected by the action of the superintendent of elections shall, during the week immediately preceding the election and on the election day, have the right to make application to any judge of the Court of Common Pleas of the county for the purpose of obtaining an order entitling such person or persons to vote in the district in which said person or persons actually reside. The judge of the Court of Common Pleas, if satisfied that the applicant is entitled under the law to vote at such election, may issue such order directing the district board of registry and election to permit such person to vote; *provided, however,* that before the issuance of such order, the said superintendent of elections shall be heard personally, or by his chief deputy or assistants, as to the reasons why said superintendent of elections has issued an order denying said person the right to vote. The judge of the Court of Common Pleas making such order granting permission to such person to vote shall cause a full record of the proceedings of such application to be stenographically taken, transcribed and filed in the office of the county clerk of the county, which said record shall be an open and public record. All cost and expense of such proceedings shall be paid by the county.

Voter may apply to court for order to vote.

Court may issue order permitting voting.

Proviso.

5. Any member of a district board of registry and election who, after the receipt of an order from the superintendent of elections denying any person the right to vote, unless the order of said superintendent of elections has been revoked by a judge of the Court of Common Pleas of said county, as hereinabove provided, allows said person to vote, shall be guilty of a misdemeanor, and shall, upon conviction, forfeit his right to such office, and shall be subject to imprisonment for a term not exceeding

Member of district board permitting voting guilty of misdemeanor.

Penalty.

three (3) years, or the payment of a fine of one thousand dollars ($1,000.00), or both.

Meeting expenses.

6. Any expense in connection with the service, mailing or advertising of said notices as hereinbefore provided shall be paid by the county treasurer, upon certification by the superintendent of elections.

Previous investigations valid.

7. Any investigation made by the superintendent of elections, his chief deputy or assistants, in any county of the first class, prior to the passage of this act shall be deemed to be an investigation made under the provisions of this act.

Repealer.

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

Passed October 9, 1928.

CHAPTER 292.

A Supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and the supplements thereto.

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

Police powers of superintendent.

1. The superintendent of elections in counties of the first class and his chief deputy and assistants shall have and possess all the powers of constables, policemen and other peace officers.

Authority to arrest without warrant.

2. The superintendent of elections in counties of the first class and his chief deputy and assistants are hereby authorized and empowered on view and without warrant, to arrest any person violating any provision of an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and of all acts supplemental thereto and amendatory thereof. The said superintendent of elections and

May summon assistance.

his chief deputy and assistants, as the case may be, shall have the right and power to call upon any constable, police officer or other peace officer to aid him in taking any person arrested on view and without warrant to the nearest police station in the municipality in which such arrest is made, and it shall be the duty of such constable, police officer or other peace officer to render such requested aid and assistance. Any constable, police officer or other peace officer failing to comply with such request shall be guilty of a misdemeanor.

Detention of person arrested.

3. Upon delivering the person so arrested to the officer in charge of the police station to which he is removed, it shall be the duty of the officer in charge of such police station to hold and detain the person so arrested, until ordered released by the magistrate taking the complaint hereinafter provided for or by other process of law.

Formal complaint.

4. Upon delivering the person so arrested to the officer in charge of said police station, the said superintendent of elections or his chief deputy and assistants, as the case may be, making the arrest, shall forthwith and as soon as may be, make and sign before a magistrate of the municipality in which such arrest was made a complaint in writing, duly verified, setting forth the offense or particular act for which said person was arrested. Upon said complaint being made, the magistrate before whom such complaint is made shall forthwith and as soon as may be cause the person so arrested to be brought before him, and proceed on said complaint, as in the case of other persons arrested on a complaint charging a criminal offense.

Hearing by magistrate.

Removal of persons from polling place.

5. The said superintendent of elections, his chief deputy and assistants, are hereby authorized and empowered to remove from any polling place or place where any election is being held any person found violating any provision of the act entitled "An act to regulate elections" (Revision, 1920), passed May fifth, one thousand nine hundred and twenty, and of all acts supplemental thereto or amendatory thereof, or in any way unlawfully interfering with the lawful conduct of any election.

Act refers to all elections.

6. The term "any election" as used in this act shall include all primary, general, municipal and special elections as defined in the act entitled "An act to regulate

elections" (Revision, 1920), passed May fifth, one thousand nine hundred and twenty.

7. This act shall take effect immediately.

Passed October 9, 1928.

CHAPTER 293.

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:*

Removal of election officers and filling vacancies.

1. Any member of a district board of registry and election in any election district may be summarily removed from office, with or without cause, and vacancies filled, at any time by the members of the county board of elections of such county in which such election district is located in the manner hereinafter provided. Such removal shall be made by the members of the county board of elections of the same political party of the person so removed, and upon such removal as aforesaid the members of the said county board of elections so acting shall make a certificate of removal and file same with the said county board. The said members of the county board of elections removing such election officer shall forthwith proceed to fill the vacancy caused by such removal, and shall issue to the person so selected to fill such vacancy a certificate which certificate shall entitle said person to perform all the duties of a member of the district board of registry and election for such election district.

Who may remove officer.

Certificate given person filling vacancy.

In case of vacancy in district board

2. If there shall be a vacancy in the membership of any district board of registry and election the remaining members shall function until the vacancy be filled.

Sitting of county board on general election day.

3. It shall be the duty of the county boards of election in each of the counties in this State to sit on the day of the general election at the office of the said county boards of election between the hours of six A. M. and midnight.

Powers herein given deemed additional.

4. The powers in this act enumerated shall be in addition to any power conferred by any law of this State upon judges of the Courts of Common Pleas, county boards of registry and election, and county superintendents of election concerning the enforcement of the provisions of an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, the amendments thereof and supplements thereto.

5. This act shall take effect immediately.

Passed October 9, 1928.

CHAPTER 294.

A Supplement to an act entitled "An act to create the South Jersey Port District and to provide for the appointment of the South Jersey Port Commission, and to define its powers, duties and jurisdiction and making an appropriation for its expenses," passed April first, one thousand nine hundred and twenty-six, constituting Chapter 336 of the Laws of 1926.

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

Bonds exempt from taxation.

1. All bonds and other evidences of indebtedness of South Jersey Port District heretofore or hereafter issued by South Jersey Port Commission under the act to which this act is a supplement, or under any other act, shall be exempt from taxation.

2. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 295.

A Supplement to an act entitled "An act to create the South Jersey Port District and to provide for the appointment of the South Jersey Port Commission, and to define its powers, duties and jurisdiction and making appropriation for its expenses," passed April first, one thousand nine hundred and twenty-six, constituting Chapter 336 of the Laws of 1926.

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

Bonds legal as investments.

1. All bonds and other evidences of indebtedness of South Jersey Port District issued by South Jersey Port Commission under the act to which this act is a supplement, or under any other act, are hereby made securities in which all State, county and municipal officers and bodies, all banks, bankers, trust companies, saving banks, saving and loan associations, investment companies and other persons carrying on a banking business, all insurance companies, insurance associations and other persons carrying on an insurance business, and all administators, executors, guardians, trustees and other fiduciaries may properly and legally invest any funds belonging to them, including capital, or within their control; and said obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officer or agency for any purpose for which bonds or other obligations of this State may be deposited.

2. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 296.

An Act to validate and confirm elections in school districts held for the purpose of authorizing the issuance of bonds.

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

1. All elections heretofore held in school districts for the purpose of authorizing the issuance of bonds, and any bonds issued or to be issued in pursuance of the authority given by the legal voters at such elections are hereby validated and confirmed, notwithstanding that in the published and posted notices of such elections daylight saving time was designated; *provided,* the proposition to issue bonds was carried; *and provided, further,* that the polls were kept open for voting during the hours as stated in the published and posted notices. **Bond election validated.** **Proviso.** **Proviso.**

2. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 297.

An Act to repeal an act entitled "A supplement to an act entitled 'An act concerning counties,' approved March fourth, nineteen hundred eighteen," which supplement was approved October eighth, nineteen hundred twenty-eight.

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

1. An act entitled "A supplement to an act entitled 'An act concerning counties,' approved March fourth, nineteen hundred eighteen," which supplement was approved October eighth, nineteen hundred twenty-eight, be and the same is hereby repealed. **Act repealed.**

2. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 298.

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

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

Acquiring land for roads.

1. The board of chosen freeholders of any county of the first class in this State shall have power to acquire lands or real estate or any interest therein for road or highway purposes, in the manner hereinafter set forth, in addition to the method contained in the act to which this is a supplement.

Freeholders to appoint commission. Official name.

2. Such board of chosen freeholders shall have power to appoint three discreet and impartial freeholders, residents of such county, to examine and make awards for lands or real estate to be taken. Such commission shall be known as the " County Highway Right-of-Way Commission." The members of the said

Term.

commission shall each serve for a term of one year or until their successors are appointed and have qualified,

Compensation.

and shall receive such compensation, either upon per diem, annual or other basis, as such board of chosen

Removal of commissioners.

freeholders shall provide. The board of chosen freeholders may remove any commissioner for inefficiency, neglect of duty or misconduct in office, having first given to such commissioner a copy of the charges against him

Hearing.

and an opportunity of being publicly heard in person or by counsel, upon not less than ten days' notice in writing, and a statement of the findings of the board of chosen freeholders and the reasons for its action shall be

Oath.

filed with the clerk of said board. The members of such commission shall take and subscribe an oath or affirmation faithfully and impartially to discharge the duties by virtue of their appointment, which oath or affirmation shall be filed in the office of the clerk of such county.

Assistants.

Such board of chosen freeholders shall have power to provide legal, engineering, clerical or other assistance which may be deemed necessary in the judgment of such board of chosen freeholders and the cost of such assist-

ance and other necessary expenses, including the compensation of such commissioners, shall be paid by such county in the same manner as other compensation and expenses are paid. Meeting payments.

3. When any improvement resolution shall require the taking of lands or real estate or any rights or interests therein, for any of the purposes herein provided, the resolution for that purpose, when introduced, shall state the location and character of the improvement proposed to be made, the lands or real estate to be taken therefor, sufficiently described so as to be readily identified and such resolution shall be accompanied by a map prepared under the direction of such board of chosen freeholders, showing in detail the location and dimensions of such land or real estate proposed to be taken. Resolution as to taking land. Map.

4. Upon the conclusion of the hearing as provided in the act to which this is a supplement and the adoption of such resolution, said map, together with a copy of the resolution duly attested by the clerk of the board of chosen freeholders, shall, without delay, be filed with the highway right-of-way commission of such county. Resolution and map filed with commission.

5. Upon the filing of such resolution and map with the said commission, said commission shall be charged with the duty of viewing the land or real estate to be acquired under such resolution, to fix a time and place for the hearing when and where the owner or owners and all persons interested may be heard. Notice of the time and place shall be given by at least one publication in a newspaper circulating in the municipality or municipalities in which such land or real estate is situated not less than ten days before such hearing. Notice of the time and place of such hearing shall also be mailed to the owner or owners of the lands or real estate to be taken, directed to his or their last known post-office address. Such notice shall be mailed and published by such clerk or officer as the said commission may designate. Such notice shall be mailed at least one week before the day set for such hearing. Failure to mail any notice shall not invalidate any proceedings hereunder. Hearing and view on property. Notice given.

6. Said commission shall attend at the time and place appointed. A majority of such commission shall constitute a quorum for the transaction of business and shall Award.

have power to make any award, but one member shall have power to adjourn any meeting. The said commission may adjourn from time to time; it shall give all parties interested or affected by the taking of any land or real estate ample opportunity to be heard on the subject of the award; said commission shall have power to examine witnesses under oath or affirmation, administered by any member of such commission. The commission shall thereupon make a just and equitable award of the damages sustained by reason of the taking of such land or real estate as the case may be, having due regard to the rights and interests of all persons concerned, considering in such award the condition of each parcel at the time of the mailing of notices as provided in section five hereof, and the condition in which each parcel will be left after the taking of such lands or real estate. Where an award is made under this act said commission shall make its report in writing to the board of chosen freeholders, which shall contain a description of every separate tract of land or real estate taken and it shall file a copy in the office of the register of deeds of the county within ten days after signing the same, there to be recorded in the record of deeds of the county, together with the appointments of said commission and proofs of the notices aforesaid, and a copy of the map accompanying the resolution of the board of chosen freeholders shall also be filed in the office where the records of deeds are kept.

Adjournments.

Witnesses.

Damages.

Report.

Copy filed with register of deeds.

In cases of uncertainty.

7. In case of uncertainty as to who is entitled to the amount awarded or where the board of chosen freeholders is unable to tender said award by reason of the incapacity or absence of any such persons entitled thereto or where any person or persons refuse to receive such award, the same may be paid into the Court of Chancery and shall be distributed to the person or persons entitled thereto according to law. The payment of such sum into the Court of Chancery shall operate to stop the running of interest upon any award thereafter made to the amount of such deposit. The owner or owners or the board of chosen freeholders of such county, feeling aggrieved by an award for any lands or real estate taken for any such improvement, may appeal to the

Award paid into Chancery.

Interest ceases.

Aggrievances settled by trial by jury.

Circuit Court of the county at any time within sixty days after the filing of the report in the office of the register of deeds, and the said court shall thereupon order a trial by a struck jury to award such damages anew. Such trial shall be conducted as any other case of trial by jury in condemnation appeal actions, upon an issue to be framed under the direction of, or by the court; *provided,* that the completion of said improvement shall not be delayed thereby and that the county may proceed with such improvement as though such appeal had not been taken.

How trial conducted.

Proviso.

8. Upon the acceptance of any such award, or the payment of the same into the Court of Chancery, title to such land or real estate or right or interest therein shall vest in the county, and the board of chosen freeholders may thereupon enter upon and take possession of such lands or real estate or right or interest therein and remove all persons therefrom.

Title vested in county.

9. The report of said commissioners or a copy thereof certified by the register of deeds of such county, and proof of tender of the amount awarded, or payment of the same to the owner or the Court of Chancery, as the case may be, shall at all times be construed as evidence of the right of said board of chosen freeholders to have, hold, use, occupy, possess and enjoy the said lands or real estate or interest therein for such road or highway purposes.

Right of entry.

10. This act shall not be construed as in substitution or in lieu of the authority and manner and method of procedure set forth in sections eleven hundred and five to eleven hundred and fifteen inclusive of Article XI of chapter one hundred eighty-five of the Laws of nineteen hundred and eighteen and amendments and supplements thereto, but shall be construed as vesting in boards of chosen freeholders in counties of the first class additional and alternative authority for acquiring lands or real estate or interests therein for road or highway purposes, and shall also be construed to apply to the acquisition of lands or real estate or interests therein for improvement of State highways under reimbursement agreement with the State Highway Commission. Nothing in this act contained shall apply to any land

Powers herein conferred deemed additional.

Exceptions.

or other property acquired for or devoted to any public use by any board, commission or agency of the State of New Jersey, municipality or county of this State, or by any county park commission, or by any public utility as the same is defined by "An act concerning public utilities; to create a board of public commissioners, and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven, or any act amendatory thereof or supplemental thereto.

11. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 299.

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" (Revision of 1928), approved April fourteenth, one thousand nine hundred and twenty-eight.

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

Art. XV amended.

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

Power of enforcement vested in sundry officers.

1. The enforcement of all the provisions of this act shall be vested in the police officers, peace officers of, or inspectors, duly appointed for that purpose by any town,

township, city, borough or other municipality, or by any county or by the State, and in the Commissioner of Motor Vehicles and the inspectors appointed under his authority.

Penalty.

2. For any violation of any section or subsection of any article of this act, for which no specific penalty is provided, the offender upon conviction shall be liable to a penalty of not more than fifty dollars or imprisonment for a term not exceeding five days or both.

Revocation of license.

3. It shall be lawful for the Commissioner of Motor Vehicles or for a magistrate before whom any hearing under this act shall be had, to revoke the license of any person to drive a motor vehicle when such person shall have been guilty of such willful violation of the provision of this act as shall in the discretion of the said Commissioner of Motor Vehicles or magistrate justify such revocation, but an appeal of the matter to the Court of Common Pleas shall act as a stay upon the said revocation, and the Court of Common Pleas upon the appeal of the said matter shall have the power to void the said revocation; and the Commissioner of Motor Vehicles shall at all times have the power to validate a license that has been revoked, or to grant a new license to any person whose license to drive motor vehicles shall have been revoked.

Appeal may be had.

Restoration of license.

2. This act shall take effect immediately.

Approved October 11, 1928.

CHAPTER 300.

AN ACT to validate proceedings heretofore had by school districts authorizing the issuance of bonds.

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

Validating bond issue by school districts.

1. All proceedings heretofore had by school districts authorizing the issuance of bonds are validated, ratified, approved and confirmed, notwithstanding the installments in which the bonds are to mature exceed those permitted by statute, and notwithstanding the proceed-

ings are in part illegal, in that the school purpose or purposes for which the bonds were to be issued are interwoven with an illegal proposition to issue bonds in installments greater than allowed by law.

Board of education may issue bonds.

2. The board of education is hereby authorized in all cases coming within the provisions of section one of this act to issue bonds for the period and in installments allowed by law for the several purposes specified in the printed and published notices of the election and in the ballot; *provided,* the school purpose or purposes were adopted by a majority of the legal voters voting at any election.

Proviso.

3. This act shall take effect immediately.

Approved November 20, 1928.

CHAPTER 301.

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-nine, and regulating the disbursement thereof," approved April third, one thousand nine hundred and twenty-eight.

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

Additional Appropriations.

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.

D. 1. BOARD OF COMMERCE AND NAVIGATION.

Jetties, etc.

For the construction, repair and 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:

Location.	
Monmouth county:	
Long Branch city,	$15,000.00
Bradley Beach borough,	15,000.00
Monmouth Beach borough:	
Payment as requested by the above mentioned acts to be made either by the county of Monmouth or Monmouth Beach borough,	30,000.00
Ocean county:	
Beach Haven borough,	25,000.00
Atlantic county:	
City of Margate,	10,000.00
City of Atlantic City,	15,000.00
	$110,000.00

2. This act shall take effect immediately.

Approved November 20, 1928.

CHAPTER 302.

AN ACT making a further appropriation for expenses pursuant to Joint Resolution No. thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine hundred and twenty-eight.

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

Additional Appropriation for investigation.

1. The sum of fifty thousand dollars or so much thereof as may be necessary be and is hereby appropriated out of the State and special funds, in addition to the funds already appropriated, for expenses pursuant to and under Joint Resolution No. thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine hundred and twenty-eight.

2. This act shall take effect immediately.

Approved November 27, 1928.

CHAPTER 303.

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-nine, and regulating the disbursement thereof," approved April third, one thousand nine hundred and twenty-eight.

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

Additional appropriations.

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:

D-1. Board of Commerce and Navigation.

Jetties, etc.

For the construction, repair and 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:

Location.

CAPE MAY COUNTY:

Ocean City	$27,000.00	
Borough of Avalon	5,000.00	
Borough of Cape May Point	5,000.00	
		$37,000.00

2. This act shall take effect immediately.

Approved November 28, 1928.

CHAPTER 304.

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-nine, and regulating the disbursement thereof" (Chap. 257, P. L. 1928).

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

Appropriation for investigation of gas and electric rates.

1. The following or so much thereof as may be necessary be and the same is hereby appropriated out of the State Fund, in addition to sums appropriated by the act to which this is a supplement:

To the Board of Public Utility Commissioners for the purpose of investigating proposed changes in rates by the Public Service Electric and Gas Company the sum of twenty-five thousand dollars ($25,000.00).

2. This act shall take effect immediately.

Approved December 29, 1928.

JOINT RESOLUTIONS

Nos. 17 and 18

Joint Resolutions

JOINT RESOLUTION No. 17.

Joint Resolution providing for the filling of vacancies in the membership of the committee appointed under resolution entitled "Joint resolution authorizing the appointment of a committee consisting of the President of the Senate and three other members of the Senate to be named by the President of the Senate, and the Speaker of the House of Assembly and three other members of the House of Assembly to be named by the Speaker thereof, who shall constitute a joint committee to make a survey of all questions of public interest, to investigate violations of law and the conduct of any State official, State department, commission, board or body, and to ascertain what departments or activities of the State government may be curtailed or eliminated, and further to make a general survey of the finances of the State, and making an appropriation therefor," approved April third, one thousand nine hundred and twenty-eight.

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

Provision for filling vacancy on investigation committee.

1. If and when any vacancy, whether by death, resignation or otherwise, shall exist in the membership of the committee appointed under "Joint resolution authorizing the appointment of a committee consisting of the President of the Senate and three other members of the Senate to be named by the President of the Senate, and the Speaker of the House of Assembly and three other members of the House of Assembly to be named by the Speaker thereof, who shall constitute a joint committee

to make a survey of all questions of public interest, to investigate violations of law and the conduct of any State official, State department, commission, board or body, and to ascertain what departments or activities of the State government may be curtailed or eliminated, and further to make a general survey of the finances of the State, and making an appropriation therefor," approved April third, one thousand nine hundred and twenty-eight, the President of the Senate shall, by appointment from the members of the Senate, fill such vacancy when the vacancy is in the Senate membership of the committee, and the Speaker of the House of Assembly shall, by appointment from the members of the House of Assembly, fill such vacancy when the vacancy is in the House of Assembly membership of the committee.

2. This joint resolution shall take effect immediately.

Approved November 27, 1928.

JOINT RESOLUTION No. 18.

A Joint Resolution relating to the Frank Hague Contempt Proceedings.

Preamble. WHEREAS, The Senate and House of Assembly did by concurrent resolution on the ninteenth day of November, one thousand nine hundred and twenty-eight, direct that a warrant issue to cause Frank Hague to be present before the joint session and show cause why he should not be adjudged in contempt for his refusal to appear in response to subpœna before a legislative committee; and

Preamble. WHEREAS, Warrant did accordingly issue and was duly served and the said Frank Hague did forthwith, that is to say, on or about the twenty-sixth day of November, one thousand nine hundred and twenty-eight, sue out a writ of habeas corpus thereon from the Court of Chancery, Vice Chancellor Fallon sitting; and

WHEREAS, Notwithstanding the importance of the case and the urge for speed judicially expressed by the Chancellor, there has as yet been no decision rendered; and Preamble.

WHEREAS, Important legislative powers have been questioned and should be finally determined; now, therefore Preamble.

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

1. That Russell E. Watson, attorney and counsellor-at-law, be and he hereby is authorized and directed to make appeal from such decision in the Frank Hague contempt proceedings if, when rendered, it shall be adverse to the validity of the aforesaid warant, or the service thereof or the proceedings from which the same arose, or shall be adverse to the validity of the aforesaid subpœna or the service thereof, or the proceedings from which the same arose; and the President of the Senate and the Speaker of the House of Assembly are hereby authorized and directed to execute any and all papers necessary or incident to such appeal; and that the said attorney and counsellor-at-law be and hereby is empowered to retain such professional assistance therein as he may deem wise. Appeal authorized. Execution of papers. Legal assistance.

2. This joint resolution shall take effect immediately.

Approved December 29, 1928.

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LAWS

1929

ACTS

OF THE

One Hundred and Fifty-third Legislature

OF THE

STATE OF NEW JERSEY

AND

Eighty-fifth Under the New Constitution



1929

MacCrellish & Quigley Co
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New Jersey State Library

The following laws, passed by the One Hundred and Fifty-third 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.

JOSEPH F. S. FITZPATRICK,
Secretary of State.

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One Hundred and Fifty-third Legislature

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LAWS

ACTS

PASSED BY THE

One Hundred and Fifty-third Legislature

CHAPTER 1.

AN ACT concerning contempts arising out of acts or omissions with respect to committees constituted by joint resolutions of the Legislature.

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

Failure to observe subpoena or authority of legislative committee.

1. Whenever in any investigation or inquiry by any committee now or hereafter constituted by joint resolution of the Legislature to enter upon or to make such investigation or inquiry, any witness summoned or subpœnaed to appear before such committee to testify or to produce any books, documents, papers or records, shall wilfully neglect or refuse to appear in obedience to the summons or subpœna, or shall wilfully neglect or refuse to produce any books, documents, papers or records commanded to be produced by the summons or subpœna, or shall refuse to be sworn or affirmed, or shall refuse to answer any question put to him which the committee shall decide to be proper and pertinent to such investigation or inquiry, or shall in any other way contemn the authority or privileges of the Legislature, and the facts alleged to constitute any such contempt shall have been reported by any such committee to the Legislature, the alleged contemner shall be tried, and the alleged contempt determined, as hereinafter provided.

Contemner subject to trial.

Joint session of legislature may direct warrant issued.

2. The Senate and General Assembly may by concurrent resolution direct that the Senate and General Assembly meet in joint session at a time and place therein fixed for the purpose of hearing the evidence and arguments regarding the alleged contempt and may order that a warrant directed to any sergeant-at-arms of either the Senate or the General Assembly or the joint session or to any sheriff, police officer, member of the State Police, constable or other peace officer, issue in such manner as shall be prescribed in and by the concurrent resolution for the arrest of the alleged contemner and the production of him at the bar of such joint session there to be heard.

By whom served.

Hearing.

3. At the time and place so as aforesaid fixed, or at any adjournment thereof, the joint session shall sit and summarily hear the evidence and the arguments relating to the alleged contempt. The joint session shall adjourn from time to time until the matter shall have been disposed of and the alleged contemner shall appear and attend at each and every such adjourned session.

Successive adjournments.

Rights of contemner.

4. Any such alleged contemner shall have the right to be heard before the joint session, to be represented by counsel, to call witnesses in his behalf, and to examine and cross-examine witnesses.

Determination by each branch of legislature.

5. After the joint session shall have heard the evidence and such arguments as may be made, the Senate and the General Assembly shall separately convene and shall separately consider and determine the alleged contempt; and the determination shall be by a concurrent resolution which may originate either in the Senate or in the General Assembly.

Penalty.

6. Any person found to be guilty of a contempt of the Legislature by a concurrent resolution of the two houses thereof, as hereinbefore provided, may be sentenced to imprisonment in the State Prison or in the common jail of any county for any period not exceeding six months as shall be directed in and by the concurrent resolution determining the contempt, for the execution of which, the said concurrent resolution may order that a commitment shall issue directed to any sheriff, police officer, member of the State Police, constable or other peace officer, and to the keeper of the State Prison or the keeper of the common jail of

Commitment.

any county, which commitment shall be signed by the President of the Senate and the Speaker of the House of Assembly in office at the date of the issue thereof.

Continuance of commitment.

7. Any commitment issued in accordance with section six above shall remain valid and effective until the imprisonment therein set forth shall have been served, notwithstanding the Legislature which directed the issue of the commitment may meanwhile have adjourned or ended.

Contemner may be let to bail.

8. The Chancellor or any Justice of the Supreme Court, or any Vice Chancellor may let to bail any person apprehended for hearing on a charge of contempt under a warrant issued by direction of a concurrent resolution as provided in paragraph two hereof, in such amount and with such surety or sureties as in the judgment of the judge shall be reasonable, to appear before the joint session of the Legislature, at the time and place fixed by the warrant as well as at any and all adjournments thereof, and to stand to and abide such determination and sentence as may thereafter be found or imposed against the person so apprehended. Such recognizances shall run in favor of the State of New Jersey and shall be filed by the judge in the office of the Secretary of State.

Amount of bail.

Construction of this act.

9. This act shall not be construed to repeal the provisions of an act entitled "An act concerning fees," approved March nineteenth, one thousand eight hundred and seventy-four, or an act entitled "An act to define the powers of legislative committees of investigation," approved March eleventh, one thousand eight hundred and seventy-five, or an act entitled "An act respecting the examination of witnesses before legislative committees and providing for the punishment of witnesses refusing or neglecting to appear or give evidence before such committees," approved March fifth, one thousand eight hundred and ninety-five, or any amendment or supplement to any of the said acts, which said acts shall be deemed and shall be construed as auxiliary to and in aid of the contempt powers of the Legislature and the two houses thereof.

As to constitutionality of act.

10. 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 other section or provision of this act, except only insofar as the section or provision so declared unconstitutional or invalid shall be inseparable from the remainder or any portion thereof.

11. This act shall take effect immediately.

Approved January 16, 1929.

MORGAN F. LARSON,
Governor.

CHAPTER 2.

An Act concerning the term of office of certain officers or employees of boroughs in this State.

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

Removal of water clerk in boroughs.

1. Any person now holding the position or office of borough clerk in any borough of this State who has held said position or office continuously for a period of five years consecutively and who shall also hold the position or office of municipal water clerk or clerk to the municipal water system of said borough and shall have held the said position of municipal water clerk or clerk to the municipal water system for the same period of time and who shall have been named to succeed himself as such water clerk by the mayor of said borough, but whose appointment shall have failed of confirmation by the council of said borough, shall not be removed from such position or office as water clerk or clerk to the municipal water system, except for good cause shown after a fair and impartial trial, despite the fact that the appointment of said water clerk shall have failed of confirmation.

Tenure of water clerk.

2. Such water clerk or clerk to the municipal water system shall hold said office or position during good behavior and shall not be removed for political reasons, notwithstanding the fact that his appointment may have

been for a fixed term or that he may be holding over now after the completion of the fixed term, and his salary shall not be decreased; *provided,* that such incumbent shall not be engaged in any other gainful occupation and shall be regularly employed in the performance of the duties of the combined offices or positions of borough clerk and water clerk, between the hours of nine A. M. and four P. M., Saturdays, Sundays and holidays excluded; *and provided, further,* that this act shall not apply to any borough clerk who is now receiving a salary as such borough clerk in excess of the sum of one thousand dollars. Proviso. Proviso.

3. This act shall take effect immediately.

Approved January 28, 1929.

CHAPTER 3.

An Act providing for and authorizing the pensioning of former associate justices of the Supreme Court of this State, and fixing their compensation.

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

1. Any associate justice of the Supreme Court of the age of sixty-eight years, who has served more than twenty years as an associate justice, and who has not been reappointed, shall be entitled to have and receive an annual compensation, during the period of his natural life, equal to half of the yearly salary paid him during the last year of his said service. Pension for associate justice of Supreme Court. Amount.

2. The State Treasurer, on warrant of the Comptroller of the Treasury, shall pay such annual compensation in semi-monthly installments from the date of the termination of the service of such associate justice of the Supreme Court. Payments.

3. This act shall take effect immediately.

Approved February 5, 1929.

CHAPTER 4.

An Act to authorize the representation of the State of New Jersey in the inaugural ceremonies of the Honorable Herbert Hoover as President of the United States on March fourth, one thousand nine hundred and twenty-nine, and making an appropriation for the expenses thereof.

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

Representation of State in Presidential inaugural ceremonies.

1. The Governor of this State is hereby authorized and requested to cause to be issued the necessary orders for the participation of the Governor of this State, his staff, and one troop of cavalry, seven members of the Senate appointed by the President thereof and seven members of the Assembly to be appointed by the Speaker thereof, representing the State of New Jersey, in the inaugural ceremonies at Washington, incident to the inauguration of Honorable Herbert Hoover as President of the United States on March fourth, one thousand nine hundred and twenty-nine.

Appropriation.

2. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of six thousand dollars ($6,000), or so much thereof as may be necessary.

3. This act shall take effect immediately.

Approved February 12, 1929.

CHAPTER 5.

An Act concerning the creation and maintenance in perpetuity or for a lesser time of a trust fund or funds for the protection or benefit of some or all of the employees of any corporation of this State or of any corporation a subsidiary thereof or affiliated therewith.

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

Creation and maintenance of trust funds by corporations for employees.

1. Any corporation formed under any law of this State, which has heretofore adopted or may hereafter adopt a plan for the payment to or for the benefit of the employees of such corporation or of any corporation a subsidiary thereof or affiliated therewith, of pensions during old age, disability or unemployment, or other similar aids for the relief or general welfare of any or all of such employees, in carrying out or effectuating any such plan, may create and maintain, or cause to be created and maintained, one or more separate trust funds of the moneys, securities or other property now or hereafter contributed or held by any such corporation or by any corporation a subsidiary thereof or affiliated therewith for the purposes of any such plan. Any such trust fund may be held by any such corporation adopting any such plan or be transferred to and administered by any trustee or trustees appointed by such corporation for that purpose.

Administration.

Continuation of trust.

2. In every such case the period for which such trust may be created and maintained may be as long as may be necessary, desirable or convenient for the full and complete administration of any such plan as the same may have been originally adopted or thereafter changed or modified, and no such trust or trust fund shall in anywise be subject to or held to be in violation of any principle of law against perpetuities or restraints on alienation or perpetual accumulations or trusts.

Validity.

3. This act shall take effect immediately.

Approved February 26, 1929.

CHAPTER 6.

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, nineteen hundred and two.

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

Section 3 amended.

1. Section three of the act referred to in the title of this act is hereby amended to read as follows:

Certificate of intention.

3, Certificate of Incorporation—

Such persons shall sign a certificate stating their intention to form a corporation under this act, and setting forth:

Corporate name.

First: The name of said company, which shall contain the words "insurance company" except that any company which may be formed for any or all of the purposes specified in subdivisions fourth to fourteenth, both inclusive, of section one of this act may adopt a name containing the words "insurance company," or "indemnity company," or "casualty company," or "surety company," or "guaranty company," *"provided,* the name shall not to closely resemble the name of any existing corporation as to be likely to mislead the public, and shall be approved by the Commissioner of Banking and Insurance.

Proviso.

Principal office.

Second: The place where the principal office of the said company is to be located and its general business conducted, which shall be within this State;

Kinds of insurance to be transacted.

Third: The kind or kinds of insurance proposed to be transacted by said company, stating the subdivisions of section one of this act authorizing the same;

Stock or mutual.

Fourth: If formed under the first, third or fourth subdivisions of section one, whether the company is to be a stock company or a mutual company;

Capital.

Fifth: If a stock company, the amount of its capital stock, which shall not be less than one hundred thousand

dollars ($100,000), the number of shares into which it is divided, and the par value of each share;

Sixth: The period, if any, limited for the duration of the company; Existence.

The certificate of incorporation may contain such other particulars as may be necessary to explain and make manifest or limit the objects and purposes of the corporation, and such other provisions not inconsistent with this act, or the constitution or laws of this State, which the corporators may choose to insert for the conduct of the affairs of the company, the regulation of its business, or for defining, regulating and limiting the powers of the directors or stockholders. Objects. Regulations.

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 February 26, 1929.

CHAPTER 7.

A Further Supplement to an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

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

1. In any county of this State bordering on the Atlantic Ocean now having a population of not less than fifty thousand nor more than one hundred thousand inhabitants as ascertained by the last preceding Federal census, the Governor is authorized and empowered to appoint, by and with the advice and consent of the Senate, an additional judge of the Court of Common Pleas, who shall serve for the same term and receive the same salary as is now provided by law for the judge of said court in the county in and for which he is so appointed. Additional judge in Atlantic County.

Powers and authority.

2. Whenever there shall be two judges of the Court of Common Pleas in any county, said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time shall constitute and may hold the Court of Common Pleas, the Orphans' Court, the Quarter Sessions, and the Court of Special Sessions; and said judges, when sitting together, or either of them when sitting alone, or each of them sitting separately at the same time, shall have and possess the same powers, authority and jurisdiction as are now vested in the existing judges of said courts; each of said judges shall have the same power to hold the Court of Oyer and Terminer and Circuit Court as is now conferred by statute on the existing judges of the Court of Common Pleas; whenever the said judges shall sit together, the senior judge in service shall be the president judge of said court; and any power or authority now conferred by statute on the judge or judges of the Court of Common Pleas in any proceeding or matter may be exercised by either of said judges.

Application of existing statutes.

3. All existing statutes relating to the Court of Common Pleas, the Orphans' Court, Court of Quarter Sessions and Court of Special Session, shall apply to each of said courts when so held at the same time by said judges sitting separately, and the duties of the clerk, the sheriff, constables and other officers shall be the same in each of said courts so held at the same time as now provided by law in the existing courts when held by the existing judge or judges of the Court of Common Pleas.

4. This act shall take effect immediately.

Approved March 12, 1929.

CHAPTER 8.

A Supplement to an act entitled "An act creating a Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith," passed March twenty-ninth, nineteen hundred and twenty-one.

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

Serving summons, subpœnas, etc., by State Police.

1. In addition to the duties prescribed by the act to which this is a supplement, it shall be the duty of members of the State Police, as and when thereunto requested by the issuing body or the representatives of the issuing body, to serve and execute, or to assist in the serving and executing, any summons, subpoenas, warrants, commitment, attachment, orders of arrest, or other process of any kind or nature whatsoever that may be issued by or by order of the Senate, the General Assembly, or by the Senate and General Assembly, concurrently or jointly, or by the Senate and General Assembly in joint session, or by any committee of the Senate, any committee of the General Assembly, or any joint committee of the Senate and General Assembly.

2. This act shall take effect immediately.

Approved March 18, 1929.

CHAPTER 9.

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 76 further amended.

1. Section seventy-six of the act to which this act is an amendment and as amended by Chapter one hundred and eighty-six, Public Laws of one thousand nine hundred and nineteen, Chapter two hundred and thirty-four, Public Laws of one thousand nine hundred and twenty-one, and by Chapter ninety, Public Laws of one thousand nine hundred and twenty-four, is hereby amended so as to read as follows:

Method of raising money for lands or buildings.

76. (1) Whenever a city board of education shall decide that it is necessary to raise money for the purchase or improvement of lands for school purposes, or for the erecting, enlarging, repairing or furnishing a schoolhouse or schoolhouses or other buildings or structures for school purposes, it shall prepare and deliver to each member of the board of school estimate of such school district a statement of the amount of money estimated to be necessary for such purpose or purposes; said board of school estimate shall fix and determine the amount necessary for such purpose or purposes, and shall make two certificates of such amount, one of which certificates 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 tax in such city, hereafter designated the governing body; said governing body may appropriate such sum or sums for such purpose or purposes in the same manner as moneys appropriated for other purposes in such city are raised, assessed, levied and collected; or said governing body may appropriate and

Appropriation.

borrow such sum or sums for the purpose or purposes aforesaid, and may secure the repayment of the sum or sums so borrowed, together with interest thereon at a rate not to exceed six per centum per annum, by the issue of bonds in the corporate name of such city; Bond issue bonds so issued shall be designated "School Bonds," may be registered or coupon, or both, of such denominations as the governing body may determine.

(2) Bonds issued hereunder shall be made payable Payable in installments. in annual installments, commencing not more than two years from their date of issue; no installment shall be more than fifty per centum in excess of the amount of the smallest prior installment.

(3) All bonds issued hereunder shall mature within Maturity of bonds: a period not to exceed the following number of years for the following classes of purposes:

A. For the acquisition or construction of schoolhouses Schoolhouse and equipment; or other buildings or structures whether including or not including the original furnishings, or equipment, or machinery, or apparatus, required for the proper equipment of such buildings, if such buildings be:

(a) Of frame construction—that is, a building or Frame building; structure of which the exterior walls, or a portion thereof, shall be constructed of wood, or a building sheathed with boards and partially or entirely covered with four inches or less of masonry or with metal sheets—twenty years.

(b) Of nonfireproof construction—that is, a building Nonfireproof construction; or structure the outer walls of which are constructed in accord with the specifications contained in clause (c) of this subdivision for a fireproof building, but which fail to conform with any of the other specifications for a fireproof building, as defined in clause (c)—thirty years.

(c) Of fireproof construction—that is, a building or Fireproof construction structure the walls of which are constructed of brick, stone, iron or hard incombustible materials, and in which there are no wood beams or lintels, and in which the floor, stair halls and public halls are built entirely of brick, stone, iron or other hard incombustible materials, and in which no wood work or other inflammable material is used in any of the partitions, floorings or ceilings;

but this definition shall include a building in which there is used, elsewhere than in the stair halls and entrance halls, wooden floorings and sleepers on top of the fireproof floor, wooden handrails and treads if made of hardwood not less than two inches thick, or having wooden doors or window sash, or wooden jambs, frames, casings or trim in other than stairs or entrance halls—forty years.

Acquiring land.

B. For acquiring land for school purposes and for grading, drainage or otherwise improving or embellishing the land thus acquired—forty years.

Additions:

C. For construction of an addition or additions to schoolhouses or other buildings or structures, and for the reconstruction of schoolhouses or other buildings or structures if the schoolhouse or other building or structure to which an addition or reconstruction is made is a building:

Bond periods.

(a) Of the character described in subdivision A, clause (a)—fifteen years;

(b) Of the character described in subdivision A, clause (b)—twenty years;

(c) Of the character described in subdivision A, clause (c)—thirty years;

Apparatus and furnishings.

D. For furnishing, refurnishing, equipment or apparatus or renewal of any or all of these things, when not in connection with the original furnishing, equipment or apparatus—ten years.

As to reissuance of bonds.

(4) No bonds issued under this section after July first, one thousand nine hundred and seventeen, shall be renewed or refunded, but any bonds issued prior to such date, where the fund or funds on hand for the payment of same at their maturity, or at the time such bonds may be called for payment, will be insufficient to pay same; then such portion only of such bonds as cannot be paid with the fund or funds on hand may be refunded by the issuance of refunding bonds. Such refunding bonds shall run for a period not to exceed twenty years, and shall be made payable in annual installments, each installment to be as nearly as practical, of the same amount.

Refunding bonds.

Average period of maturity.

(5) Bonds issued for more than one purpose shall mature within a period not exceeding the average of the different periods assigned by this section to the several

purposes for which the bonds are issued, taking into consideration the amount of bonds to be issued on account of the several purposes. The determination of such average period by the governing body shall be conclusive in any action or proceeding involving the validity of such bonds.

Sale of bonds.

(6) Bonds shall be sold at not less than par and unless the authorized amount thereof is ten thousand dollars ($10,000) or less, and unless such bonds shall first be offered to the trustees of the school fund and accepted by them, they shall be sold upon sealed proposals or at public auction after notice of such sale published at least twice, the first publication at least ten days prior to sale, in a newspaper of the municipality, or if no newspaper is published therein then in a newspaper published in the county and circulating in such municipality, and also at least once in a financial paper selected by the governing body. Such notice shall state the terms of sale of such bonds, and shall require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank or trust company, to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. If no bids are received for any bonds advertised to be sold at public sale herein, they may, within thirty days thereafter, be sold at private sale, but such sales shall be made or confirmed by resolution of the governing body adopted by a two-thirds vote of all the members thereof. The governing body may, by a two-thirds vote of all the members thereof, sell to the sinking fund of such municipality any issue of such bonds or any part thereof at private sale at not less than par. No more bonds of any issue shall in any event be less than will produce a sum equal to the authorized amount thereof, and an additional sum of less than the smallest denomination of the bond.

Auction.

Terms of sale.

Private sale.

May be sold to sinking fund.

Sold in installments

(7) Such bonds may be sold at one time or in installments, each of which, with the previous installments, shall mature within the period herein fixed. If sold in one installment, or upon the sale of the last installment, the notice of sale shall state the sum required to be obtained at such sale, not exceeding with the proceeds of

Amount stated.

any previous installments the amount of bonds authorized, and that bonds will be sold in an amount not exceeding such sum, and the maturities of such bonds and the rate of interest thereon. It shall also state that unless all bids are rejected said bonds shall be sold to the bidder or bidders complying with the terms of sale and offering to pay not less than such sum, and to take therefor the least amount of bonds, commencing with the first maturity and stated in a multiple of the smallest denomination of the bonds. Where two or more bidders offer to take the same amount of such bonds, then the bonds shall be sold to the bidder or bidders offering to pay therefor the highest additional price. The proceeds of any bonds issued under this act shall be paid to the custodian of school moneys of the school district, who shall in no event disburse the same, except to pay the expenses of issuing and selling the same, and for the purpose or purposes for which such bonds were issued. If, for any reason, any part of such proceeds are not applied to or necessary for such purpose or purposes, the board of education may transfer the balance remaining unapplied to the building and repairing account of the school district.

Sale to bidders.

Proceeds paid to custodian of school moneys.

Provision for principal and interest.

(8) Such city shall in its annual tax levy raise money sufficient to pay the interest and the principal of such bonds as may mature during that year; the proceeds of the sale of such bonds shall be deposited with the custodian of school moneys of such school district, and shall be paid out only on the warrants or orders of the board of education; *provided,* that no amount in excess of three per centum of the taxable valuation of the real and personal property shall be appropriated only with the concurrence and consent of the governing body, expressed by its resolution duly passed; *provided, further,* that the total amount of bonds for such purposes, including bonds theretofore issued for the purposes named in this section and not redeemed, shall not exceed at any one time a sum equal to six per centum of the taxable valuation of the real and personal property in such district, unless upon submission by resolution of the governing body of the specific amount of a proposed bond issue to the legal voters of such district at a general,

Proviso.

Proviso.

Total issue.

special or municipal election to be held therein, it shall be decided by a majority of the votes cast that bonds, as aforesaid, shall be issued in the proposed amount which, including bonds theretofore issued and not redeemed, shall not exceed nine per centum of the taxable valuation of the real and personal property in such district; *and provided, further,* that if the charter of the city shall limit the amount of indebtedness in such city, or shall by its terms prevent the carrying out of the provisions of this section, said charter provisions shall hereafter be held not to apply to the issuing of bonds under the provisions of this section. Proviso.

2. This act shall take effect immediately.

Approved March 18, 1929.

CHAPTER 10.

An Act to amend an act entitled "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," which amendment was approved April third, one thousand nine hundred and twenty-eight.

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 hereby is amended so that it shall read as follows: Section 1 amended.

1. Neither the issuing of a summons or subpœna 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 No process deemed constructive notice until lis pendens filed.

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 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; and the lis pendens in such foreclosure suit shall be filed, and the time of the filing and also of the filing of the bill, with the name of the complainant and first defendant named, shall be noted in the margin of the record of the mortgage or the record of the abstract thereof, in lieu of any other indexing of such lis pendens; *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, may declare the filing of such notice to be null and void and of no effect.

Proviso.

Marginal note instead of indexing.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1929.

CHAPTER 11.

An Act to amend an act entitled "An act respecting notice of lis pendens" (Revision of 1902).

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

Section 7 amended.

1. Section seven of the act entitled "An act respecting notice of lis pendens" (Revision of 1902) be and the same is hereby amended to read as follows:

When decree paid or suit settled, statement entered

7. When any decree or judgment made in any suit, of the pending of which notice shall have been or shall be filed, as provided in this act, shall have been paid, satisfied or performed, or when pending such suit the matters in difference shall be or shall have been settled by the parties, or such suit shall have been or shall be abandoned by the plaintiff or complainant therein, a statement of such payment, performance, satisfaction, settlement or abandonment of such suit may be entered by the attorney or solicitor of the party who filed such notice, or by the said clerk or register upon his receiving and filing a warrant for the purpose, executed by said party or his attorney or solicitor in the manner provided by law for the execution of warrants to satisfy judgments, or in case the attorney or solicitor be deceased or has removed from the State of New Jersey, and the complainant or plaintiff be deceased or cannot be found, the court having jurisdiction of such suit, upon being satisfied of the fact of such payment, performance, satisfaction, settlement or abandonment, and upon such notice as the court may, by its order, direct to be given, may order the land and real estate affected by said suit and described in said notice of lis pendens to be discharged of all claims or equities set up in the declaration or bill of complaint in said suit, upon the original or certified copy of such order being filed with said clerk or register, who shall thereupon note in the margin of the record of such notice or lis pendens the discharge thereof by such warrant or order, whereupon the land and real estate affected by said suit and described in said notice of lis pendens shall be discharged of all claims or equities set up in the declaration or bill of complaint in said suit, and the same fees shall be paid for services rendered under this section as are allowed in the Supreme Court upon satisfaction of a judgment therein.

If attorney deceased.

Court may order lis pendens discharged.

Notice entered on margin of record.

2. This act shall take effect immediately.

Approved March 18, 1929.

New Jersey State Library

CHAPTER 12.

An Act to amend an act entitled "An act to create a temporary commission to inquire into and report upon the number, distribution and condition of crippled children throughout the State, to recommend means more adequately to meet their needs, and making an appropriation therefor," approved March twenty-sixth, one thousand nine hundred and twenty-six.

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

Section 2 amended.

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:

Membership.

2. Such commission shall consist of eight members, as follows: a member of the Senate, to be appointed by the President of the Senate; a member of the Assembly, to be appointed by the Speaker of the House of Assembly; the Director of the State Department of Health, or an officer of his department to be designated by him; and a representative from each of the organizations known as the Elks, Rotarians, the Shrine, and the Kiwanis, to be appointed by the Governor upon recommendation of such respective organizations, and one citizen of the State to be appointed by the Governor.

Vacancies.

Vacancies in the commission shall be filled in the same manner as original appointments are made.

2. This act shall take effect immediately.

Approved March 18, 1929.

CHAPTER 13.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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

1. Section twenty-nine of the act of which this act is amendatory be and the same is hereby amended, so that the same shall read as follows: 29. Route No. 36, Keyport to Highland Beach by way of Keansburg, Belford, Atlantic Highlands and Highlands to Highland Beach. Route 36.

2. This act shall take effect immediately.

Approved March 19, 1929.

CHAPTER 14.

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 one hundred and three of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 103 amended.

Membership of board of control.

103. The State board shall be composed of nine residents of this State, of whom at least one shall be a woman. The Governor, or officer administering the State government, shall be ex-officio an additional member. The members of the board shall be appointed by the Governor without regard to political belief or affiliation, subject to confirmation by the Senate. They shall be subject to removal by the Governor at any time for good and sufficient cause.

Subject to removal.

2. This act shall take effect immediately.

Approved March 19, 1929.

CHAPTER 15.

An Act to amend an act entitled "An act to regulate the practice of pharmacy in this State," approved March nineteenth, one thousand nine hundred and one, as amended by act approved March sixteenth, one thousand nine hundred and twenty-five.

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

Section 4 amended.

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

Requirements for applicants for registration.

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 experience 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,* 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 applicant before examination shall pay to the Secretary of the Board of Pharmacy a fee of twenty-five 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 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

Proviso.

Fee.

Reciprocal registration.

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 two years' 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 twenty-five 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 the 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 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;

Assistant pharmacist.

Proviso.

Fee.

Public display of certificate.

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, annually, on such date as the Board of Pharmacy shall prescribe, pay to the Secretary of the Board a registration renewal fee of two dollars, 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 anti-narcotic act, or two convictions of violations of the provisions of an 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.

2. This act shall take effect immediately.

Approved March 25, 1929.

CHAPTER 16.

A Supplement to an act entitled "An act concerning mutual fire insurance companies," approved March twenty-first, one thousand nine hundred and twenty-five.

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

Limited liability.

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 to provide in the policy of insurance a limited liability of the insured to pay upon call during the existence of the policy any portion or all of the premium not paid in cash, notwithstanding and in lieu of any provision in the act or acts incorporating said companies for the deposit by the insured of a promissory note for the portion of premium not paid in cash.

2. This act shall take effect immediately.

Approved March 25, 1929.

CHAPTER 17.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning juries' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," approved May twenty-ninth, one thousand nine hundred and thirteen.

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:

Jury commissioner for each county.

1. In each county of this State there shall be appointed by the Governor of this State, with the advice and consent of the Senate, one citizen, resident therein, who shall not be a member of the same political party as the sheriff of such county, and who together with the sheriff of such county, or in the absence or sickness of said sheriff, the undersheriff of such county, shall constitute and be designated as "Commissioner of Juries." The certificates of appointment shall be filed in the office of the clerk of the county in and for which said commissioner is appointed. Such commissioners shall, before they enter upon the discharge of their duties, take and subscribe an oath faithfully and impartially to execute the duties of their office according to the best of their skill and understanding, which oath shall be filed in the office of the clerk of said county. No person holding any other public office, or licensed to practice law in this State, shall be appointed as a commissioner of juries except as herein otherwise provided.

Notice of appointment.

Oath.

Persons ineligible.

When temporary commissioner appointed.

Should the citizen appointed commissioner of juries as aforesaid be absent or sick on the day fixed by the Chief Justice, justice of the Supreme Court, president judge of the Court of Common Pleas or judge holding the circuit for the drawing of the Grand Jury, petit jury or struck jurors, then such justice or judge before whom such Grand Jury, petit jury or struck jury is to be drawn, shall make and sign an order appointing a temporary commissioner of juries, who shall be a resident of the county where the jury is to be drawn, who shall attend such drawing in place and instead of or during the absence of the regular commissioner appointed by the Governor and the temporary commissioner so appointed shall exercise the same power and perform the duties conferred by law upon the citizen appointed commissioner as aforesaid. But before such temporary commissioner of juries shall enter upon his duties, he shall take an oath that he will faithfully, impartially and justly perform all the duties as such commissioner of juries according to law, which oath shall be filed in the office of the county clerk, and such temporary commissioner shall receive such compensation as may be fixed by order of the court and which shall

Powers and duties.

Oath.

Compensation.

be paid by the proper county officer in the county where such temporary commissioner shall be appointed.

Expiration of term of present commissioners.

The terms of all commissioners of juries now holding office shall terminate on the first day of April, one thousand nine hundred and twenty-nine.

Section 3 amended.

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

Removal from office.

Filling vacancy.

3. The Governor of this State may at any time remove the appointed commissioner in any county and in case of a vacancy occurring by reason of said removal or death, resignation, removal from the county or because of disqualification by the assuming of the duties of any other public office or for any other reason, shall appoint his successor for the balance of the term, with the advice and consent of the Senate, or he may make an ad interim appointment in case the legislature is not in session. The certificate of removal and of appointment to fill the vacancy shall be filed in the office of the clerk of such county.

When ad interim appointment.

Repealer.

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

Approved March 25, 1929.

CHAPTER 18.

A Supplement to an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, nineteen hundred.

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

Additional common pleas judges in certain counties.

1. In any county now or hereafter having by any State or Federal census more than one hundred and ninety thousand and less than four hundred thousand inhabitants, the Governor is authorized to appoint, by and with the advice and consent of the Senate, an

additional judge of the Court of Common Pleas, who shall serve for the term of five years and receive the same salary as is now provided by law for the judge of said court in the county in and for which he is so appointed.

As to powers and duties.

2. Whenever there shall be two judges of the Court of Common Pleas in any county, said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time shall constitute and may hold the Court of Common Pleas, the Orphans' Court, the Court of Quarter Sessions, the Court of Special Sessions and the Court for the Trial of Juvenile Offenders; and said judges when sitting together, or either of them when sitting alone, or each of them when sitting separately at the same time shall have and possess the same powers, authority and jurisdiction as is now vested in the existing judge of said courts; each of said judges shall have the same power to hold the Court of Oyer and Terminer and Circuit Court as is now conferred by statute on the existing judge of the Court of Common Pleas; whenever the said judges shall sit together, the senior judge in service shall be the president judge of said court; and any power or authority now conferred by statute on the judge of the Court of Common Pleas in any proceeding or matter, may be exercised by either of said judges.

President judge.

Application of existing laws.

3. All existing statutes relating to the Court of Common Pleas, the Orphans' Court, Court of Quarter Sessions, Court of Special Sessions and Court for the Trial of Juvenile Offenders shall apply to each of said courts when so held at the same time by said judges sitting separately, and the duties of the clerk, the sheriff, constables and other officers shall be the same in each of said courts so held at the same time as now provided by law in the existing courts when held by the existing judge of the Court of Common Pleas.

County compensated when judge holds Circuit court.

4. Whenever the said judges, or either of them, shall hold the Circuit Court of any county, they shall not receive for such service any compensation or allowance in addition to their annual salary, but the Treasurer of the State shall pay to the collector of the county in and for which they were appointed for the use of the

county, the sum of twenty dollars ($20.00) for each day either of them shall hold any Circuit Court.

5. This act shall take effect immediately.

Approved March 25, 1929.

CHAPTER 19.

A Further Supplement to an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

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

Additional judge in Atlantic County.

1. In any county of this State bordering on the Atlantic Ocean having a population of not less than fifty thousand nor more than one hundred thousand inhabitants as ascertained by any Federal census, the Governor is authorized and empowered to appoint, by and with the advice and consent of the Senate, an additional judge of the Court of Common Pleas, who shall serve for the same term and receive the same salary as is now provided by law for the judge of said court in the county in and for which he is so appointed.

As to powers and duties.

2. Whenever there shall be two judges of the Court of Common Pleas in any county, said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time shall constitute and may hold the Court of Common Pleas, the Orphans' Court, the Quarter Sessions, and the Court of Special Sessions; and said judges, when sitting together, or either of them when sitting alone, or each of them sitting separately at the same time, shall have and possess the same powers, authority and jurisdiction as are now vested in the existing judges of said courts; each of said judges shall have the same power to hold the Court of Oyer and Terminer and Circuit Court as is now conferred by statute on the existing judges of the Court of Common Pleas; any power or authority now conferred by statute on the judge or judges of the

President judge.

Court of Common Pleas in any proceeding or matter may be exercised by either of said judges.

Application of existing laws.

3. All existing statutes relating to the Court of Common Pleas, the Orphans' Court, Court of Quarter Sessions and Court of Special Session, shall apply to each of said courts when so held at the same time by said judges sitting separately, and the duties of the clerk, the sheriff, constables and other officers shall be the same in each of said courts so held at the same time as now provided by law in the existing courts when held by the existing judge or judges of the Court of Common Pleas.

County compensated when judge holds Circuit Court.

4. Whenever the said judges, or either of them, shall hold the Circuit Court of any county, they shall not receive for such service any compensation or allowance in addition to their annual salary, but the Treasurer of the State shall pay to the collector of the county in and for which they were appointed for the use of the county, the sum of twenty dollars ($20.00) for each day either of them shall hold any Circuit Court.

5. This act shall take effect immediately.

Approved March 25, 1929.

CHAPTER 20.

An Act to amend an act entitled "A supplement to an act entitled 'An act to authorize the incorporation of rural cemetery associations and regulate cemeteries,' approved March twenty-third, one thousand eight hundred and eighty-three," which amendatory act was approved April twenty-fifth, one thousand eight hundred and ninety-four, approved March twenty-second, one thousand eight hundred and ninety-nine.

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

Section 2 amended.

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

Cemeteries in municipalities.

2. No more than five cemeteries shall be located or placed under and by virtue of said act to which this is a supplement, in any one city, township, borough or town in any county of this State; *provided, however,* that nothing in this section shall prevent any cemetery association now incorporated from continuing, maintaining, enlarging and conducting any cemetery in any township of this State where such cemetery has been located and used for the past ten years successively; *and provided further,* that in any township of this State where the capacity of an existing cemetery is exhausted, so that no further plots can be purchased, an additional cemetery may be created or placed at not less than three miles from any other existing cemetery in said township, subject, however, to all laws or provisions thereof governing and regulating cemeteries in this State; *provided, however,* that not more than three per centum (3%) of the area of any city, town, township, borough, village or other municipality shall be devoted to cemetery purposes.

Proviso.

Proviso.

Proviso.

Area for cemetery purposes.

2. This act shall take effect immediately.

Approved March 26, 1929.

CHAPTER 21.

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

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

Section 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:

Trust companies formed.

1. Seven or more persons of full age may become a trust company on the terms and conditions and subject to the liabilities prescribed in this act; the name of every trust company formed under this act shall contain

the word "trust," but shall not be that of any other existing corporation of this State; *provided, however,* that if such trust company shall be incorporated for the purpose of succeeding any other trust company, such new trust company may assume the name of the trust company which it is intended to succeed; the capital stock of such trust company hereafter organized shall not be less than one hundred thousand dollars, and shall be divided into shares of such par value as is specified in the certificate of incorporation, which, however, shall not be less than twenty dollars per share (or multiples thereof,) all of which shall be paid in cash before any trust company shall be authorized to transact any other business than such as relates to its formation and organization, and such payment shall be certified to the Commissioner of Banking and Insurance under oath by the president and treasurer or secretary of the trust company; no corporation organized under this act shall create more than one class of stock; hereafter no corporation shall be organized for the purpose of carrying on a trust company business in the State of New Jersey except under this act, and no company hereafter organized under any other act shall use the word "trust" as part of its name.

Proviso.

Capital stock.

Par.

One class of stock.

Future organizations.

Use of word "trust."

2. 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. Every trust company heretofore organized by special charter or under any law of this State or hereafter organized under this act may, subject to the written approval of the Commissioner of Banking and Insurance, extend its corporate existence, change its name, increase its capital stock, change the par value of the shares of its capital stock, make such other and further amendment, change or alteration as may be desired, or amend its charter or certificate of incorporation, in manner following: The board of directors shall pass a resolution declaring that such amendment, change or alteration is advisable, and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision, upon ten days' notice in writing given

Certain changes permitted.

Manner of change.

personally or by mail; if two-thirds in interest of the stockholders shall vote in favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and secretary under the corporate seal, acknowledged or proved as in the case of deeds of real estate, and such certificate, together with the written assent, in person or by proxy, of two-thirds in interest of such stockholders, shall be filed in the Department of Banking and Insurance, and upon the filing of the same the charter or certificate of incorporation shall be and shall be deemed to be amended accordingly; *provided*, that the certificate to be made and filed in pursuance of this section shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, change or alteration; and in case any trust company in this State has heretofore, within one year prior to the adoption of this amendment, by a vote of two-thirds in interest of its stockholders, authorized or approved an amendment of its charter, changing the par value of the shares of its capital stock from one hundred dollars to twenty dollars per share, or to a multiple or multiples thereof, then and in every such case, said action of said stockholders be and the same is hereby validated and confirmed; and upon the filing of a certificate of such amendment, change or alteration in the Department of Banking and Insurance, the charter or certificate of incorporation of such trust company shall be and shall be deemed to be amended accordingly; no change shall be made in the charter or certificate of incorporation of such trust company whereby the rights, remedies or security of existing creditors shall be in any manner impaired; said certificate, or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places.

Proviso.

Changed par value validated.

Rights of creditors preserved.

Certificate as evidence.

3. This act shall take effect immediately.

Approved March 26, 1929.

CHAPTER 22.

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

9. It shall be unlawful to capture, kill, injure, destroy or have in possession in any one day more than ten quail, two English or ring-neck pheasants, three Hungarian partridge, four woodcock, three ruffed grouse, twenty-five in the aggregate of all kinds of duck (except wood duck), eight geese, eight brant, twenty-five Sora, twenty-five coots (commonly known as crow duck), twenty-five in the aggregate of all kinds of rails (except sora), including marsh hens and gallinules, but not more than fifteen of any one species, twenty Wilson snipe or jacksnipe, six gray squirrels or six rabbits; it shall also be unlawful for any person to capture, kill, injure, destroy or have in possession during the open season therefor more than thirty English or ring-neck pheasants, under a penalty of twenty dollars, for each bird, squirrel or rabbit captured, killed, injured, destroyed or had in possession in excess of the number permitted by this section; *provided*, that nothing in this section contained shall apply to any proprietor of a hotel, restaurant or cafe having in possession at his or her hotel, restaurant or cafe at any time any game raised on licensed game preserves tagged or marked in accordance with law, or to any rabbit during

Limited possession of certain game.

Penalty for having pheasant in open season.

Proviso.

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

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 23.

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:*

Closed season for female ring-neck pheasant.

1. It shall be unlawful for five years from the passage of this act to capture, kill, injure, destroy or have in possession, any female English or ring-neck pheasant, under a penalty of twenty dollars for each offence, to be recovered in accordance with the provisions of the act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and the supplements thereto, *provided, however,* that this act shall not apply to English or ring-neck pheasants killed or had in possession on game preserves, the owners or lessees of which are duly licensed by the Board of Fish and Game Commissioners

Proviso.

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 24.

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 eight of the act to which this act is amendatory be and hereby is amended so as to read as follows: Section 8 amended.

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

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

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

Season for woodcock.

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

Season for quail, rabbit, pheasants, etc.

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

Season for raccoon.

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

Additional time allowed.

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

Penalty.

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

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 25.

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:*

Closed season for wild turkey.

1. It shall be unlawful, for three years from the passage of this act to capture, kill, injure, destroy, or have in possession, any wild turkey, under a penalty of fifty dollars for each wild turkey captured, killed, injured, destroyed or had in possession, to be recovered in

accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof"; approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and the supplements thereto.

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

Approved April 1, 1929.

CHAPTER 26.

An Act to change and amend the title and body of an act entitled "An act authorizing counties and municipalities to acquire land for airport purposes and to use land heretofore acquired for other purposes and thereafter to lease same," approved April third, one thousand nine hundred and twenty-eight.

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

1. The title of the act of which this act is an amendment is hereby changed and amended so that henceforth it shall read as follows: Title amended.

"An act authorizing counties and municipalities to acquire land for airport purposes and to so use lands heretofore acquired for other purposes and thereafter to lease the same." Title as amended.

2. Section one of the act is hereby amended to read as follows:

1. The governing body of any county and/or the governing body of any municipality is hereby authorized and empowered to acquire by gift, grant, purchase, condemnation or in any other lawful manner lands and interests therein for airport purposes and so use lands heretofore acquired for other public purposes and now being used for airport purposes and to erect thereon and Acquiring property for airport. Use of other lands.

maintain buildings for the aforesaid purposes. Upon such acquisition or use, as aforesaid, the governing body of any county and/or the governing body of any municipality is authorized to lease said land, so acquired, with or without consideration to the State of New Jersey, or any agency thereof, and in addition is authorized to lease the land so acquired to any person, firm or corporation for a consideration and for such term of years as may be agreed upon.

Authorized to lease airport.

3. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 27.

An Act to amend an act entitled "An act to regulate elections" (Revision 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:*

Section 1, Art. XIX amended.

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

Checking canvass.

1. The board of county canvassers of each county shall meet on the Monday next, after any such election, at twelve o'clock noon, at the court house of such county, for the purpose of checking the canvass which shall have been made by the county clerk from the statements of the district boards of registry and election filed in his office as hereinbefore provided.

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 28.

An Act to incorporate the Borough of Manville in the county of Somerset.

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 Hillsborough, in the county of Somerset, 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 Manville," and shall be governed by the general laws of this State relating to boroughs.

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

Boundaries of borough of Berlin.

Beginning at the junction of the center lines of the Raritan and the Millstone Rivers and thence along the center of the Millstone River, the several courses thereof, in a generally southwestern direction to a point, said point being the most southerly corner of property known as "Weston Heights"; thence along the southerly line of said "Weston Heights" in a westerly direction five hundred and seventy (570) feet more or less to the center of the stone road from Millstone to Manville; thence along center of said stone road in a northerly direction twenty-six and twenty-two one-hundredths (26.22) feet to the intersection of the center of said stone road with the center of road known as Schmidt Street, at the Van Nest Burying Grounds; thence along the center of said Schmidt Street, in a westerly direction one thousand seven hundred and seventy-eight and sixty one-hundredths (1778.60) feet more or less to the southerly line of lands of the Philadelphia and Reading Railway Company; thence southwesterly along the same two hundred and seventy (270) feet more or less to a point opposite the easterly terminus of the southerly line of property known as "Manville Gardens," thence in a straight line along the same westerly three thousand

one hundred (3,100) feet more or less to the center of Royce's Brook; thence down the center of Royce's Brook the several courses thereof, in a generally eastern direction to a point, said point being the southwesterly corner of property known as Hillsboro, Manville; thence along westerly side of Hillsboro, Manville and along the center of Arizona Avenue, in a northerly direction one thousand eight hundred and forty (1,840) feet more or less to the center of Camplain Road; thence along the center of Camplain Road, in a westerly direction five hundred and ten (510) feet more or less to the southwesterly corner of property known as Hillsboro Station Subdivision; thence along the westerly line of Hillsboro Station Subdivision and crossing the property of the Lehigh Valley Railroad Company one thousand nine hundred and eighty-six (1,986) feet more or less to the center of Brook's Boulevard Extended; thence along center of said Brook's Boulevard Extended in an easterly direction one thousand three hundred twenty-one and fifty one-hundredths (1,321.50) feet more or less to the westerly side of property known as Riverview Park; thence along the westerly side of Riverview Park in a northerly direction one thousand six hundred nine and forty-nine one-hundredths (1,609.49) feet more or less to a point; thence still along westerly line of property known as Riverview Park in a northerly direction one thousand five hundred and fifty-three and thirty-five one-hundredths (1,553.35) feet more or less to the center of Duke's Parkway; thence along the center of Duke's Parkway in a general westerly direction, the several courses thereof, five hundred and thirty-two and twenty one-hundredths (532.20) feet more or less to the westerly line of property formerly belonging to George V. Gress; thence along property of formerly George V. Gress in a northerly direction eight hundred and forty-five and fifty one-hundredths (845.50) feet more or less to a stone; thence in an easterly direction four hundred and eleven and eighteen one-hundredths (411.18) feet more or less to a large tree; thence in a northeasterly direction and still along property formerly belonging to George V. Gress, aforesaid, one thousand sixty-three

(1,063) feet more or less to the center of Raritan River aforesaid; thence down the center of the Raritan River, the several courses thereof, to the junction of the said Raritan and Millstone Rivers, the place of beginning.

Referendum.

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 Hillsborough, in the county of Somerset. The clerk of said township of Hillsborough 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:

Special election.

When and where held.

Notice given.

Ballots.

Marking ballot.

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

	Yes.	Shall an act entitled "An act to incorporate the borough of Manville, in the county of Somerset," be adopted?
	No.	

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

"Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Election, how conducted.

Such election shall be held at the time and place so appointed and shall be conducted by the board of registry and elections of the election district of the said township of Hillsborough, wherein that portion of the foregoing described territory of the township of Hillsborough 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 Hillsborough 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 Manville.

Returns.

Register of voters.

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 Hillsborough, 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 Hillsborough 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 Hillsborough 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

Notice of registry.

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 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 Somerset County, to be filed by the said board, and one copy shall be retained for the use of said township board of election at such special election.

Revised register.

Affidavit by registrant.

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 Somerset, 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 of advertisements, signed by himself and set up in at least five places within said territory, and published in at least one newspaper circulating therein, at least five days

Special election to select officers.

Public notice given.

County clerk to provide ballots.

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 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 Hillsborough, but no special form of ballot and no envelope need be used by any voter of 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 Somerset 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, when, where, how conducted.

Register.

Returns showing result.

6. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 29.

An Act to amend an act entitled "An amendment to an act to amend an act entitled 'An act regarding soldiers, sailors and marines honorably discharged from United States service,' approved March twenty-seventh, one thousand nine hundred and seven," approved March twenty-ninth, one thousand nine hundred and twenty-six.

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

Section 1 amended.

1. Section one of an act entitled "An act regarding soldiers, sailors and marines honorably discharged from the United States service," approved March twenty-seventh, one thousand nine hundred and seven, amended April eleventh, one thousand nine hundred and nineteen, and further amended March twenty-ninth, one thousand nine hundred and twenty-six, is hereby amended so that the said section shall read as follows:

Permanency of those who served in military capacity.

1. No person now holding a position or office under the government of this State, or the government of any county, city, town, township, or other municipality of this State, including any person employed by a school board or board of education, or who may hereafter be appointed to any such position, whose term of office is not now fixed by law, and receiving a salary from such State, county, city, town, township, or other municipality, including any person employed by a school board or board of education, who has served as a soldier, sailor or marine, in any war of the United States, or in the New Jersey State Militia during the period of the World War, and has been honorably discharged from the United States service, or from the New Jersey State militia service, prior to or during such employment in or occupancy of such position or office, shall be removed from such position or office except for good cause shown after a fair and impartial hearing, but such soldier, sailor, or marine, or State militiaman, who has served in any war

Removal for cause only.

of the United States, or in the New Jersey State Militia during the period of the World War, and who has been honorably discharged from the United States service, or the New Jersey State Militia service, shall hold his position or office during good behavior, and shall not be removed for political reasons.

Repealer.

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

Approved April 1, 1929.

CHAPTER 30.

An Act to amend an act entitled "An act for the establishment of game refuges by the Board of Fish and Game Commissioners, and for the protection of the game in such refuges," approved March thirty-first, one thousand nine hundred and sixteen.

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

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

Section 3 amended.

Fencing and notice at game refuge.

3. The Board of Fish and Game Commissioners may in their discretion determine whether such game refuges shall be surrounded by at least one wire on the boundary thereof, and one notice reading "State Game Refuge, Hunting is Unlawful," shall be posted at least every five hundred feet of the boundary of such refuge.

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 31.

An Act to amend an act entitled "An act to authorize two or more municipalities in this State by means of a commission to acquire, either by purchase or condemnation, and operate privately owned water works now or hereafter supplying water therein, and in other municipalities, if any, in which water is supplied by the same water works, together with the franchises, rights, and any or all other appurtenant property of the owner or owners, of such works, and to enlarge and extend 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. The act to which this act is an amendment is hereby amended by adding after section three thereof new sections reading as follows: Sections added to act.

3(a). Upon taking possession of the water works, rights and franchises of any such public utility which may be condemned pursuant to the provisions of this act, the commission acquiring the same shall also at the same time take possession of all the property, including all betterments, additions and extensions made on or to the property so condemned, and all rights and franchises which during the pendency of the condemnation proceedings have been acquired by said owner through construction, purchase, contract or otherwise for the purpose of rendering adequate service. Taking possession of property.

At any time after the commencement of the original condemnation proceedings the commission shall have power to enter into an agreement with the owner fixing the price to be paid for said after acquired property, rights and franchises, which agreement when made shall be severally binding upon each of the municipalities which are to own said water works and such after acquired property in the proportions that they are respec- Commission may enter into agreement with owner.

tively liable under the provisions of section four of this act for the bonds thereby authorized to be issued.

Condemnation proceedings may be had.

If the commission and the owner have not been able to agree upon the price to be paid for all said additional property, rights and franchises, including betterments, additions and extensions as aforesaid, prior to taking possession thereof, then within thirty days after taking possession, the fair value thereof as part of the water works condemned at the time possession thereof is taken by said commission shall upon the petition of either said owner or said commission be determined pursuant to the provisions of the act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), and the acts amendatory thereof and supplemental thereto, except that such supplemental condemnation proceeding covering said after acquired property shall not be abandoned without the written consent thereto of said owner. The amount so determined in said supplemental condemnation proceedings as the price to be paid by the commission for said additional property, rights and franchises shall be a lien upon all the water works, rights and franchises so acquired by said commission until paid.

When interest on mortgage ceases.

3(b). In all cases where pursuant to this act or any act amendatory thereof or supplemental thereto any such commission shall condemn any water works free and clear of the lien of any mortgage or mortgages thereon, then upon the taking of possession by the commission of the water works and the payment of the award therefor into the Court of Chancery no further interest shall accrue upon such mortgage or mortgages. Upon the application of either the owner of the water works condemned or of the holder of any such mortgage or mortgages or of any debt secured thereby, the Court of Chancery shall determine the value of the debt secured by each such mortgage as of the date of such payment into court. In making such determination the Court of Chancery shall give due regard to the date of maturity of any such debt, the rate of interest provided to be paid thereon and such other factors as shall properly determine the value

Value of debt secured by mortgage.

Determining factors.

of such debt as of the date of such payment into said court. The sum or sums so determined shall upon such determination be paid out of the moneys so paid into the Court of Chancery to the persons found by said court to be entitled thereto.

Water shut off for rent due.

3(c). If at the time possession is taken by the commission of any such water works any person or corporation shall be indebted to the owner thereof for water supplied or furnished therefrom, and such person or corporation shall neglect, fail or refuse for a period of sixty days after such indebtedness becomes due to pay the amount thereof to such owner, the said commission upon the filing with it of an affidavit by such owner showing the amount due shall upon ten days' notice to the delinquent debtor shut off all water then being supplied or furnished to said delinquent debtor from said water works, and shall keep such supply shut off until such delinquent debtor shall pay such owner the amount of such indebtedness.

Reading and adjusting meter readings.

As soon as convenient after taking such possession said commission shall cause to be read all meters of consumers supplied from such water works. At least two days' notice shall be given to the owner in advance of said meter reading and the owner shall have the right to have a representative present at such reading. The total sum due as shown by said meter readings shall be divided in the ratio in which the period of time that has elapsed between the last preceding meter reading and the date the commission takes possession bears to the period of time that has elapsed between such date and the date of meter reading so taken by the commission. The owner shall be entitled to the proportion of said total sum due that shall correspond to the period during which it had possession of the water works between its last previous meter reading and such date. All sums shown to be due by said meter reading by the commission shall be collected by it and the owner shall assign to it for the purpose of making such collections its proportionate interest therein as above defined. The commission shall use all legal methods for the collection of all sums shown to be due by its said meter reading and

Owner's proportionate share.

Collection of water rents due.

shall pay over to the owner promptly such parts of the sums of money so collected as may be due to the owner.

Obligation to supply water

3(d). After said commission shall have acquired possession of the water works of any such owner, it shall carry out any obligation to supply water to any person or corporation which said owner would have been required by law to carry out if its water works had not been so acquired, *provided,* that nothing herein contained shall operate to affect the power of the commission to fix rates as given in the act to which this act is an amendment.

Proviso.

Section 4 amended.

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

Acquired subject to lien.

4. Any such water works, rights and franchises whether acquired by purchase or condemnation may be acquired subject to the lien of any mortgage or mortgages thereon. In case the same are proposed to be acquired by condemnation subject to such lien the commission and the owner may provide by contract for the deduction from any award or judgment made or entered or to be made or entered in the condemnation proceeding of an amount representing all or any of the additional cost of acquiring said water works, rights and franchises subject to such lien instead of free and clear thereof; and for the purpose of raising the money to pay the compensation agreed upon or fixed by condemnation proceedings for the water works so acquired or to be acquired, and to pay the cost, or part of the cost, of enlarging, extending and improving the same, the municipalities which are to own the said water works or the enlargements, extensions and improvements to the same are hereby authorized to issue bonds jointly in the names of all such municipalities, in the same manner and pursuant to the same provisions of law that apply to the issuance of other municipal bonds, and each such municipality shall adopt such ordinances and resolutions and cause such bonds to be sold, executed and delivered as if such bonds were its own separate obligations. The proceeds of sale of said bonds shall be received by the treasurers of said municipalities and immediately be transferred to the said commission or any succeeding commission then

Bond issue.

Proceeds.

in office. The power to issue said bonds and their validity shall not be dependent on or affected by the validity or regularity of the proceedings to establish the commission or to acquire the water works or to make the enlargements, extensions or improvements thereof. The bonds so issued shall be the joint and several obligations of the municipalities in whose names they are issued, but the municipalities shall be liable as among themselves for the payment of the principal and interest thereon in the proportion that the assessed value for taxation of all the real estate in each of the municipalities for the year preceding the time when such water works shall be acquired bears to the total assessed value for said year of all the real estate in all of the municipalities joining in the issuance of said bonds; and the amount of said bonds, or any portion thereof, shall not be taken into account in ascertaining the amount of indebtedness that any of the municipalities may now, or at any time hereafter, be authorized to incur by any law of this State.

Joint obligation.

Proportional liability.

3. Should any provision of this act be declared unconstitutional or invalid by any court of competent jurisdiction, the remaining provisions of this act shall not thereby be invalidated.

As to constitutionality of act.

4. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 32.

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:*

Deducting from debt statement cost of roads to be reimbursed by State.

1. Whenever any county has heretofore constructed, or may hereafter construct, any road or highway pursuant to an agreement with the State Highway Commission, wherein and whereby the State Highway Commission has agreed or shall agree to reimburse such county for the cost of constructing such road or highway, and such county has issued or shall issue any bonds or other evidences of debt in payment of the cost of such construction, any such bonds or other evidences of debt shall be deducted by such county in any annual or supplemental debt statement filed pursuant to the act to which this act is a supplement, and such bonds or other evidences of debt shall in no wise be subject to or affect the net debt statement, or be included as a part thereof in the ascertainment of the net debt of such county as contemplated by the act to which this act is a supplement.

2. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 33.

An Act to amend an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, nineteen hundred.

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 is hereby amended to read as follows:

Section 1 amended.

Additional judge of common pleas in certain counties.

1. In any county now or hereafter having by any State or Federal census four hundred thousand or more inhabitants, the Governor is authorized, whenever in his judgment the public interest shall so require, to appoint by and with the advice and consent of the Senate, an additional judge of the Court of Common Pleas, making four in all, who shall serve for the same term and receive the same salary as is now provided by law for the judges of said court in the county in and for which they are so appointed.

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

2. Whenever there shall be four judges of the Court of Common Pleas in any county, said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time, shall constitute and may hold the Court of Common Pleas, the Orphans' Court, the Court of Quarter Sessions, and the Court of Special Sessions; and said judges, when sitting together, or either of them when sitting alone, or each of them when sitting separately at the same time, shall have and possess the same powers, authority and jurisdiction as are now vested in the existing judges of said courts; each of said judges shall have the same power to hold the Court of Oyer and Terminer and Circuit Court as is now conferred by statute on the existing judges of the Court of Common Pleas; whenever the said judges shall sit together, the senior judge in service shall be the president judge of said court; and any power or authority now conferred by statute on the judge or judges of the Court of Common Pleas in any proceeding or matter may be exercised by either of said judges. Duties, powers, etc. Presiding judge.

3. This act shall take effect immediately.

Approved April 1, 1929.

CHAPTER 34.

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 shall expire before the thirty-first day of December, one thousand nine hundred and twenty-nine, such time shall be and the same is hereby extended for the further period of two years from the passage of this act; *provided, however,* that this act shall not apply unless money has Time for completing railroads extended. Proviso.

actually been expended in surveys or location or route, or in acquisition of right of way or in construction since January first, one thousand eight hundred and eighty-six; *provided, further,* that this act shall not apply to any corporation unless such corporation shall first, and as the condition precedent to the exercise of any power granted by this act, file in the office of the Secretary of State an agreement, to be approved by the Governor and Attorney-General, waiving all right of exemption from taxation and from privileges and advantages arising from any law or contract, if any there be, establishing any special mode of taxation of any such corporation, and the further agreement to be bound by any general law of this State now in existence or that may be hereafter passed taxing such corporations as are now authorized to be taxed by the Legislature of the State under any general law, and further agreeing that the exercise of any power granted by this act shall not in any way affect the rights of this State, if any there exist, to take the property of such corporations under any existing law of this State, and agreeing further that all laws affecting such corporations shall be subject to alteration or repeal by the Legislature; *provided, however,* that any railroad company that has heretofore filed an agreement such as above described, under the provisions of any previous act of the Legislature for extending the time for completing certain railroads, shall have the time for the completion of its railroad extended as herein above provided without filing another such agreement under this act; *provided, further,* that any agreement that has heretofore been filed by any corporation under any previous act extending the time for completing certain railroads, shall be as binding as if filed under the provisions of this act.

Proviso.

Proviso.

Proviso.

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

Approved April 2, 1929.

CHAPTER 35.

An Act confirming, validating and legalizing deeds of conveyance of or for lands, tenements, hereditaments or real estate heretofore made and delivered by any administrator or administrators with the will annexed or by any administrator or administrators de bonis non with the will annexed, or any substituted administrator or administrators, or by the survivor or survivors, or successor or successors of them, him or her, and making the record of said deeds admissible in evidence.

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

Validating certain deeds.

1. Any deed or deeds of conveyance, heretofore made and delivered by any administrator or administrators with the will annexed, or by any administrator or administrators de bonis non with the will annexed, or any substituted administrator or administrators, or by the survivor or survivors, successor or successors of them, him or her, of or for any lands, tenements, hereditaments or real estate sold pursuant to the power, permission or direction in the said will annexed, is and are hereby confirmed, validated, legalized and declared to be, and is and are and shall be as good, legal, valid and effectual, and the record thereof admissible in evidence, notwithstanding the terms of said sale may not have been submitted to the Orphans' Court of the county in which the said lands or real estate lie, or have not been approved by the said court, and although the provision of the acts of the Legislature, requiring the report of such sale to, and approval thereof by, the Orphans' Court of the county in which the lands sold lie, have not been complied with; except where said will has expressly confided

Exceptions.

the exercise of said power of sale to some other person or persons named therein other than the executor or executors therein named.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 36.

An Act to carry into effect, in the State of New Jersey, the provisions of an act of Congress to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July second, one thousand eight hundred and sixty-two, and all acts supplementary thereto, and the United States Department of Agriculture, and to give the assent of the Legislature thereto.

Preamble. Whereas, The Congress of the United States has passed an act approved by the President, May twenty-second, one thousand nine hundred and twenty-eight, to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the act entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July second, one thousand eight hundred and sixty-two, and all acts supplementary thereto, and the United States Department of Agriculture; and,

Preamble. Whereas, It is provided in Section one of the act aforesaid that the grants of money authorized by this act shall be paid annually "to each State and the Territory

of Hawaii, which shall by action of its Legislature assent to the provisions of this act"; therefore,

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

Trustees of Rutgers authorized to receive land grant money. Uses.

1. The assent of the Legislature of the State of New Jersey be and is hereby given to the provisions and requirements of said act, and that the trustees of Rutgers University be and they are hereby authorized and empowered to receive the grants of money appropriated under said act, and to organize and conduct Extension Work in Agriculture and Home Economics in connection with the New Jersey State College of Agriculture, in accordance with the terms and conditions expressed in the act of Congress aforesaid.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 37.

An Act concerning the term of office of municipal treasurers of municipalities, incorporated under 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:*

Tenure of certain municipal treasurers.

1. Any person now holding the position or office of treasurer of any municipality of this State, incorporated under 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, and who has held said position or office continuously for a period of five years shall not be removed from such position or office except for a good cause shown after a fair and impartial trial, but

such municipal treasurer, who shall have held said position or office continuously for a period of five years, shall hold his position or office during good behavior, and shall not be removed for political reasons, notwithstanding that the said treasurer may have been appointed for a fixed term.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 38.

An Act to amend "An act to amend an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," which amendment was approved March nineteenth, one thousand nine hundred and twenty-seven.

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

Sec. 11, Art. XVIII amended.

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

Notice of sale of land.

11. No land or any right or interest therein shall be sold by any municipality except at public sale and to the highest bidder, after public advertisement given in a newspaper circulating in the municipality in which said land lies, for two insertions at least once a week during two consecutive calendar weeks, the last publication to be not more than seven days prior to the date of said sale; *provided, however,* that the requirement herein for public sale to the highest bidder shall not apply to any sale of land or any right or interest therein by any municipality to the United States of America, the State of New Jersey, or any political subdivision of said State, and that any deed or deeds heretofore given by any municipality for the sale of any land or any right or interest therein, without public sale to the highest bidder, to the United States of America, the State of New Jersey, or any political subdivision of said State, shall be valid and effectual; *provided, further, however,* that

Proviso.

Proviso.

a municipality may dispose of and convey a portion of park lands or streets in exchange for other lands contiguous to such park lands or streets in area equal to or greater than the lands conveyed for the purpose of straightening or rendering symmetrical the boundary or boundaries of said park lands or streets; *provided, further,* that whenever any road, street, avenue, highway, lane or alley shall have been or shall hereafter be lawfully altered or relocated in such manner as to leave a portion of the original road or street which shall not be needed for public use, and the municipality shall have vacated or released the public rights therein, the municipality, if it be the owner of the fee of said land, is hereby authorized to make a private sale of and convey the lands so vacated to the adjoining property owner or owners at such price as may, in the judgment of the governing body of such municipality, be fair and just; *and provided, further, however,* that such sales may be adjourned at the time advertised for a period of not more than one week, without readvertising; *and provided, further,* that any sales heretofore made at public auction by any municipality of this State, are hereby validated and confirmed, if otherwise lawful, notwithstanding any defects or informalities in said sales or the advertisements thereof. Proviso. Proviso. Proviso.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 39.

An Act to validate sales of land by the several municipalities of this State in certain cases.

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

1. All sales heretofore made of lands acquired by any municipality under or by virtue of sales of such lands and premises for delinquent taxes or assessments, without first perfecting the title thereto, as well as where title has been perfected thereto, whether such sales of Validating sales of lands.

lands and premises by such municipalities have been made at public auction or at private sale, and all proceedings had in connection therewith, are hereby validated and confirmed, and any conveyances of said lands so sold by such municipality to the purchaser or purchasers thereof heretofore or hereafter made, shall be construed in all the courts of this State to have conveyed all the right, title and interest of any such municipality of, in and to said lands and premises; *provided,* such sales shall have been or shall be confirmed by resolution of the governing body of such municipality.

Right, title, interest included.

Proviso.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 40.

A Supplement to an act entitled "An act to authorize boards of chosen freeholders in any of the first class counties of this State to acquire lands and erect and maintain thereon buildings to be used as maternity hospitals," approved February twenty-eighth, one thousand nine hundred and twenty-four.

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

Mutual service by adjacent hospitals.

1. Whenever any county shall have erected, or shall hereafter erect, a hospital pursuant to the provisions of the act to which this act is a supplement, and such county hospital shall be located adjacent or near to a municipal hospital, it shall be lawful for such county and the municipality owning or controlling such municipal hospital, in the operation or management of their respective hospitals, to render, one for the other, such service as they may by contract agree upon. Any such contract shall be in writing and shall be executed by the governing bodies or chief executive officers of the contracting parties; may be for a fixed or for an indefinite term, and may from time to time be amended by the contracting parties. Any such contract shall fix or regu-

Contract.

Cost.

late the cost to be paid for such services; by whom to be paid; shall specify the duties to be performed by each of the contracting parties thereunder and shall provide for such other regulations of the subject matter thereof as may by such contracting parties be deemed necessary for insertion therein; and for the purpose of carrying into effect any such contract, the contracting parties may acquire and hold in common any personal property necessary or useful in the proper execution of such contract.

Duties and regulations.

As to personal property.

2. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 41.

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-four, one thousand eight hundred and ninety-seven.

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

1. In all cities governed by the provisions of the act to which this is a supplement, whenever a vacancy shall exist in any elective or appointive office in any such city, and the said governing body is unable to agree with respect to the filling of any such vacancy, by reason of an equally divided vote therein, it shall be the duty of the mayor to, and he shall vote in said governing body, for the purpose of filling such vacancy.

Mayor may vote when council tie.

2. Whenever in any city referred to in section one of this act, the governing body shall be unable to adopt any ordinance or resolution by reason of an equally divided vote therein, it shall be the duty of the mayor to and he shall vote in said body upon the said ordinance or resolution.

Mayor may vote on adopting ordinance.

3. This act shall take effect immediately.

Approved April 2, 1929.

CHAPTER 42.

An Act to amend an act entitled "An act for the assessment and collection of taxes" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen, and the several supplements and acts amendatory thereto.

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

Schools, colleges, churches, libraries, asylums, and certain other property exempt from taxation.

1. Section 203 (4) of the act to which this is an amendment is hereby amended to read as follows:

203. (4). (A) All buildings actually used for colleges, schools, academies or seminaries; (B) all buildings actually used for historical societies, associations or exhibitions, when owned by the State, county or any political subdivision thereof; (C) all buildings actually and exclusively used for public libraries, religious worship, or asylums or schools for feeble-minded or idiotic persons and children; (D) all buildings used exclusively by any association or corporation formed for the purpose and actually engaged in the work of preventing cruelty to animals; (E) all buildings actually and exclusively used in the work of associations and corporations organized exclusively for moral and mental improvement of men, women or children, or for religious, charitable or hospital purposes, or for one or more of such purposes; (F) the building actually occupied as a parsonage by the officiating clergyman of any religious corporation of this State, to an amount not exceeding five thousand dollars ($5,000); the land whereon any of the buildings hereinbefore mentioned are erected, and which may be necessary for the fair enjoyment thereof, and which is devoted to the purposes above mentioned and to no other purpose, and does not exceed five acres in extent; the furniture and personal property in said buildings if used in and devoted to the purposes above mentioned; *provided, however,* in the case of all of the foregoing, that said buildings, or the lands on which they stand, or the

Hospitals. Parsonage.

Amount of land.

Proviso.

associations, corporations or institutions using and occupying the same as aforesaid, are not conducted for profit, except that the exemption of the building and lands, used for colleges, schools, academies or seminaries or for charitable, benevolent or religious purposes shall extend to cases where the work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the said building; *provided,* the building is wholly controlled by and entire income therefrom is used for said 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; *provided, further,* that issuing of bonds, and payment thereof and of interest thereon at not above the legal rate, for the acquisition or improvement of property; and the payment for services to employees other than officers and directors of such corporations or associations, shall not be construed to be a profit or prevent the property of the corporation or association being exempt from tax; 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; *provided,* that no such association, corporation or institution claiming the exemption shall be held to be conducted for profit within the meaning of this act so long as all surplus earnings from operations shall be devoted to education, charitable or religious purposes.

Proviso.

Proviso.

Proviso.

Proviso.

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

Repealer.

Approved April 2, 1929.

CHAPTER 43.

An Act to amend the title and body of an act entitled "An act creating a commission for the erection of an additional interstate bridge over the Delaware River between the city of Philadelphia, in the State of Pennsylvania, and a point in the State of New Jersey, making an appropriation therefor, and to repeal acts inconsistent herewith," approved March nineteenth, one thousand nine hundred and twenty-eight.

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 creating a commission for the erection of an additional interstate bridge over the Delaware River between the city of Philadelphia, in the State of Pennsylvania, and a point in the State of New Jersey, making an appropriation therefor, and to repeal acts inconsistent herewith," approved March nineteenth, one thousand nine hundred and twenty-eight, be and the same is hereby amended so that henceforth it shall read as follows:

New title.

"An act extending the system of highways by the construction of a tunnel under the Delaware River or for the erection of an additional interstate bridge over the Delaware River between the city of Philadelphia, in the State of Pennsylvania, and a point in the State of New Jersey, creating a commission thereon, making an appropriation therefor, and to repeal acts inconsistent herewith."

Section 1 amended.

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

Delaware River Bridge and Tunnel Commission No. 2.

1. There is hereby created a Delaware River bridge and tunnel commission to be known as the New Jersey Commission No. 2, which shall be composed of eight members, who shall hold their said offices for terms of five years: Townsend Stites, Charles J. Maxwell, of the

county of Camden; Alfred R. Kohler, Frank L. Suplee, of the county of Gloucester; Howard Hitchner, of the county of Salem; Ralph T. Stevens, of the county of Cape May; I. Norwood Griscom, of the county of Atlantic, and John R. Radcliff, of the county of Cumberland, are hereby appointed members of said commission.

Section 2 amended.

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

Joint action with Pennsylvania commission.

2. The New Jersey Commission No. 2 is hereby authorized to act jointly and in agreement with the commission known as the Pennsylvania Commission No. 2, or with such other board, commission or body as may be duly constituted by the Commonwealth of Pennsylvania, as a joint commission, and to proceed by full and complete borings, surveys, engineering studies, investigations, bearings, and all other matters incidental and pertaining thereto, to determine the proper location, type of construction, and cost of construction, operation, and maintenance of a tunnel or an additional bridge, with the necessary approaches thereto, across the Delaware River, connecting the city of Philadelphia, Pennsylvania, at a point between Snyder Avenue and the mouth of the Schuylkill River with a corresponding point in the State of New Jersey. The exact location of said proposed tunnel or bridge shall be fixed by the joint commission.

Duties.

Location of bridge or tunnel.

4. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 44.

AN ACT annexing to Jackson Township, in the county of Ocean, a portion of the territory annexed to the county of Ocean by virtue of the provisions of an act entitled "An act altering and resettling a part of the boundary line between the counties of Monmouth and Ocean, and annexing certain lands to the county of Ocean," approved April third, one thousand nine hundred and twenty-eight, and providing for the government of the same.

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

Certain lands in Ocean County declared part of Jackson Township.

1. Whereas, by the provisions of an act entitled "An act altering and resettling a part of the boundary line between the counties of Monmouth and Ocean, and annexing certain lands to the county of Ocean," approved April third, one thousand nine hundred and twenty-eight, the lands in this act described were annexed to and became a part of the county of Ocean; therefore the following described lands and tenements within the boundaries of the county of Ocean are hereby annexed to, and shall become a part of the territory of Jackson Township in such county, and shall be governed by the laws of this State and the ordinances of such township:

Boundaries of annexed territory.

Beginning at a point distant five thousand five (5005) feet more or less from the northwesterly corner of Lakewood Township, Ocean County, and also the southwesterly corner of Howell Township, Monmouth County, measured southeasterly along the division line between the said Howell and Lakewood Townships as existing prior to the year one thousand nine hundred and twenty-eight, anno Domini, said beginning point being also distant one thousand eight hundred forty-six (1846) feet more or less westerly from the inter-

section of the center line of the Hope Road in Lakewood Township, as measured along the said boundary line between Howell Township, Monmouth County, and Lakewood Township, Ocean County, as existing prior to the year one thousand nine hundred and twenty-eight, thence (1) north twenty-nine degrees east (N-29-E) (by true bearing) one thousand eighty (1080) feet more or less to an intersection with the center line of the north branch of the Metedeconk River, thence (2) northwesterly and westerly along the center line of the north branch of the Metedeconk River, following the various courses thereof, to the northeasterly corner of Jackson Township, as it existed prior to the year one thousand nine hundred and twenty-eight, anno Domini, thence (3) southeasterly along the easterly boundary line of Jackson Township, Ocean County, as it existed prior to the year one thousand nine hundred and twenty-eight, to the point where it is intersected by the northerly boundary line of Lakewood Township, Ocean County, thence (4) southeasterly along the northerly boundary line of Lakewood Township, Ocean County, and the southerly boundary line of Howell Township, Monmouth County, as it existed prior to the year one thousand nine hundred and twenty-eight, anno Domini, five thousand five (5005) feet more or less to the point or place of beginning.

2. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 45.

An Act annexing to Lakewood Township in the county of Ocean a portion of the territory annexed to the county of Ocean by virtue of the provisions of an act entitled "An act altering and resettling a part of the boundary line between the counties of Monmouth and Ocean, and annexing certain lands to the county of Ocean," approved April third, one thousand nine hundred and twenty-eight, and providing for the government of the same.

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

Certain lands in Ocean County declared part of township of Lakewood.

1. Whereas, by the provisions of an act entitled "An act altering and resettling a part of the boundary line between the counties of Monmouth and Ocean, and annexing certain lands to the county of Ocean," approved April third, one thousand nine hundred and twenty-eight, the lands in this act described were annexed to and became a part of the county of Ocean; therefore the following described lands and tenements within the boundaries of the county of Ocean are hereby annexed to, and shall become a part of the territory of Lakewood Township in such county, and shall be governed by the laws of this State, and the ordinances of such townships:

Boundaries of annexed territory.

Beginning at a point distant five thousand five (5,005) feet more or less from the northwesterly corner of Lakewood Township, Ocean County, and also the southwesterly corner of Howell Township, Monmouth County, measured southeasterly along the division line between the said Howell and Lakewood Townships as existing prior to the year one thousand nine hundred and twenty-eight, anno Domini, said beginning point being also distant one thousand eight hundred forty-six (1,846) feet more or less westerly from the intersection of the center line of the Hope Road in Lake-

wood Township, as measured along the said boundary line between Howell Township, Monmouth County and Lakewood Township, Ocean County, as existing prior to the year one thousand nine hundred and twenty-eight, thence (1) north twenty-nine degrees east (by true bearing) (N-29-E) one thousand eighty (1,080) feet more or less to an intersection with the center line of the north branch of the Metedeconk River, thence (2) southeasterly along the center line of the north branch of the Metedeconk River, showing the various courses thereof, to a point where the same intersects the division line of the township of Howell, county of Monmouth, and the township of Lakewood, county of Ocean, as it existed prior to the year one thousand nine hundred and twenty eight, anno Domini, thence (3) northwesterly along the said dividing line between the township of Howell, county of Monmouth and the township of Lakewood, county of Ocean, as it existed prior to the year one thousand nine hundred and twenty-eight, to the point or place of beginning.

2. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 46.

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.

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

1. After any insurance company, other than a life insurance company, has been organized under the laws of this State and authorized to transact business, it may purchase or acquire, hold, and sell or transfer, all or a

May acquire stock of other companies.

part of the capital stock of any other insurance company, and may pay for any such capital stock so purchased or acquired in cash or its equivalent or in its own capital stock, and may issue its capital stock in payment as aforesaid to the persons from whom the same may be purchased or acquired, or otherwise for the purpose of such purchase or acquisition. The stock so purchased or acquired shall constitute lawful payment for the capital stock issued to purchase or acquire the same and any capital stock so issued as aforesaid shall be deemed a part of the capital of the issuing company. Such company may exhibit the amount of capital paid up as aforesaid in its advertisements.

Payment.

Acquired stock part of capital.

Repealer

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

3. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 47.

AN ACT to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies and to regulate the transaction of insurance business in this State," approved April third, one thousand nine hundred and two.

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

Section 13 amended.

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

May change name, amend charter—how done.

13. Any insurance company of this State may change its name, extend its corporate existence or amend its charter or certificate of incorporation in the manner following: The board of directors shall pass a resolution declaring that such amendment, change or alteration is advisable, and calling a meeting of the stockholders or members to take action thereon; the meeting

shall be held upon such notice as the by-laws provide, and in the absence of such provisions, upon ten days' notice in writing to each stockholder or member, given personally or by mail; if two-thirds in interest of the stockholders, or, of a mutual company, of two-thirds of the members, 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, shall be filed in the Department of Banking and Insurance, and upon the filing of the same the charter or certificate of incorporation shall be and be deemed to be amended accordingly; *provided,* before such certificate shall be filed as aforesaid, it shall be submitted to and approved by the Attorney-General in the manner hereinbefore provided for certificates of incorporation; *and provided, further,* the certificate to be made and filed in pursuance of this section 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, change or alteration; no change shall be made in the charter or certificate of incorporation of any insurance company whereby the rights, remedies or security of existing creditors shall be in any manner impaired, said certificate, or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places; any stock insurance company of this State may increase its capital stock or decrease it to an amount not less than the minimum required by this act, by proceeding in the manner, and subject to the conditions hereinabove set forth. Whenever any stock or mutual insurance company of this State shall have adopted an amendment or amendments to its charter, as hereinabove provided, it shall be permissible for the stockholders or members of said company at the time of adopting said amendment or amendments to adopt and ratify in its entirety an amended charter to the end that such amended charter shall fully and completely set forth all the terms and conditions of the charter under which the company shall thereafter transact business; *provided, however,* that

Proviso.

Proviso.

Adoption of amended charter.

Proviso.

such amended charter shall contain only such provisions as an original certificate of incorporation may lawfully contain; and *provided, further,* that the rights, remedies or security of existing creditors shall not in any manner be impaired by the adoption of such amended charter. Such amended charter shall be executed, acknowledged, approved and filed in the manner hereinabove provided with respect to amendments of charters.

Proviso.

2. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 48.

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 disposal works; 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:*

Increasing capacity of sewer system.

1. The joint meeting of the governing bodies or boards of the municipalities jointly contracting for the construction of a joint outlet or trunk sewer and its complementary works, may prior to or during construction work provide under authority of said act and this supplement, for an increase in the capacity of such sewer system and its works in such way and by such means as shall be deemed advisable by the joint meeting.

2. This act shall take effect immediately.

Approved April 3, 1929.

CHAPTER 49.

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.

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

Authorized investment for insurance companies.

1. In addition to the securities in which the capital, surplus and other funds of any insurance company of this State may be invested, it shall be lawful for any company other than life organized and authorized to transact business pursuant to the provisions of the act to which this act is supplement to invest not exceeding twenty-five per centum of its surplus in the common stock of any nondividend paying insurance company or companies organized in and authorized to transact business in this State.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 50.

A SUPPLEMENT to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Remission of fines, discharge of county prisoners.

1. The board of chosen freeholders of the several counties or the prison committee or committee on discharge of prisoners of any such board shall have the

power to remit fines and costs due to their respective counties, and to discharge from imprisonment from the county jail or penitentiary of such county any person committed or held therein, in default of the payment of such fines and costs; *provided,* that such act of the said board or committee shall not take effect until the same is approved in writing by a judge of the Court of Oyer and Terminer or Quarter Sessions of such county. Such board of chosen freeholders or committee shall have power to recommend to the Court of Oyer and Terminer or Quarter Sessions of such county the parole of any prisoner in the penitentiary or jail upon the expiration of his or her term of imprisonment in any case where such prisoner is in default of any fine or costs or both, and the judge shall have power upon such recommendation to parole any such prisoner in the custody of the probation office or other representative of the court as the judge may designate, pending the payment by the prisoner of the fines or costs or both, as the case may be, upon such terms and conditions as the judge shall fix. The judge shall have power at any time during the period of parole, in his discretion, to remit the balance due on such fines or costs or both and discharge the prisoner from further parole. Any such prisoner paroled under the provisions of this act for the payment of fines or costs or both who shall default in the payment thereof or violate the terms of his or her parole, may be remanded by the court to his or her place of imprisonment, there to be confined until the payment of such fines or costs or both, or the unpaid balance of the same, as the case may be.

Proviso.

As to parole.

Judge may remit fines and costs.

Default under parole.

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

Repealer.

Approved April 8, 1929.

CHAPTER 51.

AN ACT concerning municipalities having boards of aldermen.

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

Filling vacancy in board of aldermen.

1. In every city in the State which has a board of aldermen, in case of a vacancy in the board by death, resignation or otherwise, the said vacancy shall be filled by an appointment to be made by the president of the board of aldermen for the balance of the year or until his successor shall be elected and qualified; *provided, however,* that the president of said board of aldermen shall appoint a citizen who is a resident of the ward from which the vacancy occurs; *and provided, further,* that the appointment made by the president of the board shall be for the remainder of the year in which such vacancy occurred until the first Monday of January succeeding, or until his successor shall be elected and qualified, and at the first annual election held after such vacancy occurred some fit person shall be elected to fill such vacancy for the unexpired time only.

Proviso.

Proviso.

Repealer

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

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 52.

AN ACT to amend an act entitled "An act to amend an act entitled 'An act concerning District Courts' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," which amendment was approved March twenty-one, one thousand nine hundred and twenty-two.

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

Section eight amended.

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

Salaries of district court clerks.

8. The salaries of clerks of said courts, in counties other than counties of the first class, shall be fixed as follows: In cities having two hundred thousand inhabitants or over, an annual salary of thirty-three hundred dollars ($3,300); in cities having between fifty-five thousand and two hundred thousand inhabitants, an annual salary of three thousand dollars ($3,000); in cities having between twenty-five thousand inhabitants and fifty-five thousand inhabitants, an annual salary of twenty-four hundred dollars ($2,400); in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of eighteen hundred dollars ($1,800); in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of fifteen hundred dollars ($1,500); in judicial districts having one hundred thousand inhabitants or over, an annual salary of twenty-eight hundred dollars ($2,800); in judicial districts having between forty-five thousand and one hundred thousand inhabitants, an annual salary of twenty-five hundred dollars ($2,500); in judicial districts bordering on the Atlantic Ocean, an annual salary of twenty-five hundred dollars ($2,500); in judicial districts having a population of forty-five thousand or less, fifteen hundred dollars ($1,500). The salaries of clerks of said courts in

In judicial districts.

Salaries in first class counties.

counties of the first class shall be fixed as follows: In cities having two hundred thousand inhabitants or over, the salary of said clerk shall not be less than three thousand dollars ($3,000) nor more than four thousand dollars ($4,000) per annum; in cities having between fifty thousand and two hundred thousand inhabitants, the salary of such clerk shall not be less than twenty-five hundred dollars ($2,500) nor more than thirty-five hundred dollars ($3,500) per annum; in cities having between twenty-thousand and fifty thousand inhabitants the salary of such clerk shall not be less than eighteen hundred ($1,800) nor more than twenty-five hundred dollars ($2,500) per annum; in judicial districts having less than one hundred thousand inhabitants, the salary of said clerk shall not be less than fifteen hundred dollars ($1,500) nor more than twenty-five hundred dollars ($2,500) per annum; the amount of such salary shall be fixed by the judge of any such District Court at any time during the term of office of any such clerk and shall be paid by such city or governing body from the date of appointment or increase of salary; which salaries of said clerks shall be in lieu of all fees whatsoever; *provided, however,* said clerks shall devote their entire time and attention to the duties of said office daily during business hours. This act shall not apply to fourth class cities bordering on the Atlantic Ocean.

Judicial districts.

Fixing salary.

Proviso.

Exception.

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

Repealer.

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 53.

AN ACT to amend an act entitled "An act providing for the creation of juvenile courts in counties of the first class, and defining the jurisdiction and powers thereof," approved April first, nineteen hundred and twelve.

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

Section eight amended.

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

Hearing.

8. Upon the return of the summons, or at the time set for the hearing, the court shall proceed to hear and determine the case, either in chambers or in such place as may be provided by the board of freeholders of the county in which such court is located, or such court may be held in any public school building, or in any other public building or place, in any part of the county, the official board or body having charge and control of such building consenting, and at such time and place as may be designated by the judge, or in any other place the judge may designate. The court may conduct the examination of witnesses without the assistance of counsel and may take testimony and inquire into the habits, surroundings, conditions and tendencies of said child to enable the court to render such order or judgment as shall best conserve the welfare of said child and carry out the objects of this act. The court may find that the child is a delinquent within the meaning of this act and may commit such child to any public institution established for the care, custody, instruction and reform of juvenile offenders which is maintained by the State or by the county in which said court is located, or may commit said child to any like institution maintained by any city, town, township, borough or other municipality in said county; *provided,* that said child shall reside in such city, town, township, borough or other

Examination of witnesses.

Finding.

Proviso.

municipality, or to any other like institution, commitment to which is now provided for by law, or the said court may order said child to be placed upon probation under the care of one of the probation officers of the county or some other person to be named or designated by the court, for such time and upon such conditions as the court may determine; *provided,* that where the offence charged in the petition constitutes a crime, nothing in this act shall prevent a child under the age of sixteen years from being charged upon the indictment or presentment of a grand jury, or from being accorded a trial by jury if he or she so demands at any time before trial, and if in such case said child demands the indictment or presentment of a grand jury and a trial by jury, a complaint shall be made in the usual form and sent to the clerk of the grand jury and the said child be dealt with according to the usual course of law. It shall be lawful for any municipality which has no institution for the care, custody, instruction and reform of juvenile offenders to contract with another municipality maintaining such an institution, to pay the cost of the maintenance therein of such offenders, in which event the judge is authorized to commit such offenders to such institution at the expense of the municipality in which the offender is resident.

Proviso.

Municipality may contract for care of offenders.

The court shall have power upon the hearing of any case to exclude the general public from the room wherein said hearing is held, admitting thereto only such persons as may have a direct interest in the case, and the records of all cases may be withheld from indiscriminate public inspection in the discretion of the court, but such records shall be open to the inspection of such child, his parents or guardians, or his attorneys at all times. No adjudication under the provisions of this act shall operate as a disqualification of the child for any office under and State or municipal civil service, and such child shall not be denominated a criminal by any such adjudication, nor shall such adjudication be denominated a conviction.

Privacy of hearing.

As to disqualifications.

Approved April 8, 1929.

CHAPTER 54.

AN ACT authorizing the sale of the New Jersey Home for Disabled Soldiers located in the town of Kearny in the county of Hudson.

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

Sale of Kearny Soldiers' Home.

1. The State House Commission, acting for and on behalf of the State of New Jersey, is hereby authorized and empowered to sell the lands and buildings used as the New Jersey Home for Disabled Soldiers, located in

Bids invited.

the town of Kearny, in the county of Hudson. The State House Commission shall invite, by public advertisement, sealed proposals or bids for said lands and buildings, which advertisements shall be published in at least three newspapers in this State for at least three weeks, once each week, in which advertisement shall be fixed a time and place for the reception of said bids, and which advertisement shall contain a description of the lands and premises to be sold; and if, in the judgment of the State House Commission a bid shall be received which shall be satisfactory the commission acting for the State shall make and execute an appropriate deed therefor, signed by all the members of the commission, and convey such lands to the purchaser upon the receipt of the purchase price. Should the highest bid or bids received in accordance with the foregoing provisions of this act be deemed unsatisfactory in amount by the State House Commission, the said commission may thereafter sell the aforesaid lands and buildings at private sale; *provided, however,* that such private sale and transfer of the property shall not be made for an amount that is less than the amount of the highest bid or bids that may have been received by virtue of the public advertisements, as hereinbefore provided for. The proceeds of the sale from the said lands and buildings shall be paid into the Treasury of the State, and shall be kept therein as a separate fund, which

Deed.

May sell at private sale.

Proviso.

Proceeds.

shall be used by the State Department of Institutions and Agencies for the construction of a New Jersey Home for Disabled Soldiers of all wars, to be located in the area north of the city of Trenton; *provided, however,* that said sale shall not take place until such time as the new home shall be completed and ready for occupancy by the members of said Kearny home. Proviso.

2. The State Department of Institutions and Agencies is hereby authorized and empowered to construct a New Jersey Home for Veterans of all wars, to be located on a site north of the city of Trenton. An advisory committee, as site committee, composed of five persons shall be designated by the Governor. Said committee shall be composed of at least one representative of each of the following veteran organizations: Grand Army of the Republic, United Spanish American War Veterans, and World War Veterans. Home for veterans. Advisory committee.

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 55.

AN ACT to amend an act entitled "An act creating the office of the 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:*

1. Section five 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 five amended.

5. That it shall be the duty of the comptroller to superintend the collection of the revenue, to take general charge and supervision of all rights, interest and property of the State, to institute and direct prosecution against delinquent officers of the revenue, and for just Duties of Comptroller.

claims and debts due to the State, and to draw all warrants on the treasurer in favor of such public officers as receive salaries from the State, and for the payment of all moneys directed by law to be paid out of the treasury and such warrants shall designate the purpose for which they are drawn. The Comptroller of the Treasury shall have a seal which shall contain the coat of arms of the State, and further the words "Comptroller of the Treasury, New Jersey," which shall be affixed to documents and other papers for which the seal shall be required.

Seal.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 56.

AN ACT to amend an act entitled "A supplement to an act entitled 'An act to impose a tax on the sale of motor vehicle fuels as herein defined to be paid by distributors as herein defined; regulating the sale of such fuels; providing for the collection of said tax, for reports of sales of such motor fuels, and for the disposition of the revenue derived from such tax, and fixing penalties for the violation of the terms thereof,' passed April first, one thousand nine hundred and twenty-seven," approved April third, one thousand nine hundred and twenty-eight.

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

Section one amended.

1. Section one of the act is hereby amended to read as follows:

Exemption of rural mail carriers from gasoline tax.

1. In addition to the exemptions provided by the provisions of the act to which this act is a supplement rural free delivery carriers of mail shall be exempted from the payment of the tax, assessed, levied and collected

pursuant to the provisions of the act to which this act is a supplement, on all gasoline up to and including fifteen hundred gallons annually when used in such service.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 57.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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

1. Section eighteen 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 eighteen amended.

18. Route No. 25 and S-25. Jersey City to Camden, via Jersey City, Kearny, via present Lincoln Highway crossing the Hackensack and Passaic Rivers, then by way of Newark, Elizabeth, Rahway, Woodbridge, crossing Raritan River near Weston Mills at New Brunswick, thence southerly, intersecting Cranbury Turnpike near Bodines Corner, thence via Cranbury Turnpike through Deans, Dayton, Cranbury, Hightstown, Bordentown, Burlington and Camden. S-25. Beginning at a point in Route No. 25 near Washington Avenue, Burlington, and extending to the proposed Burlington-Bristol Bridge. Route 25. Route S-25.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 58.

A SUPPLEMENT to an act entitled "An act concerning townships" (Revision of one thousand eight hundred and ninety-nine), 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:*

Land conveyed for fire protection.

1. The township committee of any township of this State is hereby authorized to convey for a nominal consideration a suitable lot or piece of land out of any lands owned by such township to a duly incorporated fire company in such township organized for the purpose of protecting life and property from fire in such township or any part thereof, the said lot or piece of land so conveyed to be used for the erection thereon of a fire house; *provided, however,* that no conveyance shall be made under the authority of this act until after an ordinance authorizing the same shall be duly passed by the township committee of such township.

Proviso.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 59.

AN ACT to amend an act entitled "An act providing for the retirement of life guard officers and life guards employed in cities of the fourth class in this State, and providing a pension for life guard officers and life guards so retired."

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

Section one amended.

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

Retirement of life guard on half pay.

1. In all cities of the fourth class in this State, as ascertained by the preceding federal census, any member of the life guard force in service during the year when this act takes effect, or hereafter, whether employed as an officer or a guard, who shall have served on such force for a period of fifteen or more consecutive years, and shall have attained the age of forty years or more, may be retired upon half pay by the governing body of any such city or upon his own application may be retired upon half pay as aforesaid.

Section five amended.

2. Paragraph five of the act of which this act is amendatory is hereby amended to read as follows:

Pension fund.

5. The said life guard pension commission shall have the management and control of said fund and is hereby empowered to make all necessary rules and regulations not inconsistent with this act. A year of service within the meaning of this act shall consist of such part of the calendar year as the said life guard force is normally employed, and likewise the year's salary shall be that salary which a life guard receives during the time of his normal employment in any calendar year. When such salary is payable upon a per diem basis the pension commission may determine the length of service and the amount of the year's salary by averaging the salary heretofore received by said life guard or officer during the past three years or in other equitable manner and may determine in such case what constitutes a year's salary and a year's service. All moneys belonging to said life guard pension fund shall be paid over to the treasurer of such municipality, who shall give bond in such amount from time to time as the governing body of such municipality shall determine. All moneys not needed for the immediate payment of such pensions shall be invested by such life guard pension commission in interest-bearing bonds of such municipality or in other interest-bearing securities in which savings banks of the State are authorized to invest their funds. No moneys shall be paid out of said fund by such treasurer except upon the warrant of such life guard commission, such warrant to be signed by such member or members of such life guard pension commission as shall be designated by such commission. The widow of any life guard,

Year defined.

Per diem basis.

Treasurer of fund.

Investments.

Payments.

Widows' pension.

officer or member of any such life guard force who shall lose his life in the performance of his duty or shall die from natural causes or having been retired on pension shall receive a pension so long as she shall remain unmarried, equal to one-half of the amount of the annual salary of such life guard officer or life guard at the time of his death, and at her death or in case there be no widow, or said widow shall remarry, her minor child or children as the case may be, until the youngest reaches the age of sixteen years, shall receive the amount of said pension for their support, and in the event that there are no children under the age of sixteen years, then the said pension shall be paid to the dependent parent or parents of said life guard officer or life guard.

If no children.

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 60.

AN ACT making further appropriations for the support of the agencies of the State government in this act enumerated, and for the purpose of meeting deficiencies in appropriations.

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

Appropriation for building at Newark Airport.

1. The sum of eighteen thousand, ninety-six dollars ($18,096.00), or so much thereof as may be necessary, be and is hereby appropriated out of the State and special funds, to be used in conjunction with and to supplement the appropriation made by Chapter 284, P. L. 1928, item seven, and authority is hereby granted to the State Military Board to enter into contract for a building and appurtenances at the Newark Airport to receive the personnel and equipment of the 44th Division Air Service, in a sum not exceeding the total of the two appropriations.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 61.

AN ACT to amend an act entitled "An act creating a Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith," passed March twenty-ninth, one thousand nine hundred and twenty-one, passed April third, one thousand nine hundred and twenty-eight.

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

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

3-(A). The Department of State Police shall consist of a headquarters and central bureau of identification and information, composed of the following personnel: One captain; two lieutenants; one sergeant major; one supply sergeant; one first sergeant; twelve sergeants; fourteen corporals; two troopers and ten recruits; and three troops, which shall each be composed of the following personnel: One captain; two lieutenants; one first sergeant; seven sergeants; seven corporals; sixty troopers. Organization. Headquarters. Troops.

3-(B). The personnel herein provided shall receive pay as follows: A recruit shall receive an annual salary of one thousand two hundred dollars ($1,200), payable monthly, while in training and until the end of his probationary period, when he has been accepted as a trooper. A trooper shall receive an annual salary of one thousand six hundred dollars ($1,600), payable monthly; a corporal shall receive an annual salary of one thousand eight hundred dollars ($1,800), payable monthly; a sergeant shall receive an annual salary of one thousand nine hundred dollars ($1,900), payable monthly; a first Salaries of State police. Troopers, etc.

sergeant shall receive an annual salary of two thousand dollars ($2,000), payable monthly; a sergeant major shall receive an annual salary of two thousand two hundred dollars ($2,200), payable monthly; a supply sergeant shall receive an annual salary of two thousand two hundred dollars ($2,200), payable monthly; a lieutenant shall receive an annual salary of two thousand four hundred dollars ($2,400), payable monthly; a captain shall receive an annual salary of three thousand dollars ($3,000), payable monthly; *provided,* that troopers, corporals and sergeants assigned to detective work in the department, while on such duty, shall receive an increase of sixty dollars ($60) a year above their annual salaries, payable monthly.

Proviso.

Increase of salary.

All the troopers constituting the State Police as enumerated in this section shall receive an increase of two hundred dollars ($200) per year after the completion of two years, four years and six years of continuous service and until the seventh year, when the aggregate increase of six hundred dollars ($600) per annum shall have been reached.

Appointments and removals.

3-(C). All the officers and troopers of the State Police force enumerated in this section shall be appointed or reappointed by the Superintendent of State Police for a period of two years, and shall be removable by him after charges have been preferred and a hearing granted; *provided,* that no person shall be appointed a member of the State Police unless he shall be a citizen of the United States, preferably a resident of the State of New Jersey, of good health, good moral character, between the ages of twenty-one and forty years; and *provided,* that no one shall be appointed a member of the State Police who has not established satisfactory evidence of his qualifications by passing a physical and mental examination based upon the standard provided by the rules and regulations of the United States Army; and *provided,* that voluntary withdrawal from the State Police force, without the consent of the superintendent, shall be a misdemeanor, and that troopers removed from the State Police for cause, after a hearing, shall be ineligible for reappointment.

Proviso.

Proviso.

Proviso.

2. For the purpose of carrying out the provisions of this act, the sum of ninety six thousand dollars ($96,000), or so much thereof as may be necessary, is hereby appropriated. Appropriation.

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 62.

AN ACT validating and confirming conveyances heretofore made to any lodge, subordinate lodge, society, or other body or association not incorporated at the time of said conveyances.

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

1. Where any conveyances of real estate have heretofore been made, executed and recorded to or in favor of any lodge, subordinate lodge, society, or other body or association not incorporated at the time of said conveyances, whose members shall have entered into the possession and enjoyment of said real estate, such conveyances of real estate shall be as valid and effectual in law as if such lodge, subordinate lodge, society or other body or association had been a duly incorporated body at the time of the execution and recording of said deed; provided said lodge, subordinate lodge, society, or other body or association shall thereafter make, execute, record and file a certificate of incorporation under an act entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto, under the title named and set forth in such conveyance of real estate made prior to such incorporation. Validity of deed to non-incorporated society. Proviso. Formally incorporated.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 63.

AN ACT to amend an act entitled "An act to regulate the practice of courts of law" (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 153 amended.

1. Section one hundred and fifty three of the act of which this act is amendatory is hereby amended to read as follows:

Notice of trial.

153. All notices of trial given for the first day of the term shall be filed with the clerk at least fourteen days before the opening day of the term, 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, before 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 noticed with said endorsement according to date of filing notice of trial thereof with him.

Date indorsed.

Priority.

Proviso.

Notice of listed cases.

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.

Precedence.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 64.

AN ACT validating the sales of certain lands, tenements, hereditaments or real estate made under any decree, judgment or order of any court of this State, or any execution or other process issued thereon.

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

Validating sale of lands, etc.

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by virtue of any decree, order or judgment of any court of competent jurisdiction of this State, or any execution or other process issued thereon, shall be invalidated by reason of any delay in mailing, postage prepaid, notice of an order of publication to nonresident or absent defendants, directed to such nonresident or absent defendants at the post office nearest his or her residence, or the post office at which he or she usually receives his or her letters, but the purchaser or purchasers of such lands, tenements, hereditaments or real estate having paid the price therefor and having received his, her or their deed therefor, and his, her or their heirs, successors or assigns shall be deemed to have as good and complete title thereto as if such notice of order of publication directed to nonresident or absent defendants had been mailed within the time fixed by law.

2. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 65.

AN ACT to amend an act entitled "An act amendatory of and supplemental to an act entitled 'An act relative to the cancellation of mortgages given to individuals and to corporations other than building and loan associations,' approved March twenty-ninth, one thousand nine hundred and twenty-seven," approved April third one thousand nine hundred and twenty-eight.

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

Section one 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:

Canceling of record.

1. No mortgage other than one held by a corporation shall be canceled of record by the county clerk or register of deeds and mortgages of any county in this State unless the said mortgages shall be produced to said clerk or register canceled or with a receipt thereon signed by the mortgagee, or his agent or attorney, or his executors, administrators or assigns, which said signature of the mortgagee or his agent, or attorney, or his executors, administrators or assigns shall be certified to as genuine by one qualified to take acknowledgments of deeds. Said officer to designate his title and to affix his seal, if any he has.

Receipt.

Signature certified.

Act effective.

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

Approved April 8, 1929.

CHAPTER 66.

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 of compensation and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven.

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

Notice relative to dismissal of petition.

1. No petition hereafter filed shall be dismissed for want of prosecution or for failure to formally adjourn the cause, until after notice shall be served by the respondent on the petitioner or his attorney that unless the cause is moved for hearing within one month from the date of the service thereof, the claim will be considered abandoned and the petition dismissed.

Repealer.

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

Approved April 8, 1929.

CHAPTER 67.

AN ACT to amend an act entitled "An act to provide for the making and stamping of crates, baskets and carriers in which fruits and vegetables to be sold or offered or exposed for sale are packed, and to provide a penalty for the violation thereof," approved April twentieth, one thousand nine hundred and twenty.

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

Section one 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:

Name and address of packer on receptacles.

1. Any person who shall pack or cause to be packed fruits or vegetables in crates, covered baskets, carriers, sacks or other containers, for the purpose of selling, offering or exposing for sale said fruits or vegetables so packed, shall plainly and conspicuously mark or stamp in lettering not less than three-eighths of an inch in size, on the outside or top of the said crates, baskets, carriers, sacks or other containers, or on a tag firmly affixed thereto, his name and address.

Section two amended.

2. 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:

Other marks removed.

2. Before so marking or stamping his name and address on any basket, crate, carrier, sack or other container, said packer shall remove all other names and addresses therefrom, excepting the name and address of the manufacturer of said basket, crate, carrier, sack or other container.

3. This act shall take effect immediately.

Approved April 8, 1929.

CHAPTER 68.

AN ACT to amend an act entitled "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 April twelfth, one thousand nine hundred and eleven.

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

Section 2 amended.

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

Minimum age for children at theatre, if not accompanied by adult.

2. Any person having the management or control of any theatre, or place wherein theatrical, acrobatic or vaudeville performances are given by paid performers, or wherein any moving picture show is given, his agents or servants, who shall admit thereto, or permit or suffer to be or remain therein any child under the age of fourteen years, unaccompanied by a parent, guardian, or adult friend, shall be guilty of a misdemeanor and be punished by a fine not exceeding one hundred dollars.

Penalty.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 69.

An Act to amend "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof, by the creation and enforcement of liens thereon" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

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

Section 39 amended.

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

Assignment of certificate of sale by mortgagee.

39. Where the redemption is made by a mortgagee, or other person not primarily liable to pay the municipal lien, and having a lien or interest in or on the land, the person so paying if he so elect shall succeed to the municipal lien paid by him, and the purchaser, on receipt of the redemption moneys in full from the collector or other officer in the foregoing section mentioned, shall, at the option of the party making the payments, assign the certificate of sale by assignment under seal and acknowledged as a conveyance of land to the person redeeming,

Proviso.

further provided, where the person so paying, within ten days from the date of sale, if he so elect, the collector shall issue the certificate, at the rate bid, in the name of the person so redeeming.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 70.

An Act to amend an act entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," approved March twenty-ninth, one thousand nine hundred and sixteen.

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 so that the same shall read as follows: Section 1 amended.

1. There is hereby established the Department of Agriculture, which shall be organized and continued in accordance with the provisions of this act; which shall have a common seal and which shall exercise the powers and perform the functions and duties hereinafter conferred and devolved. Department established. Seal.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 71.

An Act to amend an act entitled "An act to amend the law relating to the property of married women" (Revision), 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:*

1. Section five of the act of which this act is amendatory as said section was amended by chapter eleven of the laws of one thousand nine hundred and twenty-seven is hereby further amended to read as follows: Section 5 amended.

Married woman may bind herself by contract.

5. That any married woman shall, after the passing of this act, have the right to bind herself by contract in the same manner and to the same extent as though she were unmarried, which contracts shall be legal and obligatory and may be enforced at law or in equity, by or against such married woman in her own name apart from her husband.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 72.

An Act to incorporate the "Borough of Shiloh" in the county of Cumberland.

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 townships of Hopewell and Stoe Creek, in the county of Cumberland, 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 Shiloh" and shall be governed by the general laws of this State relating to boroughs.

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

Boundaries of borough of Shiloh.

Beginning at a point in the centre line of the State highway, Route No. 49, leading north from Shiloh, where the same is intersected by the centre line of a road known as "Murder Lane"; thence running along the centre line of said Murder Lane in a westerly and then southerly direction to a point where the centre line of said Murder Lane intersects the centre line of a road running west from Shiloh and known as "West Avenue"; thence still running in a southerly direction in a straight line to a point in the centre line of the road from Shiloh to Roadstown, where the same is intersected by the division line between the properties of Luther Davis

and Henry Ewing; thence in an easterly direction in a straight line to a point in the centre line of the road leading north from Barret's Run, known as the "S. R. Moore's Corner," to Barret's Run Road, said point being distant five hundred thirty-eight (538) feet in a northerly direction measured along the centre line of said road from its intersection with the centre line of what is known as the "Veale's-Corner West Road"; thence running in a northerly direction and along the centre line of said S. R. Moore's Corner-Barret's Run Road, leading north from Barret's Run to a point where the same is intersected by the centre line of a road running in an easterly direction to Minch's Corner; thence in a westerly direction in a direct line to the place of beginning.

Referendum.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory, and voting thereon on the day of said special election. Said special election shall be held within the said territory within ninety days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, and at a place within said territory to be fixed by the clerk of the township of Hopewell, in the county of Cumberland. The clerk of the township of Hopewell shall cause public notice of the time and place of the holding of the said election to be given by advertisements, signed by himself, and set up in at least five public places within said described territory and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

Special election.

Notice given.

Marking ballot.

If you favor the proposition printed below make an $\times$ mark in the square to the left of and opposite the word "Yes." If you are opposed thereto make an $\times$ mark in the square to the left of and opposite the word "No."

Proposition.

Yes.		Shall an act entitled "An act to incorporate the borough of Shiloh, in the county of Cumberland," be adopted?
No.		

If the voter makes an × 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 × mark in black ink or black pencil in the square to the left of and opposite the word "No" it shall be counted as a vote against such proposition. And in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No" it shall not be counted as a vote for or against such proposition.

Election, how conducted.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election district of said township of Hopewell, and which conducted the general election next preceding the holding of such election in said district, but no special form of ballot and no envelope need be used by any voters at said election. The officers holding such election shall, within two days after such election, make a return to the township committees of the townships of Hopewell and Stoe Creek 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 said township committees, and upon its adoption by a majority of electors, as aforesaid, and not otherwise, this act shall in all respects be operative.

Result returned.

Registry.

The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the boards of registry and election of the said townships of Hopewell and Stoe Creek, which conducted the general election next preceding the holding of such election in said townships; *provided,* that said lists, for the purpose of this election, shall be revised so as to include all and only such voters of said townships who may then reside within the territory comprised within the limits of the borough created by this act. And for that purpose the said boards shall meet at such place

Proviso.

Meeting to revise registry.

or places within said described territory, and at such time as shall be designated by the clerk of the township of Hopewell, at least one week preceding such special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Hopewell by posting notice thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the boards of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said boards shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who will appear in person before and establish to the satisfaction of the majority of said boards 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 Cumberland County, to be filed by said board, and one copy shall be retained for the use of the board of election of the township of Hopewell herein designated and directed to hold said special election.

Adding names of new voters.

Affidavits

4. Immediately after the statement of the result of such election shall be made to the township committees of said townships of Hopewell and Stoe Creek, another copy of said statement, certified by the clerk of the township of Hopewell, shall be filed by him in the office of the county clerk of the county of Cumberland.

Statement filed with county clerk.

5. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Cumberland, 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

Special election to select officers.

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 such other officers as are required or permitted to be elected by law 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 of advertisement, 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 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 or places so appointed by the said county clerk, and shall be conducted by the said officers of the said election district of the said township of Hopewell, but no special form of ballot and no envelope need be used for any voters at said election. The register of voters to be used at said election shall be the same as that used for special elections provided for in section three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Cumberland 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

Public notice given.

County clerk to provide ballots.

Nominations by petition.

Election, when, where, and how conducted.

Register,

Returns showing result.

elected by the voters of said borough and shall have qualified as required by law.

6. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 73.

A Supplement to an act entitled "An act to incorporate associations not for pecuniary profit, approved April twenty-first, one thousand eight hundred and ninety-eight.

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

Incorporation of fire companies.

1. The act to which this is a supplement shall not operate to repeal the act entitled "An act for the incorporation of fire companies," approved April twenty-first, one thousand eight hundred and seventy-six, and its supplements and amendments, but fire companies may be incorporated either under said act or under the act to which this is a supplement, and all fire companies incorporated under and all proceedings taken pursuant to said act approved April twenty-first, one thousand eight hundred and seventy-six, and its amendments and supplements, since the passage of the act to which this is a supplement, are hereby ratified and made valid, and all fire companies incorporated under the act to which this is a supplement, and the supplements and amendments thereto, shall be entitled to the same privileges and immunities, and subject to the same liabilities as if said fire companies had been originally incorporated under said act for the incorporation of fire companies, approved April twenty-first, one thousand eight hundred and seventy-six, and its supplements and amendments.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 74.

An Act to enable any corporation heretofore or hereafter constituted or organized for the purpose of the enforcement of laws enacted for the protection of dumb animals, or constituted or organized for the purpose of promoting the welfare of dumb animals, whether incorporated by any special act of the Legislature of this State or under the laws of this State, to amend its charter and providing the procedure therefor.

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

As to incorporation of certain societies.

1. Any corporation heretofore or hereafter constituted or organized for the purpose of the enforcement of laws enacted for the protection of dumb animals, or constituted or organized for the purpose of promoting the welfare of dumb animals, whether incorporated by any special act of the Legislature of this State or under the laws of this State, may at any time, in the manner hereinafter provided, amend its charter or certificate of incorporation as originally enacted or filed or as heretofore amended so that such corporation, in addition to its other powers and purposes, shall have the following powers and purposes, that is to say: To promote the interests of and to protect and care for dumb animals; to maintain and operate one or more rest farms, kennels, pounds, shelters, and/or hospitals for animals, and to do any and all things which would benefit or tend to benefit dumb animals; the board of directors, executive committee or other governing managers of any such corporation may at any regular or special meeting of said directors, executive committee or other governing managers, by resolution declare that it is advisable to amend the charter or certificate of incorporation of said corporation, as indicated in such resolution, and direct that such amendment shall be submitted to the members of

General powers and purposes.

Amending charter.

the said corporation at their next regular meeting, or at a special meeting to be called for the purpose, and that a copy of such resolution shall be included in the notice of the meeting; if the members of the corporation, after having notice as aforesaid, shall by a unanimous vote of the members present and lawfully voting at the meeting, or at any adjournment thereof, approve the amendment declared to be advisable by the directors, executive committee or other governing managers, and no member shall file written objection to such amendment with the secretary of such corporation at or before said meeting, such amendment shall be deemed to have the unanimous consent of all of the members of said corporation and a certificate, signed by the president and secretary, under the corporate seal, and acknowledged or proved, as in the case of deeds of real estate, setting forth the passage, under, the provisions of this act of the resolution declaring the amendment to be advisable by the directors or executive committee or other governing managers of said corporation, and the approval thereof by the members of the corporation by a unanimous vote of the members present and lawfully voting at a regular or special meeting after notice as aforesaid and that no member of the corporation filed a written objection to such amendment with the secretary of such corporation at or before said meeting, shall be filed and recorded in the office of the Secretary of State; and upon the filing and recording of said certificate the charter, or certificate of incorporation of said corporation shall be amended and changed accordingly.

When adopted.

Certificate filed with secretary of State.

2. This act shall take effect immediately.

Approved April 9, 1929.

CHAPTER 75.

An Act concerning the care and custody of minor children.

Preamble.

WHEREAS, It sometimes happens that the father of a minor child or children under fourteen years of age, although able to support such child or children, leaves such child or children in the absolute custody and control of the mother and fails himself to support such child or children and compels the mother to support such child or children, and the father, after such child or children have been in the custody and control of the mother and she has been obliged to support such child or children for a long time, asserts the right to the custody and control of such child or children.

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

Custody of child under fourteen, when father fails to support it.

1. In any controversy or legal proceeding involving the right as between parents to the custody of their child or children under fourteen years of age, the father who has failed and has been able to support such child or children for a period of five years or more shall not be entitled to the care, custody or control of such child or children at or during any time, and the mother having the custody and having supported such child or children during such period shall be entitled at all times to the care, custody and control thereof; and any order of court at law or in equity heretofore made respecting the care, custody or control of such child or children, upon application to the court by the mother, shall be modified to conform to the provisions of this act, if the father shall have been able and failed to support such child or children for a period of five years or more. Nothing in this act, however, shall prevent the father from visiting such child or children while in the

mother's custody or under her control upon such terms and conditions as the court may order. All acts inconsistent herewith are hereby repealed. Repealer.

2. This act shall take effect immediately.

Approved April 13, 1929.

CHAPTER 76.

AN ACT to provide for the creation of The New Jersey State Board of Regents and to define its powers and duties.

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

1. There is hereby created The New Jersey State Board of Regents, which shall consist of eight members, of whom seven shall be citizens of this State who are in no way officially connected with any institution of higher learning receiving State aid. They shall be appointed by the Governor, by and with the advice and consent of the Senate, solely by reason of their character and fitness, without reference to occupation, party affiliations, religion or sex. The first appointments shall be made—one for a term of one year, one for two years, one for three years, one for four years, one for five years, one for six years, one for seven years, and subsequent appointments for a period of seven years. Vacancies shall be filled for the unexpired term. The remaining member of the board shall be the Commissioner of Education, ex officio. All members shall serve without compensation for their services. Board of Regents created. Qualifications. Terms. Vacancies. No salary.

2. The board shall organize by electing by a majority vote one of its members as president, and shall make such rules and regulations as it from time to time shall find desirable in order to enable it to perform its duties as provided herein. Organization.

3. The board shall be charged with the duty of determining the State's needs in connection with public higher education and determining to what extent institu- Duties relative to higher education.

tions of higher education, other than State institutions, shall be utilized to meet such needs in whole or in part; it shall give consideration not only to the present needs of the institution or institutions which it may determine shall be utilized by the State for the purpose of public higher education, but also to the future development of such institution or institutions, and shall ascertain and estimate the cost of carrying out any plan of development which it recommends. In the consideration of both the present needs and future development of such institution or institutions, it shall endeavor to remove and prevent any overlapping or duplication of services rendered by any State institution with those rendered by any institution or institutions which the State may utilize for the purpose of public higher education. The board shall contract, on behalf of the State, with such institution or institutions for just compensation to it or them for the services such institution or institutions, so utilized for the purpose of public higher education, renders or shall render to the State, and also for the support of such institution or institutions to the extent necessary to enable it or them to render the services required by the State for the purpose of public higher education; subject always to appropriations made by the Legislature.

No duplication of services.

Contract for higher education.

Report.

4. The board shall make an annual report to the Legislature and annually recommend to the Budget Commission the amount necessary to be appropriated for the purpose of public higher education carried on at any and all institutions that the State is utilizing, or may utilize, pursuant to its determination for such purpose, in order to enable such institution or institutions to perform the services required by the board; no disbursement of the moneys raised by the State for the purpose of public higher education shall be made to any such institution utilized by the State for the purpose of public higher education, except on the recommendation of said board, and the board shall be charged with the duty to see to the application of said moneys for said purposes. No disbursement of the moneys raised by the State for the purpose of public higher education shall be made to any institution wholly or in part under

Disbursements.

As to religious institutions.

the control of any religious denomination or in which any denominational tenet or doctrine it taught.

Custody of State property at Rutgers College.

5. The board shall be charged with the care, custody and control of such property as the State now has, or shall hereafter acquire, at Rutgers College, or at any other institution that the State may utilize for the purpose of public higher education. The board, so far as may be proper to aid it in the performance of its duties, shall have the power of investigating the finances of any institution so utilized by the State for the purpose of public higher education and have access to the books and papers of such institution, and shall have all other powers requisite to the performance of its duties under this act; it shall confer with the administration officers of such institution or institutions utilized for the purpose of public higher education and shall meet once a year, or more frequently if necessary, with the board of trustees of such institution or institutions in order that it may effect a complete co-ordination of the services rendered by such institution or institutions and the services rendered by any State institution.

Investigation of finances of institution.

Meet annually with trustees.

Secretary and other assistants.

6. The board shall have the power to appoint a secretary and to employ such other agents as may be necessary in the discharge of the duties imposed upon them by this act, and to fix their compensation; and such expenditures and incidental expenses connected with the performance of the duties of the board, together with the actual personal expenses of the members of the board, incurred in the discharge of the duties imposed upon them by this act, shall be audited by the Comptroller and paid by the Treasurer of the State, upon the certificate of the president of the board, within the appropriation made for those purposes.

Expenses met.

Accommodations for board of regents.

7. The board shall be furnished with suitable accommodations in the State House, or elsewhere in the State, as may be necessary for the performance of its duties, and the same shall be properly equipped for the transaction of business.

Repealer.

8. All acts and parts of acts inconsistent herewith are hereby repealed, but nothing herein contained shall be deemed to affect, amend, restrict or overlap any of

Existing laws not affected.

the powers or functions now conferred by law upon the State Board of Education or the Commissioner of Education, or any of the provisions of Chapter one, Special Session Laws of one thousand nine hundred and three, entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," as amended and supplemented, or as shall hereafter be amended or supplemented.

9. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 77.

AN ACT to regulate the use by educational institutions of titles indicating a relationship with the State.

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

Approval of title necessary before use.

1. No incorporated or unincorporated private educational institution conducted in this State shall hereafter adopt, as a title of such institution, any title containing the words "New Jersey," "State of New Jersey," "State", or any other expression indicating any relationship whatever between the State and such educational institution, until the same has first been approved by the New Jersey State Board of Regents.

2. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 78.

A SUPPLEMENT to an act entitled "An act to amend the law relating to the property of married women" (Revision of 1877).

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

Validating deed by married woman.

1. Any conveyance heretofore or hereafter executed and delivered by any married woman above the age of twenty-one years of any real estate or interest therein, separate and apart from her husband, shall as to the grantee or grantees, and all other persons claiming under said grantee or grantees, be as valid and effectual in law as if her said husband had joined in the said conveyance; *provided,* her said husband has conveyed or does convey his interest in said real estate by separate deed of conveyance; *and provided,* such conveyance of said married woman is duly acknowledged, with acknowledgment certificate attached according to law.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 79.

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:*

Half mill tax levied.

1. There shall be, for a period of one year, beginning with the calendar year one thousand nine hundred and thirty, levied, assessed and collected in each of the

several counties of this State a tax of one-half a mill on each dollar of all 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."

Assessment and collection.

Payments by municipal treasurers to county and State treasurers.

Official 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.

Use of moneys raised.

3. The moneys raised by this tax shall be devoted exclusively for the acquisition of sites for and to the constructing, reconstructing, development, extending, and equipping of State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto in the way in which they are set forth in section six of this act, and the balance remaining in said "State Institution Construction Fund" shall thereafter be allotted by the State House Commission upon application made by the State Board of Control.

Applications for funds.

4. 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 custodian 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 six 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 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 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 six of this act provided.

When made.

Transfer of funds allowed.

Proviso.

5. 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 six 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

Plans, etc. prepared.

Proviso.

forth in section six 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 the 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 hereunder 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.

Temporary withdrawal of moneys.

Use of moneys.

6. The moneys raised by this act shall be devoted exclusively to the acquisition of sites for and 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.

Allowance to various institutions.

Third State Hospital for Mental Diseases:	
Second unit, including housing for patients and employees, necessary steam, water, electric and sewage connections and service buildings	$1,700,000
New Lisbon Colony for Feeble-Minded Males:	
School and industrial building	35,000
New Home for Disabled Soldiers, Sailors, Marines and Their Wives or Widows:	
Purchase of land and construction of buildings	125,000
New Jersey Reformatory, Rahway:	
Industrial building	25,000
New wing for housing prisoners	150,000

New Jersey Reformatory for Women, Clinton:	
Housing for inmates	85,000
Sanatorium for Tuberculosis Diseases, Glen Gardner:	
School building	65,000
State Home for Boys, Jamesburg:	
Two new dormitories, housing for inmates	140,000
State Home for Girls, Trenton:	
Housing for employees	30,000
Central kitchen and service building	35,000
State Hospital, Greystone Park:	
Tuberculous insane building	150,000
Two houses for physicians	32,500
State Hospital, Trenton:	
Recreational and industrial building	125,000
State Institution for Feeble-Minded, Vineland:	
Children's building	100,000
Completion of isolation building	50,000
State Prison:	
Industrial shop building	25,000
State Prison Farm, Leesburg:	
Additional housing for prisoners	40,000
Village for Epileptics, Skillman:	
Central power plant and heating lines ...	160,000
Steam conduits, installed	130,000
New laundry building and equipment ...	120,000
Woodbine Colony for Feeble-Minded Males:	
Housing for inmates	85,000
Food service unit and central storehouse	60,000
New Jersey Reformatory, Annandale:	
Additional housing for inmates	100,000

7. The Comptroller of the Treasury is hereby authorized, empowered and directed, and it shall be his duty to make such correction of the title or test, or both, As to corrections.

of any item in this act contained necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling reciting any appropriate details, the fact thereof and the reasons therefor, attested by the signature of the comptroller and filed by him in his office as an official record, and any action thereunder, including disbursements, and the audit thereof, shall be legally binding and of full force and virtue.

Transference of items.

In order that some degree of flexibility in administering the provisions of this act may be had, the Board of Control of Institutions and Agencies may apply to the State House Commission for leave to transfer a part of any item to any other item within the institutional group, for both of which said items are appropriated. Upon the approval of such application by the State House Commission it shall notify the comptroller thereof in writing, whereupon the comptroller shall make such transfer as in this section directed.

8. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 80.

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 (h), Article XX amended.

1. Section one, subdivision (h), of Article XX of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Sewers and drains.

(h) The constructing, reconstructing, enlarging or extending a sewer or drain in, under or along a street, road, avenue, alley or public highway, or portion thereof, or in, under or along any public or private lands; the constructing, reconstructing, enlarging, or extend-

ing of a system of sewerage or drainage or both combined; the constructing, reconstructing, enlarging or extending a system of drainage of the marshes and wet lowlands within the municipality; the constructing, reconstructing, enlarging or altering a system or works for the sanitary disposal of sewage or drainage. Sewage disposal.

The removal of obstructions in, and the constructing, reconstructing, enlarging or extending of any waterway, of enclosing walls, or of a pipe or conduit, on any brook or watercourse, or part of same. Removal of obstructions.

2. Section one, subdivision (j), of Article XX of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 1 (j), Article XX amended.

(j) The widening, deepening, or improving any stream, creek, river, or other waterway. Improve waterways.

The defining of the location and the establishing of widths, grades and elevations of any stream, creek, river or other waterway, and the preventing of encroachments upon the same. Waterways.

Wherever convenient, more than one of said works may be carried on as one improvement. Improvements combined.

Every municipality shall also have power to undertake any or all the above-mentioned works as a general improvement to be paid for by general taxation. It shall also have power to provide by general taxation for the maintenance, repair and operation of any or all of said works, whether undertaken as local or general improvements. Taxation to meet undertakings.

The governing body of every municipality shall have power to make, publish, enforce, amend, or repeal ordinances for carrying into effect all the powers granted to municipalities by this section. Ordinances.

3. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 81.

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

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

Joint care of watercourses by county and municipalities.

1. It shall be lawful for the board of chosen freeholders of any county and the governing body in any municipality or municipalities located in the county to enter into an agreement whereby the board shall agree to pay to the municipality or municipalities such sums towards the improvement of a brook or watercourse as the county shall deem fair and just. The municipality or municipalities shall agree to remove obstructions from, and to construct, reconstruct, enlarge or extend a waterway or to enclose the same between walls or in a pipe or conduit on any brook or watercourse, or part of same.

As to obstructions, etc.

Plans approved by county.

2. 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.

Doing work.

3. All of said work to be done by the municipality.

Providing funds.

4. 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.

5. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 82.

An Act to amend the title and body of an act entitled "An act to provide for the issuance of a special license to hunt woodcock from the first day of October to the ninth day of November, both dates inclusive, and providing for penalties for violations thereof," 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:*

Title amended.

1. The title of an act entitled "An act to provide for the issuance of a special license to hunt woodcock from the first day of October to the ninth day of November, both dates inclusive, and providing for penalties for violations thereof," approved March eleventh, one thousand nine hundred and twenty-two, be and hereby is amended so as to read as follows: "An act to provide for the issuance of a special license to hunt woodcock from the fifteenth day of October to the ninth day of November, both dates inclusive, and providing for penalties for violations thereof," approved March eleventh, one thousand nine hundred and twenty-two.

Title as amended.

Section 1 amended.

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

Special license to hunt woodcock.

1. No person shall at any time hunt for, kill or pursue with a gun or any firearm of any kind or character, any woodcock from the fifteenth day of October to the ninth day of November, both dates inclusive, unless he shall first have procured a special license therefor, in addition to the license required by 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," as hereinafter provided and unless at the time of such hunting he shall have such licenses on his person and shall exhibit the same for inspection

to any fish and game warden, or deputy fish and game warden of this State, or to any police officer or other person requesting to see the same.

Section 2 amended.

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

Relative to special license.

2. The license issued under the provisions of this act shall be designated as the "Special Woodcock Hunting License," and shall authorize the holder thereof to hunt woodcock in the manner provided by law from the fifteenth day of October to the ninth day of November, both dates inclusive, in the calendar year in which such

Fee.

license was issued. The fee for this license shall be two dollars ($2.00), and this license shall be invalid from the date of its issuance, when issued to any person not entitled thereto hereunder.

Section 6 amended.

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

Penalty for having certain game.

6. Any person who shall kill or have in possession any bird or animal, the killing of which is prohibited from October fifteenth to November ninth, both dates inclusive, except woodcock, shall be liable to a penalty of one hundred dollars ($100), for each bird or animal, except woodcock, killed, injured or had in possession.

5. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 83.

An Act fixing the compensation of surrogates, county clerks and sheriffs in counties of this State bordering on the Atlantic Ocean, now or hereafter having a population of not less than nineteen thousand or more than eighty thousand inhabitants.

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

Salaries of county officers.

1. In each county of this State bordering on the Atlantic Ocean, now or hereafter having a population in excess of nineteen thousand inhabitants and not more

than eighty thousand inhabitants, as ascertained by the preceding Federal census, the surrogates, county clerks and sheriffs in all such counties shall receive annual salaries of four thousand dollars ($4,000), each which said salaries shall be paid in the manner now provided by law.

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

Approved April 15, 1929.

CHAPTER 84.

An Act to provide for the retirement on pension of any sergeant-at-arms attached to any Court of Common Pleas, Court of Quarter Sessions or Court of Special Sessions in any county of the first class of this State which said sergeant-at-arms shall have been totally incapacitated for the performance of his duty at the time of the passage of this act.

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

1. Any sergeant-at-arms attached to any Court of Common Pleas, Court of Quarter Sessions or Court of Special Sessions of any county of the first class of this State, who has held said position of sergeant-at-arms for a period of ten years and who shall have reached the age of fifty-five years, and who is at the time of the passage of this act totally disabled, by reason of having had both arms or both legs amputated, as a result of an injury sustained, or illness contracted, and unable to perform his duties, may petition any judge of said court for retirement from active service. Petition for retirement of sergeant-at-arms. Disability.

2. Upon receipt of such a petition the said judge shall appoint two physicians resident in said county to examine said sergeant-at-arms and report his physical Medical examination.

condition to said judge, and if the report of said physicians satisfies the judge, that the said sergeant-at-arms is totally incapacitated from performing his duties as such, and if it appears that he has occupied the position of sergeant-at-arms for ten years and has attained the age of fifty-five years, then the said judge may make an order directing that the said sergeant-at-arms be retired from active service, and that in lieu of his salary he shall receive as pension or retirement pay a sum equal to one-half of the salary which he was receiving at the time said retirement became effective.

Order for retirement.

Amount of pension.

Warrant authorizing payment.

3. A certified copy of said order signed by the judge of said court and served upon the county treasurer of the county shall be the said treasurer's warrant for the payment of said pension or retirement pay as long as the said sergeant-at-arms shall live.

Repealer.

4. All acts or parts of acts inconsistent herewith are hereby repealed.

5. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 85.

A Supplement to an act entitled "An act to regulate the practice of dentistry in the State of New Jersey, and to repeal certain acts now relating to the same," approved March thirty-first, one thousand nine hundred and fifteen.

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

Practice of dentistry in hospital by interne.

1. Notwithstanding any provision of the act to which this act is a supplement, it shall and may be lawful for any person who has made application to the State Board of Registration and Examination in Dentistry for a license to practice dentistry in the State of New Jersey and who has been accepted by the said board for examination, to practice dentistry as a resident interne

in a public hospital or other public institution of this State for a period of one year following such acceptance.

Certificate.

2. No such person, however, shall be permitted to so engage in the practice of dentistry unless and until such person shall first obtain a certificate in writing from the said board, which certificate shall be at all times publicly exhibited in the public hospital or other public institution to which such person is attached as a resident interne.

Hospital to obtain certificate.

3. Any public hospital or other public institution of this State, in order to avail itself of the provisions of this supplementary act shall first obtain a certificate in writing from the said board.

No compensation.

4. No dental interne certified under this supplementary act to any public hospital or other public institution shall receive, collect or be entitled to, either directly or indirectly, any fees or compensation for any services rendered, while acting as such interne; *provided, however,* that nothing herein contained shall be construed to prevent or prohibit the public hospital or other public institution to which any interne is attached from providing compensation out of its own funds for services so rendered by such interne.

Proviso.

Nature of services.

5. The services rendered by any such interne shall be strictly confined to the inmates and registered patients of the public hospital or other public institution to which the said interne is attached, and shall be performed under the supervision of a regularly licensed dentist of this State, who shall be a member of the staff of such public hospital, or other public institution.

Hospital subject to inspection.

6. Every public hospital, or other public institution, to which any such interne is attached, shall be subject to inspection by the State Board of Registration and Examination in Dentistry, or by its duly accredited inspectors or representatives.

Revoking certificate.

7. Any certificate issued by the said board under this supplementary act may be revoked or suspended for any violation or violations hereof.

Complaint.

No certificate, however, shall be revoked or suspended by the said board except upon complaint in writing, duly verified, and after a public hearing, of which at least twenty-days' notice shall be given to all interested parties.

Hearing. In hearing and disposing of any such complaint, the said board and the interested parties shall be governed by the procedural provisions for revocation and suspension of a dental license set out in section seven of the act to which this act is a supplement, and the action of the said board in revoking or suspending any certificate may

Action reviewable. be reviewed in the same manner as provided in the said section for reviewing the action of the board in revoking or suspending a dental license.

8. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 86.

AN ACT for the relief of Lucy A. H. Smith.

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

Preamble. WHEREAS, Lucy A. H. Smith, an employee of the State of New Jersey, in the office of the clerk in chancery thereof, was on the twentieth day of November, nineteen hundred and twenty-five, injured while in the course of employment; and

Preamble. WHEREAS, The amendment to the Employers' Liability Law allows compensation in the case of State employees only to persons whose annual salary is not in excess of twelve hundred dollars ($1,200) (P. L. 1913, Chapter 145); and

Preamble. WHEREAS, The said Lucy A. H. Smith, by reason of such injury received in the course of employment has been compelled to expend for medical services and treatment, the sum of four hundred seventy-seven dollars and fifty cents ($477.50); and

Preamble. WHEREAS, It is proper that she be compensated for such actual expenses so incurred by reason of such injury; therefore there shall be paid to the said Lucy A. H. Smith the sum of four hundred seventy-seven dollars and fifty cents ($477.50), representing her actual dis-

bursements for medical aid and attendance by reason of injuries received in the course of employment as aforesaid. The State Treasurer shall pay out of the Treasury of the State such sum on the warrant of the comptroller. Authorization.

This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 87.

An Act to amend an act entitled "An act relative to police magistrates in cities of the second class."

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

1. When any police magistrate of any city of the second class in this State, whether such magistrate is designated by charter or statute as city judge or otherwise, shall be temporarily absent from his court by reason of inability from any cause to act therein, it shall be lawful for such police magistrate to designate an attorney-at-law resident in the county wherein such court may be located to act in his stead during such temporary absence or inability, and such attorney-at-law while so acting shall have, hold, exercise, use or perform any power, privilege, duty, authority, or jurisdiction which is or shall be given to such police magistrate. Temporary police magistrate. Appointment. Powers.

Approved April 15, 1929.

CHAPTER 88.

An Act to provide for the elimination of railroad crossings at grade on State highways, and for the improvement, relocation and reconstruction of crossings of railroads and State highways not at grade, and for the location and construction of new crossings of railroads and State highways not at grade, and providing for changes in municipal and public utility rails, lines and pipes in or on such crossings, and for the maintenance of all such crossings.

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

Plan for elimination of railroad grade crossings.

1. It shall be the duty of the State Highway Commission, within thirty days after the effective date of this act and in advance of January first of each succeeding year, to formulate a program for the elimination of railroad crossings at grade on State highways, the improvement, relocation and reconstruction of crossings of railroads and State highways not at grade, and the location and construction of new crossings of railroads and State highways not at grade, covering the work to be started or completed during the year in which this act becomes effective and in each succeeding year, the aggregate estimated cost of the work in such annual program to be not in excess of two million dollars ($2,000,000).

Expenditure limited.

Information furnished railroad.

2. It shall be the duty of the State Highway Commission to furnish the annual program to every company owning or operating a railroad in this State which is called upon to perform work under the annual program and it shall be the duty of every such railroad company to co-operate with the State Highway Commission in the prompt execution and completion of the work.

Division of cost.

3. The cost of the work shall be borne by the State and the railroad company involved in equal shares, and it shall be lawful for the State Highway Commission and any railroad company to enter into any agreement cover-

ing the work in the annual program on the basis of equal division of the cost.

Advising municipalities of proposed changes.

4. Whenever the work in the annual program involves changes in rails, pipes or lines owned by a municipality or by a public utility the State Highway Commission shall furnish the program to such municipality or public utility and it shall thereupon become the duty of such municipality or public utility to co-operate with the State Highway Commission and the railroad companies and such municipality or public utility shall, at its own expense, change its rails, pipes and lines to conform to the plan adopted by the State Highway Commission.

As to expenses.

Agreement by commission and railroad.

5. It shall be lawful for the State Highway Commission and any railroad company to enter into any agreement, on the basis of equal division of the cost, covering any of the work herein specified in addition to the work provided for in the annual program for any given year.

Maintenance.

6. Completed work under this act shall be maintained as follows:

By municipality or utility company;

a. The municipality or public utility company involved shall maintain its public utility rails, pipes and lines.

By railroad;

b. Railroad companies shall own and maintain all structures within their rights-of-way except the approaches and the paving on the approaches and the roadway surface.

By highway commission.

c. The State Highway Commission shall maintain the approaches and the paving on the approaches and the roadway surface.

Adjusting disputes.

7. Any dispute arising hereunder may be submitted to the Board of Public Utility Commissioners, which is hereby authorized to determine the same, and its determination shall be final and conclusive, subject however, to review, as now provided by law, by the courts of the State.

Right to close crossing.

8. On petition of the State Highway Commission, of the railroad company affected, or of any party in interest, the Board of Public Utility Commissioners shall have the power to close any railroad crossing of any county or municipal highway when said board shall determine that the public safety so requires and that by

reason of said highway construction or improvement such crossing is no longer necessary.

Repealer. 9. All acts or parts of acts inconsistent with any of the provisions of this act are hereby repealed.

10. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 89.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was itself approved April twenty-seventh, nineteen hundred and eleven.

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

Section 4 amended. 1. Amend section four of the act of which this act is amendatory so as to read as follows:

Commissioner of Education term. 4. A Commissioner of Education shall be appointed by the Governor, by and with the advice and consent of the Senate, for a term of five years, commencing July first, one thousand nine hundred and eleven, and until his successor shall be appointed, at an annual salary of

Salary. fifteen thousand dollars ($15,000) per annum, payable in equal monthly installments. Such commissioner shall be selected without regard to whether his place of residence is within or without the State of New Jersey.

2. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 90.

An Act to amend an act entitled "An act relating to the employment of persons in compressed air," approved April seventh, one thousand nine hundred and fourteen.

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

Section 10 amended.

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

Working shifts.

10. Shifts and Intervals. The working time in any twenty-four hours shall be divided into two shifts under compressed air with an interval in open air. Persons who have not previously worked in compressed air shall work therein but one shift during the first twenty-four hours. No person shall be subjected to pressure exceeding fifty pounds except in emergency. The maximum number of hours to each shift and minimum open air interval between the shifts during any twenty-four hours for any pressure, as given in columns one and two of the following table, shall be as set opposite such pressure in columns three, four, five and six:

Maximum pressure.

Hours of labor.

Schedule.

SHIFTS AND INTERVALS OF WORK FOR EACH TWENTY-FOUR-HOUR PERIOD

Pressure			Hours		
Column 1 Minimum number of pounds	Column 2 Maximum number of pounds	Column 3 Maximum total	Column 4 Maximum first shift in compressed air	Column 5 Minimum rest interval in open air	Column 6 Maximum second shift in compressed air
Normal	18	8	4	½	4
18	26	6	3	1	3
26	33	4	2	2	2
33	38	3	1½	3	1½
38	43	2	1	4	1
43	48	1½	¾	5	¾
48	50	1	½	6	½

Shifts under lessened pressure.

The employer may determine the time of each shift when the pressure is less than eighteen pounds, provided that the total for the two shifts does not exceed eight hours.

Section 11 amended.

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

Passing from different pressures.

11. Decompression. The employer or person in charge shall not permit any person to pass from compressed air to normal pressure without passing through an intermediate lock or stage of decompression. For tunnels, the rate of such decompression shall be three pounds every two minutes when the pressure is thirty-six pounds or less and one pound every minute when the pressure exceeds thirty-six pounds. For caissons, the rate for any pressure, as given in columns one and two of the following table shall be as set opposite such pressure in column three:

In tunnel.

In caissons.

Schedule.

DECOMPRESSION

Pressure		Rate
Minimum number of pounds	Maximum number of pounds	Minimum number of minutes
..	10	1
10	15	2
15	20	5
20	25	10
25	30	12
30	36	15
36	40	20
40	50	25

Repealer.

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

Approved April 15, 1929.

CHAPTER 91.

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

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

Additional assistance in certain judicial districts.

1. Whenever in any county of this State having a population of between two hundred thousand and four hundred thousand inhabitants there shall have been heretofore or there may hereafter be established and created any judicial district court under the provisions of the act to which this act is a supplement, comprising in said judicial district the county seat of said county and said court shall actually sit for the trial of cases in said county seat, the salaries of the clerk and other officers of such court except the judge thereof shall be fixed and determined by the board of chosen freeholders of said county and said board of chosen freeholders shall have the power to engage and employ upon the request of the judge of said court such other clerical help or other ministerial officers as the work of the said district court may seem to require in addition to those officers and employees now prescribed for said court by the act to which this act is a supplement; *provided, however,* that nothing herein contained shall be construed to authorize the reduction of the salaries of any of the employees of any such court.

Proviso.

2. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 92.

AN ACT to amend an act entitled "An act concerning district courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Section one 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:

Continuance of district courts.

1. All district courts now constituted and established by, under or in pursuance of any law of this State shall continue in existence under the provisions of this act, and there shall hereafter be district courts in the several cities and judicial districts of this State as follows:

How distinguished.

In cities having one hundred and thirty-five thousand inhabitants or over, two district courts, to be called respectively, the first and second district courts of such cities; in cities having over seventeen thousand inhabitants and less than one hundred and fifty thousand inhabitants, one district court to be called the district court of such city.

As to judicial districts.

In any judicial district, comprising one or more municipalities in the same county, other than cities entitled to a district court or courts as above provided, and containing a combined population of not less than seventeen thousand inhabitants, which district shall be created and established only by a special act of the Legislature, one district court, to be called the district court of the (number of district) judicial district of the county of (name of county) numbering the judicial districts of each county consecutively, as each may be incorporated as aforesaid.

2. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 93.

An Act providing for the retirement and pensioning of sergeants-at-arms and court criers in counties of the first class in this State.

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

Meaning of terms.

1. The words sergeant-at-arms and court crier as used in this act shall mean and include sergeants-at-arms and court criers of the Supreme Court Circuit, Circuit Courts, Court of Oyer and Terminer, Court of Common Pleas and General Quarter Sessions of the Peace, in counties of the first class.

Retirement for age.

2. In any first class county of this State any person who shall now or hereafter have served as sergeant-at-arms or court crier for a period of twenty years and shall have reached the age of sixty years, shall, upon application in writing to the board of chosen freeholders of the county, be retired on half pay. In the computation of period of service under this act any sergeant-at-arms or court crier who shall have heretofore or hereafter served as court attendant prior to his promotion or appointment as sergeant-at-arms or court crier shall be given credit for his years of service as such court attendant.

Credit for services.

Half pay explained.

3. The words "be retired on half pay" as used in this act shall be construed to mean retired upon a pension equal to one-half of the annual salary at the time of retirement.

Retirement for disability.

4. Any sergeant-at-arms or court crier who shall have served as such for a continuous period of twenty years, whether he has reached the age of sixty years or not, who shall be found as hereinafter provided to be physically unfit for further service, shall upon application in writing to the judge of the court to which said sergeant-at-arms or court crier shall be attached at the time be retired upon half pay.

Physically disabled at any time.

5. Any sergeant-at-arms or court crier who shall have received a permanent disability by reason of injury, accident or sickness incurred at any time which shall permanently incapacitate him from further duty shall, upon certification of the fact of such disability by three physicians designated as hereinafter provided, be retired upon half pay.

Determining disability.

6. Physical unfitness or incapacitation for further duty of any sergeant-at-arms or court crier shall for all purposes of this act be established and determined by a board of three physicians who shall be designated for

Examination by medical board.

that purpose as follows: One by the court of the county under which they are serving, one by sergeant-at-arms or court criers of such county, or a majority or them, and one by the county treasurer of such county; the three physicians so designated shall examine sergeants-at-arms or court criers applying for retirement upon half pay because of physical unfitness or incapacitation for further duty, and if they, or a majority of them, find him physically unfit or incapacitated for further duty they or a majority of them shall make and sign a certificate to that effect and file the same with the county treasurer, and thereupon the applicant shall be retired upon half pay.

Widow's pension.

7. The widow of any sergeant-at-arms or court crier who shall lose his life in the performance of his duty or who shall die from natural causes shall receive a pension so long as she remains unmarried, equal to one-half of the amount of the annual salary of such sergeant-at-arms and court crier at the time of his death.

Widow's pension after husband's retirement.

8. If any sergeant-at-arms or court crier, after having been retired upon 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 or the judge of the court, as the case may be, 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 sergeant-at-arms or court crier at the time of his retirement, or in case of his death before said action by the board of chosen

freeholders or the judge of the court, as the case may be, 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. Proviso.

9. Persons who may become entitled to pension under this act shall be paid such pension in the same manner and at the same time as the sergeants-at-arms or court criers in active service in the counties are respectively paid. Paying pension.

10. A fund shall be created in the following manner for the purpose of paying such pensions, to wit: Pension fund created.

There shall be deducted from every payment of salary hereafter made to each sergeant-at-arms and court crier three per centum of the amount thereof, then there shall be contributed annually by the county an amount equivalent to three per centum of said sergeant-at-arms' and court criers' salary. In case at any time there shall not be sufficient money in such pension fund to pay such pensions, the board of chosen freeholders of the county shall, from time to time, include in any tax levy a sum sufficient to meet the requirements of such pension fund. Sources of fund. Deficiency met by tax.

11. The board of chosen freeholders of said county shall have the management and control of said fund and is hereby empowered to make all necessary rules and regulations concerning the same not inconsistent with this act; all moneys not needed for the immediate payment of such pension shall be invested by said board of chosen freeholders in interest-bearing bonds of any municipality in this State, or in any other interest-bearing securities in which savings banks of this State are authorized to invest their funds. Management of fund. Investments.

12. All acts or parts of acts inconsistent with this act are hereby repealed. Repealer.

13. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 94.

AN ACT to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight,' and all amendments and supplements thereto, approved March thirteenth, one thousand nine hundred and twenty-two," approved March twenty-ninth, nineteen hundred and twenty-six.

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

Section 158 amended.

1. Section one hundred and fifty-eight of the act to which this is an amendment, is hereby amended to read as follows:

Special officers appointed by prosecutors.

158. The prosecutor of the pleas in the several counties which now have or hereafter may have a population of more than seventy thousand and not more than three hundred thousand inhabitants may appoint suitable persons, not exceeding six in any county, to act as special officers for the detection, arrest, indictment

Powers.

and conviction of offenders against the law. Such persons so appointed shall possess all the powers and rights and be subject to all the obligations of constables and police officers in any county of this State, and before such person shall enter upon his duties as said

Approval of appointment.

officer, his appointment shall be approved by the judge of the Court of Quarter Sessions of said county, and

Salary.

each person so appointed shall receive an annual salary of not less than twenty-five hundred dollars and not more than three thousand dollars; which sum shall be fixed by the judge and prosecutor, to be paid by the county treasurer in equal semimonthly installments out

Proviso.

of funds of the county; *provided,* that the annual salary of the officer designated as chief of county detectives in the aforesaid counties shall be four thousand dollars

which sum shall be fixed by the judge and prosecutor to be paid by the county treasurer in equal semimonthly installments out of the funds of the county.

Services before increase of salary.

2. The special officer or officers named in the next preceding section shall be not eligible to receive any increase in salary over the minimum salary as stated in the next preceding section until he or they shall have served two years as a special officer or officers in the prosecutor's office. No increase in salary, fixed by the judge or prosecutor shall exceed more than one hundred dollars per year for each year of service over two years, and all increases shall cease when the respective maximum sums named in the preceding section are reached; *provided, however,* that any special officer who is now or has been employed in the prosecutor's office as special officer for a period exceeding two years the judge and prosecutor may fix an increase in salary for any sum equal to one hundred dollars per year for each year of service now served over two years which total salary shall not exceed the respective maximum sums named in the next preceding section.

Annual increase.

Proviso.

Repealer.

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

4. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 95.

A SUPPLEMENT to "An act providing for the retirement of certain municipal employees in cities of the first class of this State, and providing a pension for such retired municipal employees and their dependents," approved March twenty-eighth, one thousand nine hundred and twenty-seven.

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

Physical examination of applicant.

1. Any employee applying for membership after July first, one thousand nine hundred and twenty-nine, in the

association created under "An act providing for the retirement of certain municipal employees in cities of the first class of this State, and providing a pension for such retired municipal employees and their dependents," approved March twenty-eighth, one thousand nine hundred and twenty-seven, and of which this act is a supplement, shall pass a physical examination satisfactory to and conducted by a physician designated by the Pension Commission. At the time of his application for membership and the benefits of this act, such applicant for membership shall produce a certificate of good health, signed by such physician before being admitted to such membership and the benefits of the act.

Health certificate.

Approved April 15, 1929.

CHAPTER 96.

AN ACT to amend an act entitled "An act providing for the retirement of certain municipal employees in cities of the first class of this State and providing a pension for such retired municipal employees, and their dependents," approved March twenty-eighth, one thousand nine hundred and twenty-seven.

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

Section six 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:

Provision for retirement.

6. Any such municipal employee who shall have received permanent disability in the performance of his or her duty, or shall be suffering from permanent injury or disease, shall, upon the certificate of a physician designated for that purpose by the pension commission, be retired on a pension equal to one-half of his or her salary at the time of his or her retirement. Where, however, any such municipal employee shall desire to

Application.

retire by reason of suffering from permanent injury or disease, such employee shall make application in writing to the pension commission for such retirement; whereupon the pension commission shall call to their assistance the aid of a regularly licensed and practicing surgeon or physician, and the person making the application may likewise call to his or her aid a regularly licensed and practicing surgeon or physician. The president of the pension commission is authorized to administer oaths to said surgeons, physicians or other persons called in respect to the matter before the commission. The commission shall determine, by resolution, whether said person is entitled to the benefits of this act. In the event that the two surgeons or physicians so called, as hereinbefore provided, fail to agree upon the physical condition of the applicant, then the pension commission may call a third and disinterested licensed and practicing surgeon or physician and the determination of the majority of said three surgeons or physicians, who shall be first duly sworn, shall be reduced to writing and signed by them and the pension commission shall consider the same in reaching their decision. Any such municipal employee who shall be retired because of permanent disability in the performance of his or her duty, or because of permanent injury or disease, as provided by this section, shall submit himself or herself twice a year, at times to be selected by the commission, for a physical examination by a regularly licensed and practicing surgeon or physician designated by the pension commission, who shall report back to the pension commission the physical condition of such municipal employee, and whether such municipal employee continues to be permanently disabled or suffering from permanent injury or disease so as to be entitled to the benefits of this act. In the event that said surgeon or physician shall report that such municipal employee's condition has improved so that he is no longer permanently disabled or suffering from permanent injury or disease so as to entitle him to the benefits of this act, the commission may suspend the payment of the pension paid to such employee and order his return to duty; but only after an opportunity is

Medical examination.

Determination.

Examinations after retirement.

Return to duty.

Hearing.

given such municipal employee to be represented by counsel at a hearing on the action of said commission, said hearing to be conducted in the same manner as where application is made by a municipal employee for retirement because of permanent injury or disease as provided by this section.

Section seven amended.

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

Pension fund created.

7. A fund shall be created in the following manner for the purpose of paying such pensions, to wit:

Sources of fund.

There shall be deducted from every payment of salary to such municipal employee who shall be benefited by this act three per centum of the amount thereof and if any employee shall hereafter enter the service of the municipality after reaching the age of thirty-five years, then such percentage shall be increased to such an amount as shall be determined by the pension commission to correspond to the risk arising by the age of such employee.

City's share.

The city shall raise by taxation and pay into said fund yearly an amount equal to four per centum of the total salaries paid to the said employees who shall benefit by this act. There shall also be added to such fund the following moneys: All fines imposed upon any such employee; all moneys given or donated to such fund; all moneys deducted from the salary of such employee on account of absence or loss of time, due to suspension, and one-half of all rewards paid for any purpose to such employees. In the event that there shall not be sufficient money in said pension fund created as aforesaid the governing body of such city of the first class shall include in any tax levy a sum sufficient to meet the requirements of said fund for the time being. All pensions granted under this act shall be exempt from any State or municipal tax, levy and sale, garnishment or attachment, or any other process whatsoever, and shall be unassignable.

Fines.

Donations.

Deductions.

Deficiency met by tax.

Exemptions for pensions.

Section nine amended.

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

Definition.

9. The words "municipal employee" or "employee" as used in this act shall mean and include all employees

of any city of the first class of this State holding any position of permanent employment, and recognized as permanent appointees, it being the intent to exclude from the operation of this act, transient, seasonal or temporary employees, workers or laborers and all officers, employees or workers not entitled to the benefits of any tenure of office act; but the words "municipal employee" or "employee" shall not be held to include any member of the police department, fire department, employee of any local board of health eligible to apply for membership in such pension corporations or associations which have been or shall hereafter be formed under an act concerning local boards of health and employees thereof in cities in this State, and for the relief of such employees, Chapter two hundred and fifteen of the Laws of one thousand nine hundred and thirteen, or any employee of any street or water department eligible to apply for membership in such pension corporations or associations which have been or shall hereafter be formed under an act concerning boards of streets and water commissioners in cities of the first class of this State and providing for pensions for such employees as may contribute towards the creation of a fund for providing such pensions, Chapter three hundred and twenty-four of the Laws of one thousand nine hundred and fifteen. The appointing board or officer appointing any employee shall have it in its or his power to determine whether or not the employment of any employee as aforesaid is permanent within the meaning of this act.

Certain exceptions.

Determining permanency.

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

Repealer.

Approved April 15, 1929.

CHAPTER 97.

AN ACT providing for the retirement of certain municipal employees in villages in counties of the first class of this State and providing a pension for such retired employees.

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

Retirement of village employees.

1. Any person who has been in the employ of, or an officer of any village in any county of the first class of this State for a period of fifteen years and has at the present time attained the age of seventy years may in the discretion of the governing body of said village be retired at any time thereafter by reason of becoming physically or otherwise incapacitated for service to such village, which physical or other disability shall have developed during the term of employment of such employee or officer.

Pension allowance.

2. When it shall appear to the satisfaction of such governing body that such physical or other disability exists, and that, in the judgment of such governing body, such disability will probably continue permanently such governing body may in its discretion terminate the employment of such employee or officer, and may retire such employee or officer upon a pension for life at a rate not to exceed one-half the annual salary or compensation of such employee or officer at the time of his retirement.

Continuance of pension.

3. Such employee or officer retired as aforesaid shall thereafter be paid, during the period of his natural life, the pension fixed as aforesaid and not to exceed one-half of the annual salary received by such employee or officer at the time of his retirement, which pension shall be paid by the treasurer of such village in the same manner and at the same time as other employees and officers of such village are paid.

4. The funds necessary to pay such pension as aforesaid shall be included in the tax budget of such village and raised by general taxation. Fund raised by tax.

5. The words "municipal employee" or "employee or officer" as used in this act shall mean and include all employees in the competitive class of civil service of any village in counties of the first class of this State as well as such employees of any village in counties of the first class holding any position of permanent employment, not including laborers, unless such labor work is paid on a monthly or annual salary basis for a continuous employment of such labor, and recognized as permanent appointees, it being the intent to exclude transient labor from the operation of this act. Definition.

6. This act shall not apply to members of the police or fire departments established or to be established in such village or to other employees or officers of any such village who shall now or hereafter be entitled to pensions under any other law heretofore enacted and now in effect which provides or which may provide for pensions to any class or classes of such employees or officers. Exceptions to act.

7. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 98.

An Act providing for the retirement of certain municipal employees in villages in counties of the first class of this State and providing a pension for such retired employees and their dependents.

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

1. In all villages in counties of the first class of this State any municipal employee as hereinafter set forth, who shall have served in the employ of any such village Retirement of village employees.

continuously or in the aggregate for a period of twenty-five years and who shall have attained the age of sixty years shall upon his or her own application be retired on half pay.

Conditions entitling employee to pension.

2. In the event that any such employee or officer who having paid into the fund the full amount of his or her annual assessments or contributions shall die as a result of injuries or illness received or incurred in the performance of his or her duties; or in the event that such employee or officer shall have served in the employ of the municipality in the aggregate for twenty-five years and who has paid into the fund the full amount of his or her annual assessments or contributions shall die from causes other than injuries, or illness received or incurred in the performance of his or her duties; or in the event that any such employee or officer shall have been retired and pensioned under the provisions of this act and shall have continued to pay into the fund the full amount of his or her annual assessments or contributions based on his or her retirement pay after his or her retirement and until his or her death and shall die; then and in each of such events, but subject to the limitations hereinafter provided, a pension in an amount equal to one-half of the salary received by such employee or officer at the time of his or her death, and in those cases where an employee or officer shall have been retired and pensioned previous thereto one-half of the salary received by said employee or officer at the time of his or her retirement shall be paid to the widow, dependent husband, children under the age of sixteen years or dependent parents as the case may be; *provided, however,* that the pension so paid shall not exceed the sum of one thousand dollars ($1,000) annually; *and provided, further,* that no pension shall be paid to any widow or dependent husband if he or she was married to her deceased husband or his deceased wife after the date of his or her retirement or after he or she shall arrive at the age of fifty-five years. The pension as aforesaid shall be paid to the widow or dependent husband during his or her natural life and so long as he or she shall remain unmarried. In the event that there shall be no widow or dependent husband surviving said employee or officer, or no widow or husband

Amount of pension.

Proviso.

Proviso.

Continuance of pension.

qualified to take under this act, or in the event that the said widow or husband shall subsequently die or remarry, and said employee or officer shall have left him or her surviving minor children under the age of sixteen years, then and in such event payments to said minor children under the age of sixteen years shall be made as follows: If there be one child the sum of twenty-five dollars ($25.00) shall be paid to such child monthly until he or she shall arrive at the age of sixteen years; if there are two children each shall be paid twenty-five dollars ($25.00) monthly until he or she shall reach the age of sixteen years; if there are three or more children the aforesaid pension equal in amount to one-half of the salary received by such employee or officer at the time of his or her death or retirement, but not exceeding in the aggregate one thousand dollars ($1,000) annually shall be paid to such children who have not attained the age of sixteen years in equal shares, but in no event shall any one of such children receive more than the sum of twenty-five dollars ($25.00) monthly. In the event there is no widow, dependent husband and no children under the age of sixteen years, at the time of the death of such employee or officer then such pension shall be paid to the dependent parent or parents, if any, of such deceased employee or officer.

Payments to minor children

When payment to parents.

3. In the event of the death of any such employee or officer who shall die from causes other than injuries or illness received or incurred in the performance of his or her duties and who was not previously retired or pensioned, and who has paid into the fund the full amount of his or her annual assessments or contributions and who shall have served in the employ of the municipality for five years, then and in such event, twenty per centum per annum of the pension aforesaid which would have been paid if the deceased employee or officer had served in the municipality for twenty-five years, shall be paid to the surviving widow, husband, minor children or dependent parents, as the case may be; and for the each additional year of such service thereafter the proportionate amount of the pension to be paid to the surviving widow, husband, minor child, or children, or dependent parents, as the case may be, shall be increased to the

Pension on death.

Amount.

Yearly increase.

New Jersey State Library

extent of four per centum over and above the twenty per centum per annum aforesaid for each additional year of service up to and including twenty-five years.

Continuance of dependency.

4. No pension shall be paid to the surviving husband of any deceased employee or officer as aforesaid unless the surviving husband shall be and shall continue to remain dependent upon the income which said employee or officer was receiving at the time of her death, nor unless said surviving husband shall be and shall continue to remain physically or mentally incapable of pursuing some gainful occupation, nor shall any pension be paid to any minor child or children or dependent parent or parents of such female employees or officer unless said minor child, children or dependent parent or parents shall be and shall continue to remain dependent upon the income which the said employee or officer was receiving at the time of her death. The pension commission shall determine the question of the dependency of the surviving husband, minor child or children or dependent parent or parents, as well as the ability of the surviving husband to pursue some gainful occupation.

Commission to control.

5. All such retirements are to be made and pensions allowed by the pension commission hereinafter created.

Pension for permanent disability.

6. Any such employee or officer who shall have received permanent disability in the performance of his or her duty, shall, upon the certificate of a physician designated for that purpose by the pension commission be retired on a pension equal to one-half of his or her salary at the time of his or her retirement. *Where, however,*

Application for retirement.

any such employee or officer shall desire to retire by reason of injury or disease, such employee or officer shall make application, in writing, to the pension commission for such retirement. Whereupon the pension commission shall call to their assistance the aid of a regularly licensed and practicing surgeon or physician, and the person making the application may likewise call to his or her aid a regularly licensed and practicing surgeon or physician. The president of the pension commission is authorized to administer oaths to said surgeons, physicians or other persons called in respect to the matter before the commission. The commission

Medical examination.

Determination.

shall determine, by resolution, whether said person is en-

titled to the benefits of this act. In the event that the two surgeons or physicians so called, as hereinbefore provided, fail to agree upon the physical condition of the applicant, then the pension commission may call a third and disinterested, licensed and practicing surgeon or physician and the determination of the majority of said three surgeons or physicians who shall be first duly sworn, shall be reduced to writing and signed by them and the pension commission shall consider the same in reaching their decision. Such pension shall be paid notwithstanding the fact that such employee or officer has not paid his annual installments for a period of five years as hereinafter provided.

Pension fund created.

7. A fund shall be created in the following manner for the purpose of paying such pensions, to wit:

Sources of fund.

There shall be deducted from every payment of salary to such employee or officer who shall be benefitted by this act three per centum of the amount thereof and if any employee or officer shall hereafter enter the service of the municipality after reaching the age of thirty-five years, then such percentage shall be increased to such an amount as shall be determined by the pension commission to correspond to the risk arising by the age of such employee or officer. The village shall raise by taxation and pay into said fund yearly an amount equal to four per centum of the total salaries paid to the said employees or officers who shall benefit by this act. There shall also be added to such fund the following moneys: All fines imposed upon any such employees or officer; all moneys given or donated to such fund; all moneys deducted from the salary of such employee or officer on account of absence or loss of time, and one-half of all rewards paid for any purpose to such employees or officers. In the event that there shall not be sufficient money in said pension fund created as aforesaid the governing body of such village in counties of the first class shall include in any tax levy a sum sufficient to meet the requirements of said fund for the time being. All pensions granted under this act shall be exempt from any State or municipal tax, levy and sale, garnishment or attachment, or any other process whatsoever, and shall be unassignable.

Village's share.

Other additions.

Deficiency met by tax.

Pension exemptions.

When return of sum paid into pension fund.

8. If any such employee or officer shall die within five years from the passage of this act and his widow, minor children or dependent parents, as the case may be, shall not be entitled to the pension hereunder, and if such employee shall have continuously paid his annual assessments or contributions up to the time of his death, the annual contributions or assessments deducted from the salary of such employee or officer shall be returned by the pension commission to the personal representative of such deceased employee or officer. If any such employee or officer shall be suspended, dropped or discharged from his employment after having paid the aforesaid assessments for a period over one year and whose suspension or discharge shall continue for a period longer than two years, he or she shall be entitled to the return for such moneys as he or she shall have paid into such pension fund by reason of the assessments aforesaid, but such persons shall not thereafter be eligible for a pension under this act unless upon a re-employment by the village he shall repay to such fund the amount of any rebate made to him or her.

In case of suspension, etc.

Payments not refunded to suspended member.

The obligation to refund payments made to the pension association shall not apply to any employee or officer suspended or discharged for causes which bar him or her from eligibility to reappointment under the civil service rules. No other refund of assessments collected from the salaries of such employees or officers shall be made.

Definition.

9. The words "municipal employee" or "employee or officer" as used in this act shall mean and include all employees in the competitive class of civil service of any village in counties of the first class of this State as well as such employees of any village in counties of the first class holding any position of permanent employment, not including laborers, unless such labor work is paid on a monthly or annual salary basis for a continuous employment of such labor, and recognized as permanent appointees, it being the intent to exclude transient labor from the operation of this act, but the words "municipal employee" or "employee or officer" shall not be held to include any member of the police or fire departments eligible for a pension under the provi-

sions of Chapter one hundred and sixty of the Laws of one thousand nine hundred and twenty. The pension commission herein created shall have it in their power to determine whether or not the employment of any employee or officer as aforesaid is permanent within the meaning of this act.

As to permanency of employment.

10. No person who shall receive any pension under any other law of this State shall be entitled to receive the benefits of this act.

Draw from one fund only.

11. If any such employee or officer shall hereafter enter into the service of any village in counties of the first class of this State after reaching forty years of age, he or she, may, at his or her option, notify the pension commission, in writing, that he or she does not desire to be bound by the provisions of this act, and in such event no deductions as aforesaid shall be made from the salary of such employee or officer, nor in such event shall any pension be paid to such employee or officer or his dependents as aforesaid under this act.

If employee does not join fund.

12. If any employee or officer of any village in counties of the first class of this State shall decline to accept the provisions of this act he or she shall notify the pension commission, in writing, of the fact that he or she does not desire to be bound by the provisions thereof and in such event no payments or deductions as aforesaid shall be made from the salary of such employee or officer, but neither such employee or officer nor any of his or her dependents shall receive any pension under the provisions of this act.

Declining to join fund.

13. That within ninety days after this act shall take effect there shall be established in such villages in counties of the first class of this State a pension commission of three members consisting of the mayor or other chief executive of said village and two citizens of such village who are not holding any office under such village and shall be appointed by the governing body of said village and shall hold office for the term of two years. In case of vacancy for any cause the governing body shall have the power to fill such vacancy. The said commission shall hold its annual meetings on the day of January each year and elect its president and such other officers as it shall deem advis-

Pension commission.

Vacancy.

Annual meeting.

able and also a secretary from or outside of the employees of such village whose compensation the commission shall have power to fix. The pension commission shall be known as the "Municipal Employees Pension Commission of the Village of ."

Official designation.

Management of fund.

14. The said pension commission shall have control and management of said fund and of the retirement of said employees or officers and they are hereby empowered to make all necessary rules and regulations regarding the same not inconsistent with this act. All moneys belonging to said pension fund shall be received and paid over to the treasurer of such village whose official bond shall cover the same. All moneys given out of such pension fund shall be paid by the treasurer of such village upon warrants signed by the president and secretary of said pension commission or such other officers as the pension commission shall designate.

Receipts and payments.

Execution of fund.

15. The president and secretary shall, on behalf of the said pension commission, execute any and all releases, acquittances, receipts or discharges of any and all written evidences of indebtedness to said pension commission; said pension commission shall deposit such fund in any of the banks or trust companies of such village and shall invest the same in bonds secured by first mortgages on improved property worth at least twice the amount loaned, or in bonds of the United States or of this State or of any municipality in this State. All income, interest or dividend which shall be paid or agreed to be paid on account of any loan or deposit shall belong to and constitute a part of said fund.

Annual report.

16. The pension commission shall make an annual report of the condition of such fund and the manner in which the same is invested.

When payments begin.

17. No pensions excepting in those cases mentioned in paragraph six, shall be paid out of the fund created under this act until five years after the organization of the said pension commission.

Incapacitated by unlawful act.

18. If any employee or officer shall become incapacitated from or shall lose his life in the performance or commission of any unlawful act which would warrant his dismissal from the employ of the village, no pension

shall be paid to such employee or officer or to his widow, her husband, his or her children or dependent parents.

Constitutionality of act.

19. In case for any reason any paragraph or any provision of this act shall be questioned in any court and shall be held to be unconstitutional or invalid, the same shall not be held to affect any other paragraph or provision of this act.

20. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 99.

An Act providing for the retirement and pensioning of county clerk's employees in counties of the first class of this State.

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

Retirement on half pay.

1. In any first class county of this State any county clerk's employee who shall now or hereafter have served as such for a continuous period of twenty years and shall have reached the age of sixty years, shall, upon application, in writing, to the board of chosen freeholders of the county, be retired upon half pay.

Determining amount.

2. The words "be retired upon half pay" as used in this act, shall be construed to mean retired upon a pension equal to one-half of the annual salary at the time of retirement.

Retirement for disability.

3. Any county clerk's employee who shall have served as such for a continuous period of twenty years, whether he has reached the age of sixty years or not, who shall be found, as hereinafter provided, to be physically unfit for further service, shall, upon application, in writing, to the county clerk of the county, be retired upon half pay.

Permanent disability.

4. Any county clerk's employee who shall have received a permanent disability by reason of injury, acci-

dent or sickness, incurred at any time in the service, which shall permanently incapacitate him from further duty, shall upon the certification of the fact of such disability by three physicians designated as hereinafter provided, be retired upon half pay.

Medical examination.

5. Physical unfitness or incapacity for further duty of any county clerk's employee shall, for all purposes of this act, be established and determined by a board of three physicians who shall be designated for that purpose, as follows: One by the county clerk of the county; one by the county clerk's employees of such county or majority of them, and one by the county treasurer of such county; the three physicians so designated shall examine county clerk's employees applying for retirement upon half pay because of physical unfitness or incapacity for further duty, and if they, or a majority of them, find him physically unfit or incapacitated for further duty they, or a majority of them, shall make and sign a certificate to that effect and file the same with the county treasurer, and thereupon the applicant shall be retired upon half pay.

Widow's pension.

6. If any county clerk's employee, after having been retired on half pay, shall die leaving him surviving a widow who was his wife at the time of his retirement, such widow, so long as she shall remain unmarried, shall receive a pension equal to one-half of the amount of the annual salary of such county clerk's employee at the time of his retirement.

Payments.

7. Persons who may become entitled to pension under this act shall be paid such pensions in the same manner and at the same time as the county clerk's employees in active service in the several counties are respectively paid.

Pension fund created.

8. A fund shall be created in the following manner for the purpose of paying such pensions, to wit:

Sources of fund.

There shall be deducted from every payment of salary to each county clerk's employee three per centum of the amount thereof; then there shall be contributed annually by the county an amount equivalent to three per centum of said county clerk's employees' salaries; to the said fund there shall be added all moneys donated for the purpose of such fund and all rewards which may be paid

to any county clerk's employee while acting as such employee, all of which moneys and rewards shall be paid over to the board of chosen freeholders of the county to be deposited in such fund. In case, at any time, there shall not be sufficient money in such pension fund to pay such pensions, the board of chosen freeholders of the county shall, from time to time, include in any tax levy a sum sufficient to meet the requirements of such pension fund. Whenever such pension fund shall exceed an amount which the board of chosen freeholders of such county, shall, by resolution, from time to time, determine to be adequate for such pension fund, no moneys, except the three per centum specified in this act, and the moneys given or donated as herein mentioned, and any forementioned rewards, shall be paid into such fund, unless and until the amount of such fund shall fall below the amount thus determined to be adequate.

Deficiency met by tax.

When fund exceeds certain amount.

9. The board of chosen freeholders of said county shall have the management and control of said fund and is hereby empowered to make all necessary rules and regulations concerning the same not inconsistent with this act; all moneys not needed for the immediate payment of such pensions shall be invested by said board of chosen freeholders in interest-bearing bonds of any municipality in this State or in any other interest-bearing securities in which savings banks of this State are authorized to invest their funds.

Management of fund.

Investments.

10. All acts and parts of acts inconsistent with this act are hereby repealed.

Repealer.

11. This act shall take effect immediately.

Approved April 15, 1929.

CHAPTER 100.

An Act concerning corporations heretofore organized and now existing under any law of this State since repealed authorizing the incorporation of societies or clubs for social, intellectual and recreative purposes and maintaining, for the use and accommodation of its members, a club house and associated facilities for the playing of golf or other outdoor sports.

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

Voting at meetings of non-pecuniary associations.

1. The members entitled to vote at any general or special meeting of the members of any corporation heretofore organized and now existing under any law of this State since repealed authorizing the incorporation of societies or clubs for social, intellectual and recreative purposes, and maintaining for the use and accommodation of its members, a club house and associated facilities for the playing of golf or other outdoor sports, may be represented and vote at any general or special meeting of the corporation, if not personally present, by proxy authorized in writing; *provided,* that no such proxy shall be valid after three years from its date.

Proviso.

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 101.

A Supplement to an act entitled "An act concerning the charitable, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," which title was amended as here stated 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:*

Reformatory at Annandale.

1. The New Jersey Reformatory at Annandale is hereby established, which shall include the existing buildings and grounds near Annandale, Hunterdon County, New Jersey, and any and all farms, camps, quarries or grounds, where the prisoners sentenced to such reformatory may, from time to time, be kept, housed or employed.

Inmates.

2. Any male person between the ages of sixteen and thirty years, who has been convicted of a crime punishable by imprisonment in the State Prison, who has not previously been sentenced to a State prison or a penitentiary in this or any other State, may be committed to the said reformatory.

Sentencing.

3. The courts in sentencing to the reformatory shall not fix or limit the duration of sentence, but the time which any such person shall serve in the reformatory shall not in any case exceed the maximum term provided by law for the crime for which the prisoner was convicted and sentenced, and the term of such service may be terminated by the board of managers of the reformatory in accordance with its rules and regulations formally adopted.

Terminating sentence.

Chief officer.

4. The chief executive officer of the reformatory shall be directly responsible to the board of managers for the management and operation of the reformatory and the custody, care and treatment of the inmates thereof, under the rules and regulations adopted by the board.

Duties of executive officer.

5. Primarily, the duty of the chief executive officer of the reformatory shall be to receive from the hands of the sheriff, or other proper officer, every person sentenced to imprisonment in the reformatory and safely keep him in the said reformatory, according to the laws of this State and the rules and regulations of the reformatory, until he is discharged therefrom according to law.

Act in force.

6. The provisions of the act to which this act is a supplement relative to the New Jersey Reformatory shall remain in full force and effect, and the courts, in imposing sentence, may sentence to the New Jersey Reformatory, or to the institution created by this act.

7. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 102.

An Act respecting banks and trust companies.

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

Decreasing stock.

1. In addition to the powers now possessed, every bank and trust company shall have power to decrease its capital stock in the same manner as capital stock may by law be increased.

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 103.

An Act to incorporate the first judicial district of the county of Warren in the State of New Jersey.

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

1. The following described territory, to wit: All that part of the county of Warren in the State of New Jersey, comprised within the following towns, boroughs and townships within said county, to wit: First judicial district of Warren County.

The towns of Phillipsburg, Hackettstown and Belvidere; the boroughs of Washington and Alpha; the townships of Allamuchy, Blairstown, Franklin, Frelinghuysen, Greenwich, Harmony, Hope, Independence, Knowlton, Liberty, Lopatcong, Mansfield, Oxford, Pohatcong, Washington and White, be and the same are hereby established and incorporated to be the first judicial district of the county of Warren 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 supplements thereto, as far as the same may be applicable, shall apply to the district hereby established. Territory of district. Acts that govern.

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 104.

An Act providing for the retirement and pensioning of court attendants in counties of the second class of this State.

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

Court attendants defined.

1. The words "court attendants" as used in this act shall mean and include all persons appointed by the sheriff in counties of the second class of the State or who may hereafter be appointed by the sheriffs of the counties of the second class of this State as a result of competitive civil service examinations, whose duties are the detection, apprehension, service, arrest, detention and guarding of offenders against the law.

Application for retirement.

2. In any second class county of this State any court attendant as herein defined who shall now or hereafter have served as such for a continuous period of twenty-five years and shall have reached the age of sixty years shall, upon the application in writing of said court attendant to the board of chosen freeholders of the respective county, be retired from active service upon half pay for the remainder of his or her natural life.

Pension.

Half pay construed.

3. The words "be retired from active service upon half pay" as used in this act shall be construed to mean, retired upon a pension equal to one-half of the annual salary at the time of the retirement, which pension shall be paid by the county treasurer in equal monthly installments from the fund hereinafter provided for that purpose.

Retirement if unfit for duty.

4. Any court attendant as herein defined who shall have served for a continuous period of twenty-five years whether he or she has reached the age of sixty years or not, who is found, as hereinafter provided, to be physically or mentally unfit for further service shall upon application in writing to the board of chosen freeholders of the respective county be retired from active duty upon half pay, that is to say, that said applicant shall receive

a pension from the fund hereinafter provided, equal to one-half of the annual salary he or she was receiving at the time he or she was found to be physically or mentally unfit for further service, which pension shall be paid in equal monthly installments out of the fund hereinafter provided as long as the said applicant remains physically or mentally unfit for further service. Pension.

5. Any court attendant as herein defined who shall have received a permanent disability by reason of injury, accident or sickness, received or incurred at any time in the performance of his or her duties as said court attendant which shall incapacitate him or her from the further performance of his or her duties as said court attendant shall upon a finding that said court attendant is suffering with a permanent disability by reason of injury, accident or sickness incurred in the performance of his or her duties, certified to by three reputable physicians as hereinafter designated, be retired upon one-half pay as herein defined as long as said court attendant shall continue to be disabled and prevented from performing his or her duties as said court attendant, said pension to be paid out of the fund hereinafter provided for in equal monthly installments. Retirement for physical disability. Medical examination. Pension.

6. Physical or mental unfitness or incapacity shall for the purpose of this act be established and determined and certified to in writing by a board consisting of three reputable physicians and surgeons licensed to practice in the State of New Jersey who shall be designated for that purpose as follows: one by the court attendants of the respective county or a majority of them, one by the sheriff of the said county, and one by the board of chosen freeholders of said county; the three physicians so designated shall make a physical and mental examination of said court attendant applying for retirement upon half pay as herein provided, to determine the cause of his or her physical or mental unfitness or incapacity, for the further performance of his or her duties and if they, or a majority of them find said court attendant physically or mentally unfit or incapacitated for the further performance of his or her duty as said court attendant, they or a majority of them shall make and sign a certificate to that effect and file the same with the clerk of Determination by medical board.

the board of chosen freeholders of said county and upon the filing of said finding as therein certified to the said court attendant shall be retired upon half pay as herein provided, such pension to be paid out of the fund hereinafter provided for that purpose.

Widow's pension.

7. The widow of any court attendant, as herein defined, who shall have lost his life in the performance of his duties as said court attendant shall receive a pension

Amount.

equal to one-half of the amount of the annual salary of such court attendant at the time of his death, so long as she remains alive and unmarried, which pension shall be paid in equal monthly installments out of the fund hereinafter provided for that purpose.

Death after retirement.

8. If any court attendant, as herein defined, after having been retired upon half pay as herein provided for shall die leaving him surviving a widow, such widow so long as she remains alive and unmarried shall receive

Widow's pension.

a pension equal to one-half of the amount of the annual salary of such court attendant at the time of his retirement, payable in equal monthly installments out of the fund hereinafter created for that purpose.

Pension fund created.

9. In order to carry out the terms of the within act for the payment of pensions as herein provided, a fund shall be created in the following manner, to wit: Any court attendant as herein defined, who desires to participate in the benefits as provided for in this act, shall upon his or her appointment to office as said court attendant, or upon the enactment of this bill, sign an

Sources of fund.

authorization empowering the treasurer of the respective county to deduct out of each monthly salary payment three per centum of the amount thereof towards the creation of a fund out of which the pensions as herein provided for shall be paid; the board of chosen freeholders of the respective counties shall appropriate in their annual budget for each ensuing year, an amount equal to three per centum of the total amount of the salaries of the court attendants for the last preceding year, which sum shall be added to and made a part of the fund herein referred to out of which the pensions herein provided are to be paid; to the said fund shall be added all moneys donated for the purpose of such fund and all rewards which may be paid to any court attend-

ant in the extraordinary performance of his or her duties as said court attendant, all of which moneys and rewards shall be paid over to the treasurer of the respective counties to be deposited in a fund to be designated as the Court Attendants Pension Fund. In case at any time there shall not be sufficient money in such pension fund to pay such pensions as herein provided, the board of chosen freeholders of the respective counties shall from time to time include in their annual budget a sum of money sufficient to meet the payments of the pensions as herein provided.

Deficiency met in budget.

10. The board of chosen freeholders of the respective counties shall have the management and control of said fund and is hereby empowered to make all necessary rules and regulations concerning the same not inconsistent with this act; all moneys not needed for the immediate payment of such pensions shall be invested by the said board of chosen freeholders in interest-bearing bonds of any municipality in this State or in any other interest-bearing securities in which saving banks of this State are authorized to invest their funds.

Management of fund.

Investments.

11. All acts and parts of acts inconsistent with this act are hereby repealed.

Repealer.

12. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 105.

A SUPPLEMENT to an act entitled "An act giving to State banks power to act in a fiduciary capacity," approved April twelve, one thousand nine hundred and nineteen.

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

1. Any State bank, after having been duly authorized to exercise trust powers, in pursuance of the act to which this is a supplement, shall have the right to change its corporate name and use the word "trust" or

State bank may use word "trust" on change of name.

"trust company," as part of its name, providing such change of name be made in the manner prescribed by section seven of the act entitled "An act concerning banks and banking" (Revision of 1899).

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 106.

SUPPLEMENT to 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:*

Traction companies formed under general corporation act may become corporation under traction act.

1. Any corporation organized under the provisions of the act to which this act is a supplement, and any supplements or amendments thereto, or under an act of the Legislature of this State entitled "An act concerning corporations" (Revision), approved April seventh, one thousand eight hundred and seventy-five, and the amendments thereof or supplements thereto, may, with the unanimous consent of its stockholders of every class, expressed as hereinafter provided, change and alter its corporate powers by ceasing to be a corporation under and possessing the powers mentioned in said act or acts under which it is organized, and become a corporation under and invested with the powers authorized by and the limitations imposed in an act of the Legislature of this State, entitled "An act to authorize the formation of traction companies for the construction and operation of street railways, or railroads operated as street railways, and to regulate the same," approved March fourteenth, one thousand eight hundred and ninety three, and the amendments thereof and supplements thereto.

Procedure to effect change.

2. Any such corporation desiring to change its corporate powers as hereinabove authorized shall file with the Secretary of State a certificate over its corporate seal, signed by its president and attested by its secretary, setting forth its desire to change its corporate powers, as aforesaid, the name to be adopted by the corporation, the amount of capital stock which the corporation has been authorized to issue and the amount which has been issued, which shall be not less than one hundred thousand dollars ($100,000), the names and addresses of the officers and directors, the duration of the corporation, not to exceed one hundred years, the location of the principal office of and the name of the agent for service of process upon the corporation, copies of resolutions authorizing such change, passed by the board of directors and stockholders of such corporations at meetings duly convened and held, and having attached thereto the written consent either in person or by proxy of all the stockholders of the corporation of every class, which certificate shall be duly acknowledged as deeds of real estate are now required to be acknowledged in this State, and shall have attached thereto the affidavit of the president and secretary of such company that the resolutions above mentioned have been lawfully passed, and that the consent annexed to said certificate has been signed by all of the stockholders of the company either in person or by their duly authorized proxies.

Consents given.

Powers, etc., under change.

3. Upon filing the aforesaid certificate, such corporation shall become a corporation under the aforesaid act entitled "An act to authorize the formation of traction companies for the construction and operation of street railways, or railroads operated as street railways, and to regulate the same," and the amendments thereto and supplements thereof, and shall be vested with all the powers and subject to all of the limitations and restrictions therein expressed or implied, and the authorized capital stock of such corporation shall, by the filing of such certificate, be reduced to the amount which such certificate shows to have been issued, and such corporation shall not be deemed to be a new corporation, and property rights, contracts, leases and other possessions shall remain the property of the corporation,

Rights not impaired.

notwithstanding such change or alteration, and shall be in no wise impaired thereby, except that the corporation shall forthwith dispose of any real or personal property which a corporation authorized by said last mentioned act could not lawfully hold, manage or possess, and all transactions, liabilities and debts of any such corporation, done, accrued or contracted before the filing of said certificate shall not be affected thereby.

Disposition of certain property.

Incorporation fee.

4. Every corporation filing the certificate above mentioned shall pay to the Secretary of State the fees provided by law to be paid upon the incorporation of a company having the same authorized capital stock under said act entitled "An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railroads, and to regulate the same," and the amendments thereto and the supplements thereof.

5. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 107.

AN ACT concerning State scholarships at Rutgers College.

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

Scholarships no longer granted.

1. After the thirtieth day of September, one thousand nine hundred and twenty-nine, no State scholarships shall be granted or awarded, or any student appointed or admitted to Rutgers College under authority of the provisions of the following acts:

Sundry acts not in force.

(a) "An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College," passed March thirty-first, one thousand eight hundred and ninety.

(b) "An act to amend an act entitled 'An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College,' passed March thirty-first, one thousand eight hundred and ninety," approved March thirty-first, one thousand nine hundred and five.

(c) "An act to amend an act entitled 'An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College,' passed March thirty-first, one thousand eight hundred and ninety," approved March twenty-fourth, one thousand nine hundred and nine.

(d) "An act to amend an act entitled 'An act to amend an act entitled "An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricutural College," passed March thirty-first, one thousand eight hundred and ninety,' approved March thirty-first, one thousand nine hundred and five," approved March fifteenth, one thousand nine hundred and eleven.

(e) "An act to amend an act entitled 'An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College,' which act was approved March thirty-first, one thousand eight hundred and ninety," approved March twentieth, one thousand nine hundred and seventeen.

(f) "An act to amend an act entitled 'An act to amend an act entitled "An act to amend an act entitled 'An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College,' passed March thirty-first, one thousand eight hundred and ninety," approved March thirty-first, one thousand nine hundred and five,' approved March fifteenth, one thousand nine hundred and eleven," approved April seventh, one thousand nine hundred and twenty.

Existing scholarships valid.

2. Nothing herein contained shall terminate or in any way affect any such State scholarships granted or awarded under authority of the provisions of any of the said acts or of any act amendatory thereof or sup-

plemental thereto prior to the said thirtieth day of September, one thousand nine hundred and twenty-nine.

3. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 108.

AN ACT to prescribe the duties of public officers of this State with respect to granting leaves of absence to certain veterans to attend State and national conventions of State and National organizations of former soldiers, sailors and marines.

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

Veterans in civil service granted leave of absence to attend conventions as representatives.

1. The head of every public department and of every court of the State of New Jersey, of every superintendent or foreman on the public works of said State, of the county officers of the several counties of said State, and of the head of every department, bureau and office in the government of the various cities, boroughs, towns, townships and all other municipalities in this State, shall give a leave of absence with pay to every person in the service of the State, county, city, borough, town, township or other municipality as the case may be, who shall be a duly authorized representative of the Grand Army of the Republic, United Spanish-American War Veterans, Disabled American Veterans of the World War, Veterans of Foreign Wars, Indian War Veterans, and American Legion, to attend any State or National convention of the said organizations; *provided, however,* that said representative shall submit a certificate of attendance to said State convention or encampment upon request. Said leave of absence shall be for a period inclusive of the duration of the convention with a reasonable time allowed for the time to travel to the convention and to return therefrom.

Proviso.

Duration of absence.

Approved April 16, 1929.

CHAPTER 109.

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

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

Trust company may use word "bank" in corporate title.

1. Any trust company organized or hereafter organized under the act to which this act is a supplement, or under any special charter or special law of this State shall have the right to use the word "bank" or "banking" as part of its corporate name provided change of its corporate name is made in the manner prescribed in section ten of the act to which this act is a supplement.

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 110.

A SUPPLEMENT to an act entitled "An act creating a department to be known as the Board of Commerce and Navigation, and vesting therein all the powers and duties now devolved, by law, upon the Board of Riparian Commissioners, the Department of Inland Waterways, the Inspectors of Power Vessels, and the New Jersey Harbor Commission," approved April eighth, one thousand nine hundred and fifteen.

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

Dredging Bidwell's Creek.

1. The Board of Commerce and Navigation shall have power, after advertising as required by law, to enter into contract or contracts for the dredging and

construction of a channel with turning basins, beginning in the navigable waters of Delaware Bay and extending up Bidwell's Creek, a distance of approximately one and two-thirds miles to the State Highway bridge over said creek, with a depth of not less than six feet at mean low tide, with an average width of channel of sixty-five feet.

Appropriation.

2. The sum of fifty thousand dollars ($50,000) is hereby appropriated to cover the cost of the dredging and construction of said channel, with turning basin, to be expended by said Board of Commerce and Navigation in accordance with the laws of this State; the same to become available when included in any annual or supplemental appropriation bill.

3. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 111.

AN ACT to validate, confirm, authorize and direct the payment of certain obligations and/or contracts of municipalities of this State.

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

Validating contracts not properly advertised.

1. Any obligation and/or contract heretofore created or entered into by any municipality for the doing of any work or the furnishing of any materials, supplies or labor where the sum expended exceeds the sum of one thousand dollars ($1,000), and the municipality has received the benefit of such work, materials, labor and supplies, is hereby ratified and confirmed, notwithstanding that the governing body of such municipality did not publicly advertise for bids therefor, nor create said obligation, by awarding same to the lowest responsible bidder nor award said contract for the doing of said work or the furnishing of said materials, supplies or labor to the lowest responsible bidder.

Payment authorized.

2. The treasurer and/or the comptroller and/or disbursing officer of said municipality is hereby authorized and directed to pay any obligation due by the municipality heretofore contracted or entered into in the manner set forth in paragraph one (1) of this act providing the claimant file with the officer aforesaid a duly verified statement of the claim in the form and in the manner prescribed by said municipality, which form shall particularly set forth that the municipality has actually received the benefit of the work or the materials, labor and supplies on which the claim is based.

Proviso.

3. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 112.

AN ACT to provide for the establishment and maintenance of a fund for the retirement upon pension of certain employees of the boards of education in school districts in first class counties in this State.

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

Employees of school boards may organize pension fund.

1. It shall be lawful for employees of boards of education in school districts in counties of the first class in this State to associate themselves together as a corporation for the purpose of providing and obtaining a fund to retire such employees upon pension.

Meeting called.

2. For the purpose of forming such a corporation, the county superintendent of schools in each county of the first class in this State shall notify each and every employee of such board of education of a school district in such county except such as are now entitled to benefits under any other pension act, which may have heretofore been enacted for the benefit of employees of boards of education in this State, to attend a meeting

to be held not less than five days after the giving of such notice, to consider the formation of a corporation in accordance with this act. Said notice shall be in writing and specify the time and place of the meeting of such employees. If two-thirds of the employees present at such meeting shall vote in favor of forming such a corporation they shall adopt a resolution to that effect and shall choose a name for the corporation, and shall organize by electing four persons selected from the said employees of such boards of education who, together with the county superintendent of schools of such first class counties, the latter being an ex-officio member, shall constitute a board of trustees. The first trustees created under this act shall prepare and sign a certificate reciting the adoption of the resolution by the employees as hereinbefore directed, the name adopted, the appointment of trustees, the organization and the names of officers and execution of the certificate, for the purpose of forming a corporation under this act, for the purposes herein set forth, which certificate shall be recorded in the office of the clerk of the county wherein such corporation shall be organized, and shall then be filed in the office of the Commissioner of Banking and Insurance, at Trenton, in this State, and thereupon such trustees, their associates and successors, shall become a body politic and corporate in law with all the powers incident thereto.

Formation.

Name.

Trustees.

Details of organization.

Becomes body politic.

3. The pension fund to be formed as hereinafter provided for shall be under the control and management of said board of five trustees. The first board of trustees selected, as in section two of this act, shall serve until the month of January following the incorporation of such association, at which time four members of the association shall be elected as trustees in place of the four selected as provided in section two, by a majority vote of the members of the association as follows: One for the term of one year, one for the term of two years, one for the term of three years, and one for the term of four years, who shall serve for the respective terms for which they each were chosen and thereafter annually, in the month of January of each year, a member of such board of trustees shall be chosen for a full

Management of fund.

Election and term of trustees.

term of four years to serve in the place and stead of the trustees whose term shall have then expired, so that the term of office of but one member shall expire in each year. Any vacancy occurring among the board of trustees or in the office of chairman, secretary, treasurer, or other officers of such corporation by death, resignation, removal or otherwise, shall be filled in the manner provided for in by-laws, and in the absence of such provision such vacancies shall be filled by the board of trustees.

Vacancy.

4. Such trustees and all other officers of the said corporation shall give bonds with some duly authorized security company, as surety thereon, for the faithful performance of their duties in such sum or sums as shall be fixed by the by-laws of the corporation.

Trustees and officers bonded.

5. The said board of trustees shall at the first annual meeting thereof, and at each annual meeting thereafter, elect a chairman, secretary, and treasurer and such other officers as they may deem necessary; the secretary may be one of their own members. The board of trustees shall fix the compensation of the secretary and treasurer, the chairman shall serve without compensation.

Organization of trustees.

6. All moneys paid out of such pension fund shall be paid by the treasurer of such corporation upon warrants signed by the chairman of the board of trustees and countersigned by the secretary thereof, and no warrant shall be drawn except by the order of said board upon a yea and nay vote recorded in the minutes of said board. Such board of trustees may deposit such fund in any of the banks or trust companies in such county, and may invest the same in bonds secured by first mortgages or improved property worth at least twice the amount loaned, or in bonds of the United States or of this State, or any city or county in this State. All income, interest or dividend which shall be paid or agreed to be paid on account of any loan or deposit shall belong to and constitute a part of said fund.

Payments.

Deposits and investments.

7. The board of trustees shall make a semi-annual report of the condition of such fund and the manner in which the same is invested to the boards of education of school districts in such first class counties in the months of January and July on each year, and at such

Semiannual financial report.

other times as they may be requested so to do by such boards.

Exemptions.

8. All pensions created under this act shall be exempt from execution, attachment or any other legal process whatever. Such pension fund shall be created and sustained as follows, viz:

Sources of fund:

Contributions by employees;

a. There shall be deducted from every payment of salary of such employees two per centum of the amount thereof, providing such employees entered such service on or before the age of thirty-five years; if over such age then such percentage shall be increased to such an amount as shall be determined by the board of trustees to correspond to the risk arising by the additional age of such employees.

Donations;

b. All moneys given or donated to such fund by any person or corporation in any manner or form whatsoever.

Contributions by school boards;

c. An amount equal to four per centum of the total annual salaries paid to such employees shall be paid yearly into the fund by the board of education of each school district in any first class county in which such pension fund shall be established and maintained.

Provisions for payment;

d. Provision for the annual payment of such amount as provided for in section (c) shall be made by the said board of education in the annual appropriation for the support and maintenance of the public schools in such school districts.

Deficiency met.

e. In case in any year there shall not be sufficient money in said pension fund created in any first class county as aforesaid to provide for the payment of pensions hereinafter provided for, then the board of education of each school district in each first class county in which such pension fund shall be established and maintained shall appropriate in the same way and manner as for all other expenses of said board of education, a proportionate sum sufficient to meet the requirements of said fund for the time being. The proportion of the total amount so required to be appropriated by the board of education of each of such school districts shall be based upon the number of employees of the board of education of such district who are members of such pension fund.

Assessment on members.

The board of trustees of any such corporation may assess and collect from each and every employee of such boards of education in counties wherein such pension fund shall be established and maintained who shall become members of said pension fund, the said two per centum of his or her annual salary, to be paid monthly or semimonthly to the treasurer of the corporation, and such assessment and collection shall be in manner and form as may be provided in the by-laws of the corporation, and whenever any employee shall die or be discharged, having served for a less term than twenty years, all payments made by such employee to said pension fund shall be forfeited and shall be added to and become a part thereof. The board of trustees are hereby empowered, in their judgment, to make it a condition of membership that each member shall sign an order on the custodian of school moneys, or other disbursing officer, directing the retention of the amount of the assessment levied hereunder, to be paid over directly to the association by retention from his salary or wages, and the custodian of school moneys or other disbursing officer is hereby directed to make such retention and payments; *Provided, however,* that such retention and payment shall only become operative in the event of the same being authorized by the by-laws of said corporation.

Lapsed payments added to fund.

Order for retention of assessment.

Proviso.

Payments:

9. Pensions shall be paid from such fund in the manner following:

Retirement after thirty years;

a. In school districts of first class counties of this State in which this act shall become operative, all employees of the boards of education of such school districts who shall have accepted the provisions of this act and shall have honorably served therein for thirty years or more shall, upon application to the board of trustees of the pension fund hereinbefore provided be retired by such board of trustees and shall thereupon receive annually from such pension fund, for and during the remainder of his or her natural life, an amount equal to one-half of the average annual salary received by such employee during the five (5) years immediately preceding his or her retirement, the same to be paid in

Amount.

the same manner and in the same installments in which such salary has heretofore been payable.

Retirement after thirty years' service and sixty years old.

b. In case of the retirement of a person who has reached the age of sixty (60) years, but who has been in public office or position in such board less than thirty (30) years, the person so retired shall be entitled to receive during his or her natural life by way of pension

Amount.

one-sixtieth (1/60) of the average annual salary received by him or her during the five (5) years immediately preceding his or her retirement multiplied by the number of years he or she has actually served, said amount to be determined by resolution of such board and paid in the same manner and in the same installments in which such salary has heretofore been payable.

Incapacitated after twenty-five years.

c. Any employee of any such board of education who shall have served therein for twenty-five years, who shall become incapacitated either mentally or physically, from illness or injury incurred in the performance of his or her duties as such employee, or who by reason of advanced age, is found unfit for the performance of his or her duties, shall be retired by the board of trustees of such pension fund and thereupon he or she shall

Amount of pension.

receive annually from such pension fund an amount equal to one-half of the average annual salary received by him or her during the five (5) years immediately preceding such retirement. No pensions shall be paid out of any fund until after the thirty-first day of December, in the year one thousand nine hundred and thirty-three (1933).

Eligibility as members of fund.

10. All employees of any board of education in any school district in counties of the first class in this State shall be entitled to accept the provisions of this act except such as are now entitled to benefits under any other pension act, which may have heretofore been enacted for the benefit of employees of boards of education in this State.

Membership of fund.

11. Persons employed by any such board of education at the time of the passage of this act shall not be permitted to take advantage of the provisions hereof after the expiration of two years from the date of the incorporation of such pension association; and all persons coming into the employ of any such board subsequent to

the formation of any such pension association shall, within two years after the date upon which he or she shall have been appointed, make application to the board of trustees for membership in such pension fund as hereinafter provided; and any such applicant shall be required to pay into such fund, together with such application, a sum of money equal to two per centum of the salary of such employees from the date of his or her appointment to the date of such application and no such application shall be antedated.

Percentage of payment.

12. Any person who shall wilfully or knowingly swear falsely in any oath or affirmation for the purpose of obtaining or procuring any pension or the payment thereof, under the provision of this act, shall be deemed guilty of perjury upon conviction thereof, and shall be punished as provided by law for such crime.

Perjury.

13. Any employee of any board of education who shall be included in the provisions of this act who shall unlawfully retain any of the moneys, funds, properties or effects of any corporation organized under this act shall forever be debarred from receiving any relief or benefit from any such pension fund.

Unlawful retention debars member.

14. Any employee of any such board of education hereinbefore mentioned may avail himself or herself of the benefits of such pension fund by making application in writing for membership therein and paying into said fund monthly or semi-monthly the assessments levied by the board of trustees of such fund.

Application for membership.

15. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 113.

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" (Revision 1927), approved March thirtieth, nineteen hundred and twenty-seven.

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

Use of bridges or viaducts being part of highway system.

1. It shall be unlawful for any person or persons, corporation or corporations to lay any tracks, pipes or conduits on, over or under any public viaduct or bridge constituting a part of the State Highway System, or to connect any wires, cables or other appliances to any such viaduct or bridge without obtaining the consent of the State Highway Commission and complying with such reasonable terms and conditions as may be prescribed by said State Highway Commission; *provided, however,* that any public utility which is subject to the regulation of the Board of Public Utility Commissioners of this State, and whose rates are subject to be fixed by said board, and which has the right to use the highway on both sides of any such viaduct or bridge or which had or shall have its tracks, pipes, conduits or wires, on, over or under any such viaduct or bridge when same was or hereafter shall be taken over by the State Highway Commission as part of a State highway, may lay, maintain and operate its tracks, pipes, conduits, wires, cables or other appliances, on, over or under any such viaduct or bridge, and over and upon any new viaduct or bridge including the necessary approach thereto constructed at the same or a new location in substitution for any such viaduct or bridge as aforesaid, at its own cost and expense, under such reasonable terms and regulations as the State Highway Commission has prescribed or may hereafter prescribe, which terms and regulations may be contained in an agreement between such State

Proviso.

Present maintenance.

Agreement for use.

Highway Commission and such public utility, and such agreement may contain such provisions with regard to the use made or to be made of such viaduct or bridge as have been or may be agreed upon, but in no event shall any such public utility be required to pay for any such use which it has made or shall hereafter make of any such viaduct or bridge more than an amount sufficient to compensate the State for the extra burden which has been or which hereafter shall be imposed upon the State by reason of the use of any such viaduct or bridge by any such public utility; and the terms and regulations prescribed by the State Highway Commission or contained in any such agreement shall be in substitution for and in lieu of the regulations prescribed by, and of any contract heretofore or hereafter entered into with, any board or boards of freeholders or other jurisdiction from which said highway was or shall be taken over. In case the State Highway Commission and said public utility cannot agree upon the terms and regulations or the amount to be paid as hereinbefore provided, an application may be made to the Board of Public Utility Commissioners, which board shall, after hearing, fix the terms and regulations governing such use and the amount to be paid, if any, by such public utility, with the same effect as if the same had been fixed by the State Highway Commission as aforesaid.

Fixing terms and regulations.

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

Repealer.

Approved April 16, 1929.

CHAPTER 114.

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

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

Section 5 amended.

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

Organization of commissioners.

5. Said commissioners shall meet for organization on the first day in January, at noon, next succeeding the date of their said election and elect from their number a president and a secretary, who, in addition to the duties herein prescribed, shall perform the duties usually performed by such officers; and the said commissioners shall each receive as full compensation for all services to be performed under the provisions of this act the sum of four thousand five hundred dollars ($4,500) per annum, to be paid by the county collector of such county in equal monthly installments out of the moneys appropriated to the use of such commissioners for the maintenance, lighting and repair of such road; and said president and secretary shall be subject to removal at any time by a majority vote of said commissioners.

Compensation.

Payments.

Officers subject to removal.

Repealer.

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

3. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 115.

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," and approved April third, one thousand nine hundred and two.

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

1. Section sixteen of the act to which this act is an amendment is hereby amended to read as follows: Section 16 amended.

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 or other municipal corporations situated in any of the countries 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 sub- Investments. Proviso.

ject 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; *provided,* that no purchase 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 unless the stock so purchased shall represent a majority in control of the stock then outstanding. No such life insurance company shall purchase or acquire more than twenty per centum (20%) 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 (2%) 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 (10%) of said assets, except that nothing herein contained shall prevent any company from holding as much as fifty thousand dollars ($50,000), par value, of the bonds of any corporation, when none of the stock of said corporation is held by

Proviso.

Proviso.

Amount of stock acquired.

Amount of bonds of a corporation.

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 (90%) of the market value thereof; and no such life insurance company shall at any time lend in the aggregate more than two per centum (2%) of its assets upon the security of the stock of any one corporation, nor more than ten per centum (10%)) 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 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

Reducing holdings.

Proviso.

Proviso.

May accept certain securities.

Proviso.

Proviso.

days consecutively a sum exceeding three per centum (3%) 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 ($100,000);

Loans.

and that no loan shall be made by any such company on its own stock; and any life insurance company may

May purchape insurance policy, etc.

purchase any policy of insurance, or other obligation of the company, and any claims of its policyholders, 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;

As to marine insurance.

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 reinvest the same as occasion may from time to time require.

Investment must be authorized by directors.

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.

Underwriting.

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 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.

Proviso.

Approved April 16, 1929.

CHAPTER 116.

An Act concerning financial responsibility for damages caused by the operation of motor vehicles.

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

Proof of financial responsibility.

1. The Commissioner of Motor Vehicles shall require from any person who shall have been convicted of, or who shall have forfeited any bond taken, or shall have had his case nolled upon the payment of any sum of money for a violation of sections seven, ten, eleven, thirteen, fourteen and twenty-one of Chapter two hundred and eight, of the Laws of one thousand nine hundred and twenty-one, and the several supplements and amendments thereto, and of articles two, seven, eight, nine, ten and fourteen of Chapter two hundred and eighty-one, of the Laws of one thousand nine hundred and twenty-eight, or who, while operating any motor vehicle, shall have been concerned in any motor vehicle accident resulting in the death of, or injury to, any person, or damage to property to the extent of at least one hundred dollars ($100), or from the person in whose name such motor vehicle is registered, or both, proof of financial responsibility to satisfy any claim for damages, by reason of personal injury to, or the death of, any one person of at least five thousand dollars ($5,000) or by reason of personal injury to, or the death of, more than one person on account of any such accident, of at least ten thousand dollars ($10,000), and for damage to property of at least one thousand dollars ($1,000). Whenever said commissioner shall require proof of financial responsibility from the owner of any motor vehicle, he shall require proof in said amounts for each vehicle owned or registered by such person. If any person shall fail to furnish such proof, said commissioner shall, until such proof shall be furnished, suspend or revoke the license of such person to operate a motor vehicle or refuse to return any license which shall have been suspended or revoked, or suspend or revoke the

Amount required.

Proof required for each vehicle owned.

Revocation of license until proof furnished.

registration of any such motor vehicle or vehicles or refuse thereafter to register any motor vehicle owned by such person or refuse to register any motor vehicle transferred by him if it shall not appear to said commissioner's satisfaction that such transfer is a bona fide sale, or, if any such person shall not be a resident of this State, withdraw from such person the privilege of operating any motor vehicle in this State and the privilege of operation within this State of any motor vehicle owned by him. No appeal taken from the judgment of any court shall act as a stay to any action of the commissioner authorized by the provisions of this act. The commissioner may likewise suspend or revoke the license of any person or the registration of any motor vehicle where such proof of financial responsibility shall not have been furnished, where such person's license or registration may have been suspended or revoked in any other State of the United States.

As to transfers.

Appeal not to stay action.

As to non-residents.

Proof required.

2. Such proof of financial responsibility shall be furnished as shall be satisfactory to said commissioner and may be evidence of the insuring of such person against public liability in said amount and property damage in said amount in the form of a certificate signed by any duly licensed agent of any company issuing the policy of insurance, *provided* such policy shall be non-cancellable except after ten days written notice to the commissioner; or such proof may be the bond of a surety company or a bond with individual surety owning real estate, which bond shall be conditioned for the payment of said amounts and shall not be cancellable except after ten days' written notice to the commissioner. Such bond shall constitute a lien in favor of the State upon the real estate of any surety, which lien shall exist in favor of any holder of a judgment on account of damage caused by the operation of such person's motor vehicle, upon the filing of notice to that effect by the commissioner in the clerk's office in such county where such real estate shall be located. Such proof of financial responsibility may also be a deposit by such person with the commissioner of a sum of money or collateral, the amount of which money or collateral shall be determined by and shall be satisfactory to said commissioner. Whenever any agent

Proviso.

Bond a lien.

Cash or collateral may be deposited.

of an insurance company shall certify to evidence of the insuring of any person, from whom proof of financial responsibility shall have been required, by the company for which he is authorized to solicit, negotiate or effect contracts of insurance, such company shall notify the commissioner of the expiration of the policy referred to in such certificate at least ten days before the effective date of such expiration and shall promptly notify the commissioner of the renewal of any such policy of insurance. Additional evidence of financial responsibility shall be furnished the commissioner at any time upon his request therefor.

Insurance by authorized company.

As to expiration of policy.

Additional proof may be asked.

3. Such bond, money or collateral shall be held by the commissioner to satisfy any execution issued against such person in any cause arising out of damage caused by the operation of any motor vehicle owned or operated by such person. Money or collateral so deposited shall not be subject to attachment or execution unless such attachment or execution shall arise out of an action for damages, including personal injury or death, as a result of the operation of any motor vehicle. Any person who shall furnish proof of financial responsibility by a deposit of money or collateral shall, upon the service of any writ or summons arising out of any action for damages including personal injury or death caused by the operation of any motor vehicle give written notice of such service to the commissioner, who shall require that additional evidence of financial responsibility be furnished to satisfy any judgment in any other action. If a judgment rendered against the principal on a surety or real estate bond shall not be satisfied within thirty days after its rendition, the judgment creditor may, for his own use and benefit and at his sole expense, bring an action in the name of the State against the company or person executing such bond. A reasonable sum, not exceeding ten dollars ($10), shall be charged for such investigation of the title of any surety's real estate or of collaterals so deposited and of the value of the same and for the filing fee to be paid to the county clerk.

Bond, etc., held by commissioner.

Not subject to attachment.

In action for damage additional proof furnished.

If judgment not satisfied.

Fee for investigating title.

4. Upon the request of any insurance company, any person furnishing any financial responsibility or any surety on any bond herein provided for, the commis-

Record of insurer supplied surety.

sioner shall furnish such company, person or surety a certified abstract of the operating record of any person subject to the provisions of this act, and, if there shall be no record of any conviction of such person of a violation of any provision of any statute relating to the operation of motor vehicles or of any injury or damage caused by such person as herein provided, the commissioner shall so certify. The commissioner shall collect for each such certificate the sum of one dollar ($1).

Fee.

Injured person furnished record.

5. The commissioner shall furnish any person who may have been injured in person or property by any motor vehicle, upon written request, with such information as shall have been furnished to him as evidence of the financial responsibility of any operator or owner of any motor vehicle.

Return of license under certain conditions.

6. Any operator or any registrant whose operator's license or certificate of registration shall have been suspended as herein provided or whose policy of liability insurance or surety bond shall have been cancelled or who shall neglect to furnish additional evidence of financial responsibility upon request of the commissioner, shall immediately return to the commissioner his operator's license or certificate of registration and the number plates issued thereunder. If any person shall fail to return to the commissioner the operator's license or certificate of registration and the number plates issued thereunder as provided herein, the commissioner shall forthwith direct any State policeman, motor vehicle inspector or other police officer to secure possession thereof and to return the same to the office of the commissioner. Any person failing to return such operator's license or such certificate and number plates shall be fined not more than twenty-five dollars ($25.00), and, to the fine imposed, the trial court shall add the expense of securing such registration and number plates. The amount of such fine and expense shall be paid to the commissioner in the manner provided for the payment of fines for violation of the motor vehicle laws.

Compel return.

Penalty.

Cancellation of insurance, etc.

Proviso.

7. The commissioner may cancel such bond or return such evidence of insurance, or return such money or collateral to the person furnishing the same, *provided* three years shall have elapsed since the filing of such

evidence or the making of such deposit during which period such person shall not have violated any provision of the motor vehicle laws referred to in section one and *provided* no right of action or judgment arising out of the operation of a motor vehicle shall then be outstanding against such person. The commissioner may direct the return of any money or collateral to the person who furnished the same upon the acceptance and substitution of other evidence of financial responsibility or, at any time after one year from the expiration of any registration or license issued to such person, *provided* no written notice shall have been filed with the commissioner, stating that an action has been brought against such person by reason of the ownership, maintenance or operation of a motor vehicle and, upon the filing by such person with the commissioner of a certificate that he has abandoned his residence in this State or that he has made a bona fide sale of any and all motor vehicles owned by him and does not intend to own or operate any motor vehicle in this State for a period of one or more years.

Proviso.

Return of money or collateral.

Proviso.

8. Any person who shall forge, or, without authority, sign any evidence of financial responsibility required by the commissioner in the administration of this act shall be guilty of a misdemeanor and upon a conviction thereof shall be punished by a fine of not more than one thousand dollars ($1,000), or by imprisonment not to exceed more than three years, or both, at the discretion of the court.

Forging, etc., a misdemeanor.

Penalty.

9. The commissioner of motor vehicles shall make rules and regulations necessary for the administration of this act.

Regulations.

10. Where a policy of insurance shall be furnished as provided herein such policy shall be taken to mean a policy of liability insurance issued by an insurance carrier authorized to transact business in this State to the person therein named as insured, which policy shall designate, by explicit description or by appropriate reference, all motor vehicles with respect to which coverage is intended to be granted by said policy, and shall insure the insured named therein and any other person using or responsible for the use of any such motor vehicle with the consent, express or implied, of such insured, against

Explanation as to meaning of policy.

loss from the liability imposed upon such insured by law or upon such other person for injury to or death of any person, other than such person or persons as may be covered, as respect such injury or death by any workmen's compensation law or damage to property except property of others in charge of the insured or the insured's employees growing out of the maintenance, use or operation of any such motor vehicle in the United States of America; or which policy shall, in the alternative, insure the person therein named as insured against loss from the liability imposed by law upon such insured for injury to or death of any person, other than such person or persons as may be covered as respects such injury or death by any workmen's compensation law, or damage to property, except property of others in charge of the insured or the insured's employees, growing out of the operation or use by such insured of any motor vehicle, except a motor vehicle registered in the name of such insured, and occurring while such insured is personally in control, as driver or occupant, of such motor vehicle within the United States of America to the amount or limit of $5,000, exclusive of interest and costs, on account of injury to or death of any one person, and, subject to the same limit as respects injury to or death of one person, of $10,000, exclusive of interest and costs, on account of any one accident resulting in injury to or death of more than one person; and of $1,000 for damage to property of others, as herein provided, resulting from any one accident; or a binder pending the issuance of any such policy, or an endorsement to an existing policy as hereinafter provided; *provided,* that this section shall not be construed as preventing any such insurance carrier from granting any lawful coverage in excess of or in addition to the coverage herein provided for, nor from embodying in such policy any agreements, provisions or stipulations not contrary to the provisions of this act and not otherwise contrary to the law.

Alternative.

Amount covered.

Proviso.

Form of policy approved by commissioner of insurance.

No motor vehicle liability policy shall be issued or delivered in this State until a copy of the form of policy shall have been on file with the Commissioner of Insurance for at least thirty days, unless sooner approved in

writing by the Commissioner of Insurance nor if within said period of thirty days the Commissioner of Insurance shall have notified the carrier in writing that, in his opinion, specifying the reasons therefor, the form of policy does not comply with the laws of the State. The Commissioner of Insurance shall approve any form of policy which discloses the name, address and business of the insured, the coverage afforded by such policy, the premium charged therefor, the policy period, the limit of liability and the agreement that the insurance thereunder is provided in accordance with the coverage defined in this section and is subject to all of the provisions of this act.

Provisions that govern:

Such motor vehicle liability policy shall be subject to the following provisions which need not be contained therein:

Liability;

(a) The liability of any company under a motor vehicle liability policy shall become absolute whenever loss or damage covered by said policy occurs and the satisfaction by the insured of a final judgment of such loss or damage shall not be a condition precedent to the right or duty of the carrier to make payment on account of such loss or damage. No such policy shall be cancelled or annulled as respects any loss or damage by any agreement between the carrier and the insured after the said insured has become responsible for such loss or damage and any such cancellation or annullment shall be void. Upon the recovery of a final judgment against any person for any such loss or damage if the judgment debtor was at the accrual of the cause of action insured against liability therefore under a motor vehicle liability policy, the judgment creditor shall be entitled to have the insurance money applied to the satisfaction of the judgment. The policy may provide that the insured or any person covered by the policy shall reimburse the company for payments made on account of any accident, claim or suit involving a breach of the terms, provisions or conditions of the policy; *and, further,* if the policy shall provide for limits in excess of the limits designated in this section the insurance carrier may plead against such judgment creditor, with respect to the amount of such excess limits of liability any defenses which it may

As to cancellation;

Recovery of final judgment;

Reimbursements;

Proviso.

be entitled to plead against the insured. Any such policy may further provide for the prorating of the insurance thereunder with other applicable valid and collectible insurance.

Contract;

(b) The policy, the written application therefor (if any) and any rider or endorsement which shall not conflict with the provisions of this act shall constitute the entire contract between the parties.

Binder agreement or endorsement.

(c) Any carrier authorized to issue motor vehicle liability policies as provided for in this act may, pending the issuance of such a policy, execute an agreement, to be known as a binder; or may, in lieu of such a policy, issue an endorsement to an existing policy, each of which shall be construed to provide indemnity or protection in like manner and to the same extent as such a policy. The provisions of this section shall apply to such binders and endorsements.

Act in effect.

11. This act shall take effect November fifteenth, one thousand nine hundred and twenty-nine.

Approved April 16, 1929.

CHAPTER 117.

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:*

Fire department divided into two platoons.

1. The governing body of any municipality of this State which may have heretofore or may hereafter establish a duly organized uniformed paid fire fighting force or department may, by resolution, arrange the hours of actual duty or employment of such force or department so that said force or department may be divided into two platoons or portions, one of which platoon or portion shall be on duty for a period of

twenty-four hours while the other platoon or portion shall be off duty for a like period of time.

2. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 118.

An Act respecting cities of the first class and providing for the registration of voters for municipal elections.

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

Eligible to vote at municipal election.

1. All persons registered in cities of the first class under a supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and supplements thereto, passed April first, one thousand nine hundred and twenty-six, and the amendments thereof and supplements thereto, shall be eligible to vote at all municipal elections, and it shall be the duty of the county board of elections in counties of the first class to sit at a place convenient to the voters on such days, and during such hours, as such county boards shall deem necessary during the week immediately preceding the second Tuesday prior to any municipal election, to be held in any city of the first class, for the purpose of adding the names of all qualified voters to the signature copy registers, as the case may be, and if upon application by any qualified voter, it is made to appear to such county board of elections that such voter is a qualified elector and entitled to vote at such municipal election, his name shall be added to the proper signature copy register, and that after the last day of the week preceding the second Tuesday prior to the municipal election aforesaid, no name shall be added

Adding names to register by county board of elections.

to the signature copy register until after the municipal election.

Repealer.

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

Approved April 16, 1929.

CHAPTER 119.

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

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

Section 216 amended.

1. Section two hundred and sixteen of the act to which this act is amendatory be and it is hereby amended to read as follows:

Eligibility for office.

216. No member of any board of chosen freeholders shall, during the term for which he shall have been elected, be eligible for election or appointment to any office or a position required to be filled by any such board unless he shall resign and cease to be a member of such board for a period of three months prior to his election or appointment; *provided, however,* that this restriction shall not apply to any office or position required by law to be filled by a member of such board of chosen freeholders; and *provided further,* that this section shall not apply to the appointment of a member of the board of chosen freeholders to the position of county counsel.

Proviso.

Proviso.

Repealer.

2. All acts or parts of acts inconsistent herewith are hereby expressly repealed.

3. This act shall take effect immediately.

Approved April 17, 1929.

CHAPTER 120.

AN ACT to make a married woman solely responsible for her torts.

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

Damages for torts collectible from married woman.

1. For all torts committed by a married woman, damages may be recovered from her alone, and her husband shall not be responsible therefor, except in cases where he would be jointly responsible with her if the marriage did not exist.

Repealer.

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

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 121.

A FURTHER SUPPLEMENT to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Review of judgment in criminal case.

1. Whenever a defendant in a criminal case seeks to review the judgment entered on his conviction, he shall be entitled to sue out a writ of error to review such conviction after the imposition of sentence upon him, even though a suspended sentence be imposed upon him by the court.

Approved April 22, 1929.

CHAPTER 122.

AN ACT providing for the retirement of certain county employees in counties of the first class of this State and providing a pension for such retired county employees and their dependents.

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

County employees retiring on half pay.

1. In all counties of the first class of this State any county employee, as hereinafter set forth, who shall have served in the employ of any such county for a period of twenty years, and shall have obtained the age of sixty years, shall, upon his or her own application, be retired on half pay.

Half pay defined.

2. The words "be retired on half pay," as used in this act, shall be construed to mean retired upon a pension equal to one-half of the annual salary at the time of retirement.

Retirement for physical unfitness.

3. Any county employee who shall have served as such for a period of twenty years, whether he or she has reached the age of sixty years or not, who shall be found, as hereinafter provided, to be physically unfit for further service, shall, upon application, in writing, to the pension commission, be retired upon half pay.

Retirement and allowances.

4. All such retirements are to be made and pensions allowed by the pension commission hereinafter created.

Permanent disability.

5. Any county employee who shall have received a permanent disability by reason of injury, accident or sickness, incurred at any time in the service, which shall permanently incapacitate him or her, shall, upon the certificate of a physician designated for that purpose by the pension commission, be retired on a pension equal to one-half of his or her salary at the time of his or her retirement. Where, however, any such county employee shall desire to retire by reason of injury or disease, such employee shall make application in writing to the pension commission for such retirement; whereupon the pension commission shall call to their

Retirement for injury or disease.

Medical examination.

assistance the aid of a regularly licensed and practicing surgeon or physician. The president of the pension commission is authorized to administer oaths to said surgeons, physicians or other persons called in respect to the matter before the commission. The commission shall determine, by resolution, whether said person is entitled to the benefits of this act. In the event that the two surgeons or physicians so called, as hereinbefore provided, fail to agree upon the physical condition of the applicant, then the pension commission may call a third and disinterested, licensed and practicing surgeon or physician and the determination of the majority of said three surgeons or physicians, who shall be first duly sworn, shall be reduced to writing and signed by them, and the pension commission shall consider the same in reaching their decision.

Determination.

If disagreement.

6. No pension shall be paid to the surviving husband of any deceased employee as aforesaid unless the surviving husband shall be and shall continue to remain dependent upon the income which such employee was receiving at the time of her death, and unless such surviving husband shall continue to remain physically or mentally incapable of pursuing some gainful occupation. The pension commission shall determine the question of dependency of the surviving husband, as well as the ability of the surviving husband to pursue some gainful occupation; and *provided further,* that no pension shall be paid to any widow or dependent husband if he or she was married to her deceased husband or his deceased wife after the date of his or her retirement or after the passage of this act, he or she shall have arrived at the age of sixty years. The pension as aforesaid shall be paid to the widow or dependent husband during his or her natural life, and so long as he or she shall remain unmarried.

As to pensioning husband.

Dependency of husband.

Proviso.

Continuation of pension.

7. In case of the death of an employee who shall be a widower or widow, at death, leaving dependent child or children under sixteen years of age, the benefits of this act which a widow or dependent husband would otherwise be entitled to receive, shall be paid to the guardian of such child or children, for the exclusive use and benefit of such child or children. In all cases

Payment in case of dependent children.

Pension ceases at age of sixteen years.

where one dependent child survives, such benefits shall cease upon such child attaining the age of sixteen years. In case more than one child survives, the benefits shall be reduced proportionately upon any of such children attaining the age of sixteen years.

Fund created.

8. A fund shall be created in the following manner for the purpose of paying such pension, to wit:

Deduction from employee's salary.

There shall be deducted by the county treasurer from every payment of salary to such county employee who shall be benefited by this act, and pay to such fund three per centum of the amount of such salary, and in addition thereto there shall be annually raised by the board of chosen freeholders in the county budget and contributed annually to such fund by the county an

Amount.

amount equivalent to three per centum of said county employee's salaries; to said fund there shall be added

Donations.

all moneys donated for the purpose of such fund, and all rewards which may be paid to any county employee while acting as such county employee, all of which

Rewards.

moneys and rewards shall be paid over to the board of chosen freeholders of the county, to be deposited in

Deficiency met by tax.

such fund. In case, at any time, there shall not be sufficient money in such pension fund to pay such pension, the board of chosen freeholders of the county shall, from time to time, include in any tax levy a sum sufficient to meet the requirements of such pension fund.

Pensions exempt from tax.

All pensions granted under this act shall be exempt from any State or municipal tax, levy and sale, garnishment or attachment, or any other process whatsoever, and shall be unassignable.

"Employee" defined.

9. The words "county employee" or "employee," as used in this act, shall mean and include all employees in service of any county of the first class of this State, not including laborers, unless such labor work is paid on a monthly or annual salary basis for a continuous employment of such labor and recognized as permanent appointees, it being the intent to exclude transient

Exceptions.

labor from the operation of this act; the words "county employee" or "employee" shall not be held to include any member of the police department, fire department,

As to permanency of employment.

or employee of any board of health. The pension com-

mission shall have it in their power to determine whether or not the employment of any employee as aforesaid is permanent within the meaning of this act.

Present pension fund not affected.

10. This act shall not be construed to affect in any manner any pension fund now organized or created under any existing law, nor shall the same affect in any manner any pension association or corporation now organized and existing under any present law, nor shall it affect any of the members thereof.

Receiving pension from other sources.

11. No person who shall receive, or is, or shall be, entitled to receive any pension under any other law of this State providing for contribution to a pension fund out of the compensation of county employees, shall be entitled to receive the benefits of this act.

Acceptance of provisions of act.

12. Any such county employee, now or hereafter in the service of any county of the first class of this State, may, within thirty days after the passage of this act, or within thirty days after permanent appointment, as the case may be, at his or her option notify the pension commission in writing that he or she does not desire to be bound by the provisions of this act, and in such event no deductions, as aforesaid, shall be made from the salary of such county employee, nor in such event shall any pension be paid to any such employee or his dependents as aforesaid under this act.

Pension commission.

13. That within thirty days after this act shall take effect there shall be established in such counties of the first class of this State a pension commission of five members, consisting of the county supervisor of said county, the chief financial officer of said county and two county employees of said county, who shall be nominated and elected at the meeting to be held by the county employees of said county within thirty days after the passage of this act. It shall be the duty of the county supervisor to give five days' notice in writing of the time and place of such meeting to all such employees, who may cast written ballots by proxy. The two county employees of said county shall hold office until their successors are elected at the meeting of such employees to be held on the third Wednesday of the following December, and thereafter two county employees shall be elected as members of such pension commission, in

How composed.

Notice of meeting to elect members.

Terms.

the same manner, on the third Wednesday of December every second year, and the term of office of the members of said commission so to be elected by said county employees shall be for two years, commencing January first following their election. The fifth member of such commission shall be a citizen of the county who is not a public officeholder in such county or any municipality therein, and shall be selected by the other four members of the commission and shall hold office for the term of one year. In case of vacancy for any cause, the commission shall have power to fill such vacancy until the next election. The said commission shall hold its annual meetings between the first and fifteenth days of January in each year, and elect its president and such of their officers as it shall deem advisable, and also a secretary whose compensation the commission shall have the power to fix and pay out of such fund. The pension commission shall be known as the County Employees' Pension Commission of the County of

Fifth member.

Vacancy.

Annual meeting.

Official name of commission.

Control and management.

14. The said pension commission shall have control and management of the said funds and of the retirement of said county employees, and they are hereby empowered to make all necessary rules and regulations regarding the same not inconsistent with this act. All moneys belonging to said pension fund shall be received and paid over to the chief financial officer of such county, whose official bond shall cover the same. All moneys paid out of such pension fund shall be paid by the chief financial officer of such county upon warrants signed by the president and secretary of said pension commission or such officers as the pension commission shall designate.

Payments.

Bank deposit.

15. Said pension commission shall deposit such funds in any of the banks or trust companies of such county. All moneys not needed for the immediate payment of such pensions shall be invested by said pension commission in interest-bearing bonds of any municipality in this State or in any other interest-bearing securities in which savings banks of this State are authorized to invest their funds.

Investments.

Annual report.

16. The pension commission shall make an annual report of the condition of such fund and the manner

in which the same is invested, which shall be filed with the board of chosen freeholders of such county.

Beginning payment.

17. No pension shall be paid out of the fund created under this act until three years after the organization of the said pension commission.

Employment by two counties.

18. This act shall affect and include county employees, as herein described, jointly employed by two or more counties, on inter-county bridges. Such employees' contribution of three per centum of his or her salary shall be made in full to the county employees' pension fund of the county from which such employee was appointed, and the board of chosen freeholders of such county shall contribute three per centum of the total of such employee's salary to such fund in the manner herein set forth. Such employee and his or her dependents as herein described shall receive the benefits of this act from such county pension fund in the same manner as if he or she were employed exclusively by such county.

As to constitutionality of act.

19. In case for any reason any paragraph or any provision of this act shall be questioned in any court and shall be held to be unconstitutional or invalid, the same shall not be held to affect any other paragraph or provision of this act.

20. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 123.

AN ACT to amend the title and body of an act entitled "An act regulating the days of employment of uniformed members of paid police departments in municipalities of this State, now or hereafter having a population in excess of twenty thousand inhabitants, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways," approved April third, one thousand nine hundred and twenty-eight.

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 regulating the days of employment of uniformed members of paid police departments in municipalities of this State, now or hereafter having a population in excess of twenty thousand inhabitants, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways," be and the same is hereby amended so that henceforth the same shall read as follows: "An act regulating the days of employment of uniformed members of paid police departments in municipalities of this State, now or hereafter having a population in excess of five thousand inhabitants, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways."

New title.

Section one amended.

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

Police on duty six days a week.

1. The days of employment of uniformed members of any paid police department in any municipality of this State, now or hereafter having a population in excess of five thousand inhabitants, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways shall

not exceed six days in any one week; *provided, however,* that in case of an emergency the officer, board or other official having charge or control of all such police departments shall have full authority to summon and keep on duty any and all such officers during the period of any such emergency. Proviso—in emergencies.

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 124.

AN ACT to amend an act entitled "A supplement to an act entitled 'An act concerning juries' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which said supplement was approved May twenty-ninth, one thousand nine hundred and thirteen, approved April eleventh, one thousand nine hundred and nineteen, approved March thirtieth, one thousand nine hundred and twenty-seven.

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 the same shall read as follows: Section four amended.

4. The board of chosen freeholders of every county is hereby authorized and empowered to select a clerk to the commissioners of juries and to fix the compensation of said clerk, which compensation shall be paid semi-annually by the said board of chosen freeholders, said clerk shall hold office for a period of three years from the time of his selection. Freeholders to select clerk to commissioners of juries. Term.

The board of chosen freeholders of every county is hereby authorized and empowered to appoint all necessary clerks and stenographers in the office of the com- Clerical force.

missioners of juries, subject to the provisions of Chapter 156 of the Laws of 1908 and amendments thereto and supplements thereof.

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

Approved April 22, 1929.

CHAPTER 125.

AN ACT to amend an act entitled "An act respecting any execution," approved March twenty-first, one thousand eight hundred and seventy-four (Revision of 1874).

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

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

If execution returned unsatisfied, debtor required to make discovery of property. 23. When an execution against the property of any debtor, individual, corporation, unincorporated company or voluntary association, upon a judgment recovered or docketed in the Supreme Court or in the Circuit Court or Court of Common Pleas in and for any county in this State, or from any of the district courts in any of the cities of this State shall be returned by the officer to whom it is delivered unsatisfied, in whole or in part, it shall be lawful for any judge of the court out of which said execution issued, in term time or vacation, on application by the judgment creditor, his executor, administrator or assignee, in manner hereinafter provided, to make order requiring the judgment debtor to appear and make discovery on oath, concerning his, its or their property and things in action, before such judge or a Supreme Court Commissioner or a master in chancery of this State, to be designated in said order, at a time and place in said order specified.

Approved April 22, 1929.

CHAPTER 126.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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 two amended.

2. Route No. 1, S-1, and S-1-A. Alpine to Bayonne. Beginning at the New York State line on State Highway Route heretofore designated as Route No. 18—north in Alpine and terminating in Bayonne, by way of Alpine, Tenafly, Fort Lee and Ridgefield, in Bergen County, North Bergen, Jersey City and Bayonne, in Hudson County. S-1, a spur from Route No. 1 in the vicinity of Fort Lee, running in a southerly direction through Ridgefield and Fairview, connecting with the Hudson County Boulevard in North Bergen. S-1-A, beginning on Route No. 1 in the vicinity of Fort Lee and running in a southerly direction through Fort Lee on Lemoine and Palisade Avenues and connecting with State Highway Route No. 5. Route 1. Route S-1. Route S-1-A.

2. Section three 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 three amended.

3. Route No. 2. Hohokus Township to North Arlington. Beginning in the State boundary line between New York and New Jersey at a point near Suffern, New York, passing through the vicinity of Ridgewood, Hasbrouck Heights, Rutherford, Lyndhurst and North Arlington, and terminating on Route No. 7 in the borough of North Arlington. Route 2.

Section four amended.

3. 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:

Route 3.

4. Route No. 3 and S-3. Beginning in the vicinity of Hawthorne and Paterson, passing through Garfield, Wallington, East Rutherford and Secaucus, terminating on Route No. 1 in Secaucus. S-3, beginning on Route No. 3 in East Rutherford, extending westerly and connecting with Route No. 2 in Rutherford, still in a westerly direction in the vicinity of Clifton and connecting with Route No. 6.

Route S-3.

Section five amended.

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

Route 4.

5. Route No. 4, S-4, S-4-A and S-4-B. Hudson River Bridge Plaza to Perth Amboy and Cape May. Beginning at the Hudson River Bridge Plaza and extending to Cape May City, via Riverside, Fairlawn, Paterson, Clifton, Bloomfield Road, and Broad Street via Bloomfield, East Orange, Irvington, Roselle, to Route No. 27 in Linden, Rahway, Woodbridge, Perth Amboy, South Amboy, via Main Street and its extensions to Rose's Corner, Cheesquake, to a point at or near White Brown's Corner, thence to Middlesex Road in the borough of Matawan, thence via Middlesex Road to Main Street, Matawan, thence via Freehold, Lakewood, Toms River, Tuckerton, Absecon, thence by New Road to Somers' Point, Beasley's Point to Cape May. S-4, extending from the proposed plaza of the Staten Island Bridge at Perth Amboy to Route No. 4. S-4-A extending from Route No. 4 at or near Tuckerton and extending to a point on Little Beach; *provided, however,* the county of Atlantic shall first agree to construct a suitable continuation of said road from Little Beach to the city of Atlantic City. S-4-B, beginning on Route No. 4 in the borough of Fairlawn, extending northwesterly in the vicinity of Paterson, Hawthorne, Wyckoff, Franklin Lakes, Ringwood, West Milford and terminating at the New York State line.

Route S-4.

Route S-4-A.

Proviso.

Route S-4-B.

Section six amended.

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

Route 5 and S-5.

6. Route No. 5 and S-5. Ridgefield to Edgewater. Beginning at Ridgefield and terminating at the Ferry plaza in Edgewater with a spur connecting Route No. 5 with Route No. 1 in Ridgefield and Fairview.

Section seven amended.

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

Route 6.

7. Route No. 6 and S-6. Hudson River Bridge Plaza to Delaware. Beginning at the Hudson River Bridge Plaza by way of Palisades Park, Ridgefield Park, Little Ferry, Hasbrouck Heights, Paterson, Caldwell, Dover, Netcong, Hackettstown, Butzville and Delaware. S-6, beginning in the city of Paterson, extending in a southwesterly direction by way of Totowa, Little Falls station on D. L. and W. railroad, and connecting with Route No. 6 in the vicinity of Caldwell Township.

Route S-6.

Section eight amended.

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

Route 7.

8. Route No. 7. Beginning on Route No. 25 in Jersey City, running northwesterly through Kearny, North Arlington, crossing the Passaic River in the vicinity of Belleville and connecting with Route No. 9 and continuing northerly along the west bank of the Passaic River in Nutley, intersecting Route S-3 in the vicinity of Clifton, still in a northerly direction on the east side of the Passaic River through Rutherford and East Rutherford, intersecting Route No. 3 in Wallington.

Section eleven amended.

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

Route 10.

11. Route No. 10. Jersey City to Dover by way of Jersey City, Kearny, Newark, and thence in a generally westerly direction through Essex County into Morris County, and thence by way of Hanover, Whippany and Littleton in a generally westerly direction to connect with Route No. 6 at or near Dover.

Section thirteen amended.

9. 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:

Route 12.

13. Route No. 12. Frenchtown to Raritan. Beginning in Frenchtown, thence via Baptisttown, Croton,

Flemington, Three Bridges, Centreville, to a point at or near Raritan extending to and joining into Route No. 28.

Section sixteen amended.

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

Route 23.

16. Route No. 23. Verona to Port Jervis, New York. Beginning at a point on Route No. 9 in Verona by way of Cedar Grove, Pequannock, Oak Ridge, Franklin Furnace, Sussex and High Point.

Section seventeen amended.

11. 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:

Route 24 and S-24.

17. Route No. 24 and S-24. Newark to Phillipsburg. Beginning in Newark by way of Irvington, Maplewood, Springfield, Morristown, Chester, Long Valley, Washington and Phillipsburg, with a spur to Hackettstown connecting Route No. 24 with Route No. 6 between these points and a spur from Springfield along Morris Avenue to Route No. 25 at Elizabeth.

Section twenty-eight amended.

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

Route 35.

28. Route No. 35. South Amboy Bridge plaza to Lakewood, by way of Keyport, Eatontown, Eelmar, Point Pleasant, Laurelton to Lakewood.

Section thirty-one amended.

13. Section thirty-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:

Route 38.

31. Route No. 38. Camden to East Hampton, by way of Moorestown, Mount Holly and East Hampton, ending in Route No. 39.

Section thirty-two amended.

14. Section 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:

Route 39.

32. Route No. 39. Yardley bridge by passing Trenton through Bordentown to Da Costa. Beginning at a point at or near the Yardley bridge across the Delaware River and running thence through the vicinity of Trenton Junction, Ewingville, Mercerville to Bordentown, Columbus, Vincentown, Red Lion, Indian Mills, Atsion and Da Costa.

Section thirty-three amended.

15. Section thirty-three of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Route 40.

33. Route No. 40. Camden to Lakewood via Marlton, Red Lion and Lakehurst. S-40. Four Mile to Manahawken. Beginning at a point in proposed Route No. 40 in or near Four Mile, and running thence in a southeasterly direction, passing through the vicinity of Cedar bridge and connecting with proposed Route No. 4 in or near Manahawken.

Route S-40.

Section thirty-four amended.

16. Section thirty-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:

Route 41.

34. Route No. 41 and S-41. Moorestown to Fairview, beginning at a point in Route No. 38 in the vicinity of Moorestown and passing in the vicinity of Haddonfield and connecting with Route No. 47 at Fairview. S-41; Palmyra to Berlin. Beginning at a point at or near the proposed Palmyra-Tacony bridge, thence to Marlton to Berlin.

Route S-41.

Section forty amended.

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

Route 47.

40. Route No. 47. Brooklawn to Tuckahoe, by way of Glassboro, Malaga and Millville.

18. This act shall take effect immediately.

Approved April 16, 1929.

CHAPTER 127.

AN ACT concerning public parks and places.

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

Municipality may acquire park title of which is in trustees.

1. Whenever a park or public place, the title of which is in trustees, is within the corporate limits of any one municipality of this State, it shall be lawful for the governing body of such municipality to make and enter

into an agreement with such trustees, as a consideration in whole or in part for a conveyance of such park to such municipality providing for the expenditure of not less than a certain sum annually for the maintenance, upkeep and improvement of said park, to be specified in such agreement, as arranged upon between the parties, and thereupon accept a conveyance of such park subject to the conditions under which such trustees hold the same, *provided* such trustees have power to make such conveyance.

Agreement.

Proviso.

Agreement binding.

2. After the making of such conveyance such agreement shall be and continue binding upon such municipality and may be enforced by appropriate proceedings at law or in equity upon the complaint or at the relation of any of the grantors in such deed, or the heirs or legal representatives of any of said grantors, or of any taxpayer resident in such municipality.

Municipality may provide for upkeep of park without taking title.

3. Any such municipality, without taking title to such park, may appropriate such sum or sums of money as the governing body shall think proper for the maintenance of roads, paths, lakes, bridges, planting of trees, flowers and shrubbery, the erection of shelters, stands, rest houses, seats, and provisions for the comfort and convenience of the persons using said park, but money so appropriated shall be used and expended by the proper officer of such municipality under the direction of the appropriate committee of the governing body thereof, subject to the approval of the trustees of such park.

4. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 128.

A FURTHER 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:*

Salaries of township committee in certain townships.

1. In all townships of this State, now or hereafter having a population in excess of fourteen thousand inhabitants, as determined by the preceding Federal census, the members of the township committee in any such township shall be entitled to have and receive annual salaries not in excess of two thousand five hundred dollars ($2,500), to be paid in the same manner as the salaries of township committee members are now paid.

Not effective until salaries fixed by ordinance.

2. This act shall take effect immediately, but its provisions shall remain inoperative in any such township until any such township committee shall, by ordinance, fix and determine the salaries so to be paid, but not in excess of the amount fixed by this act; which said ordinance upon its adoption, as aforesaid, shall be submitted to the legal voters of the township at an election to be called for that purpose within thirty days after the adoption of any such ordinance.

Referendum.

3. Upon the adoption of any such ordinance the township clerk shall call an election at any time within thirty days thereafter, at which there shall be submitted to the voters the following question in substantially the following form: "Shall an ordinance fixing the salaries of members of the township committee of ..... at (here insert amount of salary) dollars be adopted?"

Election: how, when, where conducted.

4. The said clerk shall fix the time and the place, or places, of holding said election, which shall be conducted by the district boards of registry and election of the election districts comprised within such township, and any voter residing therein, whose name appears upon the

Result returned.

poll book of the preceding general election shall be entitled to vote at such election. The result shall be canvassed and returned by the said district board of registry and election to the township clerk, and if the majority of the votes cast at such election shall be in favor of the adoption of such ordinance it shall take effect as in such ordinance provided; *provided, however*, that no ordinance authorized to be submitted by the provisions of this act shall be submitted to the voters oftener than once in two years.

Proviso.

Approved April 22, 1929.

CHAPTER 129.

A SUPPLEMENT to an act entitled "An act regulating the employment of certain officers and employees of this State, and of the various 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:*

Building inspector in certain cities under civil service.

1. In any city of the second class in this State, having a population between one hundred thirty-five thousand (135,000) and one hundred fifty thousand (150,000) which has adopted the provisions of the act to which this is a supplement, the person or officer appointed to enforce, pass upon or revise the building code or inspect buildings in such cities shall be classified in the competitive class of the civil service and entitled to all of the rights, privileges and protection in tenure as is now provided for persons in such competitive class.

Repealer.

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

Approved April 22, 1929.

CHAPTER 130.

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:*

Park commission may transfer care of street to municipality.

1. Whenever any county board having control of any street, avenue or road within any county, has heretofore transferred to any park commission, organized in such county under the provisions of the act to which this act is a supplement, the care, custody and control of any street, avenue or road which lies within the boundaries of more than one municipality of such county, and whenever said park commission shall determine that it is for the public interest that the care, custody and control of said street, avenue or road within the limits of any municipality, or any portion thereof within said municipality, should be transferred to such municipality, it shall be lawful for such park commission to transfer to such municipality the care, custody and control of such street, avenue or road within the limits of such municipality, or any portion thereof therein; *provided, however,* that such municipality, by ordinance or resolution shall consent to such transfer, which consent such municipality is hereby authorized to give.

Proviso.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 131.

AN ACT to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three, approved March fifteenth, one thousand nine hundred and twenty-three.

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

Section 182 amended.

1. Section one hundred and eighty-two of 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, amended March twenty-fourth, one thousand nine hundred and seventeen, be further amended so that it shall read as follows:

Report by district board to county superintendent.

182. The board of education of each school district shall, on or before the fifteenth day of March in each year, certify to the county superintendent of schools for the county in which such school district shall be situate, and on the blanks furnished for that purpose by the Commissioner of Education, the number of teachers, who shall have been employed in the schools of such district for the full time the schools therein shall have been kept open during the current school year, and the number of teachers who shall have been employed in said schools for a portion of said year, but for a period of not less than four months, specifying the grade in which each of such teachers shall have been employed. There shall also be certified as aforesaid the number of pupils who shall have attended a public school in a district other than that in which they reside, and for whom tuition fees shall have been paid by the board of education, specifying the grade in which each of said pupils shall have been enrolled during said year, and

Pupils outside district.

also the number of such pupils for whom transportation has been provided, and the cost thereof.

Manner of apportionment of school moneys.

The said county superintendent of schools shall, on or before the first day of April in each year, apportion to the several school districts of said county the State school moneys, and the interest of the surplus revenue in the following manner:

Supervising principal or city superintendent.

I. (a) The sum of six hundred dollars ($600) to each district in which there shall have been employed a supervising principal or city superintendent of schools, who shall have devoted his entire time to the supervision of the schools in such district, but if two or more districts shall have united in employing a supervising principal as aforesaid, the six hundred dollars ($600) apportioned for such principal shall be apportioned among said district in the proportion that the number of teachers employed in each of said districts shall bear to the total number of teachers employed in all of the districts uniting in employing said supervising principal.

Special teachers.

(b) The sum of five hundred dollars ($500) for each teacher employed in a special class for the instruction of blind or deaf children or for children who are three years or more below the normal.

Assistant superintendent, etc.

(c) The sum of four hundred dollars ($400) for each assistant superintendent and supervisor, other than the supervising principal, employed in the district, and each permanent teacher employed in a high school or high school department having a full four years' course of study, following a full eight years' primary and grammar school course, which high school course shall have been approved by the State Board of Education.

High school teachers of three years' course.

(d) The sum of three hundred dollars ($300) for each permanent teacher employed in a high school or high school department having a full three years' course of study following a full eight years' primary and grammar school course, which high school course shall have been approved by the State Board of Education.

Ungraded primary, etc. teachers.

(e) The sum of two hundred dollars ($200) for each permanent teacher employed in an ungraded school or in a kindergarten, primary or grammar department, or in a high school department having a course of study of less than three full years, which course of study shall

have been approved by the State Board of Education.

Temporary teachers.

(f) The sum of eighty dollars ($80) for each temporary teacher who shall have been employed for a period of not less than four months.

Evening school teachers.

(g) The sum of eighty dollars ($80) for each teacher employed in an evening school for the full time such school shall have been maintained; *provided,* the board of education shall certify that said evening school has been maintained for not less than sixty-four evening sessions of at least two hours each in each year, and unless there shall be maintained at least three evening sessions each week during the school year preceding that for which the apportionment shall be made; *provided, further,* if any such teacher shall have been also employed in the day schools of the same district, the apportionment aforesaid shall be made for such teacher in addition to any amount apportioned for him as teacher in such day schools.

Proviso.

Proviso.

High school pupils.

(h) The sum of sixty dollars ($60) for each pupil who shall have attended a high school or high school department in a district other than that in which he resides, and for whom a tuition fee shall be paid by the board of education.

Pupils of ungraded school, primary, etc.

(i) The sum of fifteen dollars ($15) for each pupil who shall have attended an ungraded school or a kindergarten, primary or grammar school department, in a district other than that in which he resides, and for whom a tuition fee shall have been paid by the board of education.

Transportation.

(k) Seventy-five per centum of the cost of transportation of pupils to a public school or schools; *provided,* that subject to appeal as provided in section ten of the act to which this act is an amendment, the necessity for transportation and the cost and method thereof shall have been approved by the county superintendent of schools of the county in which the district paying the cost of such transportation is situate.

Proviso.

Permanent teachers in high school, etc.

(m) The sum of three hundred fifteen dollars ($315) for each permanent teacher employed in a high school or high school department or in an intermediate school associated therewith; *provided,* that such schools shall together have a full six years' course following a full

Proviso.

six years primary and grammar school course, and that such high school and intermediate school shall have been approved by the State Board of Education; *and provided, further,* that if in any district in addition to a high school and intermediate school as described in this paragraph there shall be another high school or schools, or high school department or departments having a full four years' course of study following a full eight years' primary and grammar school course, the apportionment for such schools shall be in accordance with subdivision (c) of this section.

Proviso.

(n) The sum of two hundred and fifty dollars ($250) for each permanent teacher employed in an intermediate school approved by the State Board of Education in districts not maintaining senior high schools.

Permanent teachers in intermediate school.

In making such apportionment teachers employed in a manual training school or department in a district receiving an appropriation from the State for such manual training school or department, and who shall have devoted at least one-half of the time the schools in said district shall have been kept open to school work other than manual training, shall be regarded as temporary teachers only, but no apportionment shall be made for teachers who shall have devoted their entire time to teaching in such manual training school or department.

Manual training teachers.

II. He shall apportion to the several school districts of the county the remainder of said moneys on the basis of the total days' attendance of all pupils enrolled in the public schools thereof as ascertained from the last published report of the Commissioner of Education. For the purpose of such apportionment an attendance upon an evening school shall be counted as one-half day's attendance. If a school in any district shall on account of contagious disease, destruction of the schoolhouse by fire or otherwise, or for other good reason, be closed for the purpose of this apportionment, such school shall be deemed to have been in session, and the total days' attendance upon such school for the time it shall have been closed as aforesaid shall be determined by dividing the actual total days' attendance of the pupils enrolled in such school by the number of days

Apportionment on basis of days' attendance.

Allowance for schools closed by disease, fire, etc.

such school shall have been actually in session, multiplying the quotient thus obtained by the number of school days such school shall have been closed.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 132.

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:*

Grouse or partridge protected.

1. It shall be unlawful for one year from the passage of this act for any person to hunt for, pursue, capture or kill, injure or destroy any ruffed grouse, also known as partridge, in the counties of Warren, Sussex, Morris, Passaic or Bergen, under a penalty of twenty dollars ($20) for each ruffed grouse hunted for, pursued, captured, killed, injured or destroyed.

Enforcement.

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

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 133.

AN ACT to create and incorporate a school district to be known as the school district of the borough of Hopewell.

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

Borough of Hopewell school district.

1. The inhabitants of all the lands within the corporate limits of the borough of Hopewell, in the county of Mercer, are hereby created, constituted and declared to be a body politic and corporate as the School District of the Borough of Hopewell, in the county of Mercer. And the assumption of any school indebtedness and the vesting of title to school property as well as the operation and the time of commencement of operation of said district shall be governed by the general laws of this State relating to schools.

Referendum.

2. This act shall take effect immediately but its provisions shall remain inoperative unless and until a proposition for its ratification and adoption shall have been submitted to the legal voters of the borough of Hopewell at the next (1929) general election and the majority of the votes cast thereon shall be in favor of said ratification and adoption and the result of said vote certified by the clerk of the said borough of Hopewell to the clerk of the county of Mercer. Said question shall be submitted by placing on the general election ballot the following:

Proposition.

Yes.		"Shall an act to create and incorporate a school district to be known as the school district of the Borough of Hopewell be ratified and adopted?"
No.		

There shall be placed underneath said proposition the following instructions to voters:

Voting.

"To vote in favor of the proposition place an × or + after the word Yes; to vote against the proposition place an × or + after the word No."

If the majority of the voters voting on said proposition shall vote in favor thereof the provisions of this act shall take effect, otherwise, not.

Approved April 22, 1929.

CHAPTER 134.

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:*

Park commission may dedicate street to public use.

1. Whenever the governing body of any county or municipality shall request any park commission, organized under the act to which this act is a supplement, to dedicate land owned by, or under the care, custody and control of such park commission, to public use as a public street, road or highway, for the purpose of locating, opening, laying out, widening, straightening, changing the course of, or extending, any public street, road or highway, such park commission shall have power and authority, by the passage of an appropriate resolution, to dedicate to public use as a public street, road or highway so much of the land owned by, or under the care, custody and control of such park commission as such park commission may determine to be for the public interest, upon such terms and conditions as such park commission may define; and such county or municipality is hereby authorized and empowered, by the passage of an appropriate resolution, to accept such dedication for the purpose or purposes aforesaid.

Acceptance.

Resolution and map.

2. A copy of the resolution of such park commission and of the resolution of such county or municipality and a map of so much of the land owned by, or under the care, custody and control of such park commission as may be necessary to show the land so dedicated to public use for the purpose or purposes set forth in section one of this act shall be filed in the office of the clerk, or, in the counties having a county register, with the register of the county in which such park commission is organized.

Repealer.

3. Any act or acts or any parts of acts inconsistent herewith are hereby repealed and this act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 135.

An Act relative to bridges now or heretofore or hereafter erected over canals in this State.

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

Freeholders may agree with municipality for care of bridges.

1. It shall be lawful for the board of chosen freeholders in any county in this State to authorize by resolution an agreement with any municipality within such county providing for the maintenance, repair, rebuilding, reconstruction, transfer to, or elimination of any bridge over any canal heretofore or hereafter constructed or maintained by such board of chosen freeholders, and the governing body of such municipality in which such bridge is or shall hereafter be located shall have the power to enter in such a contract providing for the maintenance, repair, rebuilding, reconstruction, elimination by or transfer to such municipality. Such contract shall provide the consideration for said contract either by payment of a lump sum or annual sums or any other valuable consideration agreed upon by such board of chosen

Contract.

freeholders or governing body of such municipality.

Responsibility. Should any municipality accept the responsibility for any such bridge by agreement with such board of chosen freeholders such municipality shall thereafter on the payment of consideration provided for in said contract be exclusively responsible for the maintenance, repair, rebuilding, reconstruction or elimination of such bridge.

Provision for payment. It shall be lawful for such board of chosen freeholders to pay any sums provided to be paid under any such contract out of the tax levy of such county or any unexpended balance in any such county, or if in the judgment of such board the inclusion of such sum in the tax budget of any one year shall be too burdensome for the tax payers it shall be lawful for such board of chosen freeholders to issue and sell the bonds of the county for said purpose under the statutes heretofore or hereafter enacted providing for the issuance of bonds by counties.

Bonds may issue.

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

Approved April 22, 1929.

CHAPTER 136.

An Act to authorize a conveyance of certain State lands situated in the township of Ewing, Mercer County.

Preamble. WHEREAS, The State of New Jersey is the owner of a triangular strip of land situate in the township of Ewing, Mercer County, and hereinafter particularly described, which said strip of land is no longer of any practical value to the State, being a portion of that part of Asylum Road which was abandoned when the grade crossing was eliminated by the building of the Asylum Road bridge.

NOW, THEREFORE, *Be it enacted by the Senate and General Assembly of the State of New Jersey:*

State may dispose of certain land in Mercer County. 1. The Governor, treasurer, and comptroller, constituting the State House Commission, are hereby author-

ized to convey, by good and sufficient deed, in the name of the State of New Jersey, and for such consideration as shall be agreed upon between said State House Commission and any person, firm, corporation or partnership purchasing same, all that certain tract or parcel of land, situate, lying and being in the township of Ewing, county of Mercer and State of New Jersey and more particularly described as follows, to wit:

Description.

Beginning at a point where the eastern boundary line of land donated by the State of New Jersey for building Asylum Road bridge intersects the southern right-of-way line of the Delaware and Bound Brook Railroad and fifty feet (50') at right angles from the centre line thereof; thence along said right-of-way line, parallel to the centre line of the Delaware and Bound Brook Railroad, north thirty degrees forty-five minutes east (N. 30° 46' E.) fifty-eight feet (58') to the centre line of the now abandoned portion of Asylum Road; thence along said centre line of said road south five degrees twenty-nine minutes west (S. 5° 29' W.) one hundred and fifty feet (150') to a point; thence north eight degrees forty-five minutes west (N. 8° 45' W.) one hundred and six-tenths feet (100.6') to the place of beginning. Containing forty-three one-thousandths (0.043) acre, more or less.

Disposition of proceeds.

2. The proceeds from the sale of said land and premises shall be paid into the Treasury of the State.

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 137.

A Supplement to an act entitled "An act to authorize the sale or mortgaging of lands and premises in which a person mentally incapacitated may have an inchoate right of dower, and provide for the determination, release or purchase of such inchoate right of dower," approved April first, one thousand nine hundred and twelve.

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

Property paid to owner under certain circumstances.

1. Whenever any conveyance or release of dower shall have been heretofore or hereafter made by any master of the Court of Chancery, in accordance with the provisions of an act to which this is a supplement, and it shall thereafter appear to the satisfaction of the ordinary of the prerogative court, that the person entitled to an inchoate right of dower in the lands, tenements and hereditaments conveyed or released, shall have been restored to her reason and be of sound mind and understanding, it shall be lawful for the ordinary of the prerogative court, upon the execution and filing with the said prerogative court, of a relinquishment or release of the right of dower of such person, acknowledged in the manner prescribed by law for that purpose, to direct, that any funds or money or other property that may have been paid to the guardian of such person, or that may have been retained or set aside in any manner whatsoever for the purpose of providing for the enjoyment by such person, during her natural life, of her dower interest in such lands, tenements and hereditaments, be paid to the owner of said premises or to such persons as the ordinary of the prerogative court shall find entitled thereto.

If dower right not relinquished ordinary to determine payment.

2. Whenever it shall appear to the ordinary of the prerogative court that any person entitled to an inchoate

right of dower in lands, tenements and hereditaments, heretofore or hereafter conveyed or released by virtue of the provisions of the act to which this is a supplement, shall have been restored to her reason and be of sound mind and understanding, and such person shall not execute a relinquishment or a release of her dower interest in such property as hereinbefore provided, that then it shall be lawful for the ordinary of the prerogative court to ascertain and determine a sum in gross to be paid to such person in consideration of her inchoate right of dower in the lands, tenements and hereditaments, and to direct that such sum shall be paid to her, and that any and all other funds, money or property that may have been paid to the guardian of such person, or have been retained to provide for the payment of said dower or right, or estate in dower be paid to the persons entitled thereto, as the said ordinary of the prerogative court may ascertain and determine.

Orders and decrees to effect relief.

3. The prerogative court shall have full power to make any and all orders and decrees relative to the same as may be necessary to give full and complete relief to any and all of the parties, their heirs, devisees and assigns.

4. This act shall take effect immediately.

Approved April 22, 1929.

New Jersey State Library

CHAPTER 138.

An Act to amend an act entitled "An act to amend and supplement an act entitled 'An act concerning contagious and infectious diseases among cattle; regulating the importation of cattle into this State, and providing measures to check the spread of diseases among cattle in this State; creating the Commission on Tuberculosis Among Animals, prescribing its powers and duties and fixing penalties for violations of this act,' approved April twenty-fourth, one thousand nine hundred and eleven," and to repeal certain sections thereof, approved March nineteenth, one thousand nine hundred and twenty-seven.

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

Section 5 amended.

1. Paragraph five of section two of the act of which this act is amendatory be and the same is hereby further amended so that the same shall read as follows:

Inspection of suspected animals.

5. (a) Whenever the Department of Health of the State of New Jersey or the owner or owners of any dairy or breeding animals shall request the Department of Agriculture to cause an inspection to be made of any of such animals as may be supposed to be diseased with tuberculosis, the Department of Agriculture may designate a veterinarian to make such inspection, and if deemed advisable by the Department of Agriculture to conduct a tuberculin test of said animal or animals in accordance with the methods prescribed by the Department of Agriculture. If the owner or owners of such animal or animals shall agree to comply with and carry out the regulations of the Department of Agriculture relating to the removal from the herd and quarantine of condemned animals, the disinfection of the premises and the introduction into the herd of other animals, the expense of such inspection and tests shall be borne by the Department of Agriculture.

Test.

Expense.

Slaughter of condemned animals.

(b) Whenever such an inspection or test shall result in the condemnation of any animals examined or tested, such animal or animals shall be held in quarantine by the owner or owners thereof until notified by the Department of Agriculture to slaughter said animal or animals, and upon receipt of said notice said owner or owners shall immediately slaughter or cause such animal or animals to be slaughtered in the presence of a duly authorized Federal, State or municipal inspector. If the owner or owners of any animal or animals so condemned shall, before the slaughter of said animal or animals, agree to accept the net proceeds from the sale of the meat, hide and other marketable parts of said animal or animals, provided the same shall have passed inspection by a Federal, State or municipal health inspector, then said owner or owners shall have no further claim against the State on account of said slaughter, or the owner or owners of said animal or animals so condemned may agree that the value of said animal or animals be determined by appraisement by the Department of Agriculture as hereinafter provided.

Proceeds of salable portions.

Valuation.

(c) The veterinarian making an official tuberculin test, or any duly authorized agent of the Department of Agriculture, is hereby authorized and empowered to make an agreement with the owner or owners as to the valuation of the animal or animals condemned. Immediately before commencing the test, if it is deemed advisable by the Department of Agriculture, an appraisement may be made by the owner and a duly authorized agent or representative of the Department of Agriculture on the market value of the animals as of the day of appraisement, and in case the animals so appraised react to such official tuberculin test the amount of the appraisement as agreed upon prior to tuberculin testing shall be official and shall be accepted by the owner and the State Department of Agriculture.

Appraisement.

Fixing value on disagreement.

In all cases where no agreement can be reached, there shall be appointed three competent and disinterested freeholders, one appointed by the Department of Agriculture, one by the owner or owners, and the third by the first two at the expense of the owner or owners, who shall ascertain and decide upon the appraised value of

each animal condemned, and shall sign a certificate of such value in the presence of a witness who shall attest the same, and such valuation shall in each case be made upon the market value of said animal for breeding, dairy or beef purposes on the day of appraisement. No indemnity shall be paid for reacting animals unless slaughtered within thirty days of date of appraisal at such time and place as the Department of Agriculture shall designate, which must be done under the supervision of a Federal, State or municipal inspector, approved by the Department of Agriculture, and the carcass examined and judged as to fitness for food. The salvage is the net amount received from the sale of the animal or animals, and a report of such sale shall be made on blanks furnished for that purpose by the Department of Agriculture, signed by the purchaser or his agent, and in no case shall the owner or owners receive compensation from the State if said statement prove false. Delivery and slaughtering charges may be deducted, but any charges for holding the animal pending slaughter shall not be deducted and any such charges will not be paid by the State. In the case of a bovine animal so killed to prevent the spread of tuberculosis the owner shall be entitled to receive the net proceeds of the sale of the animal, and in addition thereto shall be paid an indemnity equal to fifty per centum (50%) of the appraised value of the animal, but not to exceed the sum of one hundred and fifty dollars ($150.00), for a registered animal, and not exceeding the sum of seventy-five dollars ($75.00) for any other bovine animal.

Slaughter.

Salvage.

Deductions.

Amount allowable owner.

Total allowable.

The total amount receivable by the owner from the net proceeds of the sale of the animal, plus indemnity from the Federal Government, and indemnity from the State shall not however exceed the appraised value of the animal.

Payment.

Upon presentation of said appraisement certificate to the State Comptroller, with the approval of the Department of Agriculture endorsed thereon, the owner or owners shall be entitled to have and receive from the State Treasury the sum fixed by this act; *provided, however,* that there shall in no case be paid a sum in excess of one hundred and fifty dollars ($150.00) for a regis-

Proviso.

tered animal, and seventy-five dollars ($75.00) for any other bovine. In the case of registered animals the owner or owners shall furnish the certificate of registration to the Department of Agriculture for approval. If registered animal.

An indemnity may be paid *provided* the animal or animals had been within the State for at least six months prior to the time of being condemned and *provided further,* that the animal or animals at the time of entry into the State of New Jersey was accompanied by a tuberculin test chart and other credentials showing that the herd from which the animal or animals originated had passed a negative tuberculin test in accordance with the regulations of the accredited herd agreement under co-operative State and Federal supervision, and that such test included the animal or animals in question, and that the animal or animals in addition had passed a satisfactory test negatively within thirty days of the date of shipment of said animal or animals from the point where the animal or animals were so tested under co-operative State and Federal supervision, in a manner satisfactory to the requirements of the New Jersey Department of Agriculture. Indemnity. Proviso. Tests.

In all cases it is provided that the animal or animals so condemned and appraised shall have been owned at least six months in this State prior to the condemnation thereof; proof of ownership shall be furnished by the owner to the Department of Agriculture upon request made therefor; *and provided, further,* that no compensation shall be made for steers, nonregistered or grade bulls, nor for animals considered by the Department of Agriculture to be of no value. Ownership. Proviso.

2. Definitions: The terms used in this act shall be construed as follows and taken to include the singular or plural as may be necessary in any given case: Definitions:

"Owner" shall include any person, firm, copartnership, association or corporation owning or leasing cattle from another. Owner;

"Premise" shall include any part or portion of land or any structure erected on land and any vehicle or vessel used in the transportation of passengers, goods or cattle. Premise;

Tuberculin test; "Tuberculin test" shall include any method of testing by tuberculin or by any other method of testing for the detection of tuberculosis.

Official test; "Official test" shall include all tuberculin tests made under the supervision of or authorization from the Department of Agriculture.

Private test; "Private test" shall include all tuberculin tests other than official tests and shall be made at the owner's expense.

Reactor; "Reactor" shall apply to any cattle reacting to a tuberculin test or tests, either official or private, conducted to determine the existence of tuberculosis.

Suspicious; "Suspicious" shall apply to cattle tested to determine the presence of tuberculosis and not giving a reaction sufficient to justify condemnation.

Quarantine; "Quarantine" shall mean to hold in segregation because of the presence or the suspected presence of a contagious or infectious disease and shall be construed as either special quarantine or general quarantine as applicable to existing conditions.

Special quarantine; "Special quarantine" shall mean a quarantine of a single animal or a quarantine of a single building, structure, pen, car, vessel, vehicle, field or enclosure or a quarantine of any number of animals when confined or contained in the same building, structure, pen, car vessel, vehicle, field or enclosure.

General quarantine. "General quarantine" shall include all quarantines not included under the term "special quarantine" as herein defined.

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 139.

An Act to amend "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

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

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

Section 49 amended.

49. The purchaser, or his heirs or assigns, in addition to the foregoing remedy, and at any time after the expiration of the term of two years, whether notice to redeem has been given or not, may file a bill in equity to foreclose the right of redemption, but on filing such bill the right to redeem shall exist and continue until barred by the decree of the Court of Chancery; and the Court of Chancery upon the filing of a bill to foreclose as aforesaid is hereby empowered to give full and complete relief under this act, in accordance with other statutory authority and with the practice of said court, to bar the right of redemption and to foreclose all prior or subsequent alienations and descents of said lands and encumbrances thereon, excepting subsequent municipal liens, which decree shall be final upon the defendants, their heirs, devisees and personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, and no application shall be entertained to reopen the same after three months from the date thereof and then only upon the grounds of lack of jurisdiction or fraud in the conduct of the suit. In any case where the lands conveyed by a tax certificate issued in pursuance of the provisions of the act to which this is an amendment, shall be wild or wood or waste or uninclosed or

Bill to foreclose right of redemption.

Foreclosure to provide relief.

Decree final.

Reopening.

In case of wild land and owner unknown.

unimproved lands, and the owner or owners, of said lands are unknown to, or cannot, after due inquiry, be ascertained by the holder of said tax certificate, and said lands at the time of the sale have been assessed against an unknown owner, or against a named owner, and a careful and diligent search of the indices in the office of the surrogate and in the office of the clerk of the Court of Common Pleas of the county or in the office of the register of deeds and mortgages in any of the counties of this State where such office exists or may hereafter be established, in which the lands so conveyed are situate, and in the office of the Secretary of State, does not disclose the name of the record owner, the suit may proceed in the same manner as if all the owners of said lands were known, making such unknown owner or owners a party or parties thereto by the name "Unknown owner, his heirs, devisees and personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest," and he or they shall be so designated throughout the cause, and the suit shall proceed against him or them by publication of notice under order, according to the law and practice of the Court of Chancery, and, in said publication, describing said lands in detail in such manner and terms as will identify the same, in addition to the description in the certificate of sale; which notice shall be published in a newspaper in which ordinances of the municipality in which said lands are situate may be published, directing such unknown owner or owners, as hereinbefore indicated, to appear and answer the said bill within such time as the Chancellor shall direct, not less than two or more than four months from the date of such order; and which notice shall be published as aforesaid, within twenty days from the date thereof, and continued in said newspaper at least once a week for six consecutive weeks; and at the expiration of the time limited in said order, the Chancellor shall make such decree against said unknown owner or owners, by the designation aforesaid, as if they had been named in the proceedings and personally served with process, and upon failure of said unknown owner or owners to redeem said lands their equity of

Proceeding by publication.

Notice.

Decree by Chancellor.

redemption shall be foreclosed and barred without further publication, but notice of the date limited for redemption, the place to redeem and the amount necessary to redeem shall be posted upon the lands affected by the suit at least twenty days before the date so fixed. It shall not be necessary to cause notice of said publication to be mailed when, in the discretion of the court, it would appear to be useless and unreasonable. Every bill to foreclose such tax certificate filed against "Unknown owner, his heirs, devisees and personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest," shall have attached thereto an affidavit that the lands described in the Bill of Complaint are wild or wood or waste, or uninclosed or unimproved lands, and that the owner or owners of said lands are unknown to complainant, and the names and addresses of said owners cannot be ascertained by complainant despite diligent and careful inquiry therefore, such inquiry having been made in such a manner that the information desired would have been obtained if it were available, and an affidavit of the person who made the search and examination of the indexes of the office of the surrogate, and the office of the clerk of the Court of Common Pleas, or the office of the register of deeds and mortgages, as the case may be, of the county in which the lands are situate, and in the office of the Secretary of State, which affidavit shall contain a sufficient statement on the part of the deponent to show that he has made a complete search of all indexes containing the names of persons leaving wills or on whose estate letters of administration have been issued, as shown by the records of said county and in the office of the Secretary of State, and a complete search of all indexes of grantors and grantees, mortgagors and mortgagees, in said county, against the name of any person or persons, if any, against whom the lands were assessed, as shown by the assessment books in the municipality where said lands are situate, for a period of forty years immediately prior to the commencement of suit, if there be such records for that period of time, and if for a lesser period of time, then from such time as the records are

What bill of foreclosure to show.

As to search.

Period of search.

available, and which shall conclude with a statement to the effect that the deponent was unable to find any record of any will, deed, mortgage, indexed in the name of any person against whom the lands were so assessed, which affects the said lands; where such search or examination is made by a title company then the affidavit may be made by an officer of the company, but in any event the search and affidavit must both be made by some person or corporation disclosed by the affidavit or by supplemental affidavit or affidavits to be competent to examine titles. Where the lands shall be located in more than one county then and in such case the examination and search aforesaid shall be made in the offices above indicated, in each of the counties in which the lands are located or situate. After the bill in equity has been filed, redemption shall be made in said cause only, provided notice of the suit has been filed in the office of the collector of taxes, and the court shall, upon application at any time after bill filed, allow costs, which shall include reasonable fees for an examination of the title to the lands described in the bill filed, disbursements incurred by the purchaser and his counsel, and counsel fees commensurate with the services rendered, in addition to the other fees and expenses in this act provided; but no foreclosure decree, except in cases where a municipality is the party complainant, shall be entered unless evidence is produced in the foreclosure suit that all subsequent municipal liens have been paid to the time of the commencement of the suit; *provided, however,* that if any delinquent owner or lienor shall be, at the time of the expiration of the time limited for the redemption of the real estate in which such delinquent is interested, an infant under the age of twenty-one years, or an idiot, or then shall have been judicially decided a person of unsound mind, then the right to redeem shall not be barred by service of notice as hereinbefore provided so long as such impediment shall continue, but shall be barred only by bill in equity to foreclose and decree thereon after proceedings have been taken according to the rules and practice of that court for the protection of the rights of such person.

If land in different counties.

After bill in equity filed.

Costs and fees.

Proviso.

This provision shall be liberally construed as remedial legislation to encourage the barring of the right of redemption by suits in the Court of Chancery. How construed.

2. All acts and parts of acts inconsistent with this act are hereby repealed; *provided, nevertheless,* that it is not intended hereby to repeal any of the provision of Public Laws of one thousand nine hundred and twenty-five, page four hundred and eighty, entitled "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 the nonpayment of taxes or other municipal lien, to plead any defense that may exist against the validity of such lien," approved March eighteenth, one thousand nine hundred and twenty-five, nor any amendment or supplement thereto, and this act shall take effect immediately. Repealer. Proviso.

Approved April 22, 1929.

CHAPTER 140.

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

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

1. In any county of this State where there may have been heretofore or there may hereafter be created a county police force, the board of chosen freeholders of said county may appoint a county traffic magistrate who shall hold office for a term of two years and who shall receive such salary as may be fixed by the board of chosen freeholders of said county, and who as such magistrate shall have jurisdiction in the trial of all complaints made by the members of said county traffic police force for the violation of any statute to regulate traffic, or any ordinance of any municipality to regulate traffic. County traffic magistrates. Term and salary. Jurisdiction.

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

Approved April 22, 1929.

CHAPTER 141.

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

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

Section 8 amended.

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

Deposit with Commissioner of Insurance.

8. No company organized under this act, other than a mutual company organized to make insurance solely against loss or damage to property belonging to the insured member, shall be authorized to transact any business of insurance until it shall have deposited with the Commissioner of Banking and Insurance of this State

Amount.

the sum of fifty thousand dollars ($50,000) in stocks, bonds, or bonds and mortgages, or any shares or parts of bonds secured by mortgages, or bonds secured by trust mortgages, on real estate located within the State of New Jersey; such stocks or bonds shall be the public

Bonds or stock.

stock or bonds of this State, or of the United States, or the States of New York, Ohio, Massachusetts, or Pennsylvania, or of any of the counties, cities, boroughs, towns or townships of this State, the market value of

Mortgages.

which shall not be less than par; such mortgages shall be on unencumbered improved real estate within this State worth double the amount so invested, and the said commissioner may, from time to time, after such company shall have commenced business, require it to make

May require additional deposits.

further deposits of stocks, bonds, or bonds and mortgages, as aforesaid, up to the sum of one hundred thousand dollars ($100,000); to every mortgage deposited with said commissioner, the president of the company depositing the same shall annex his affidavit that said mortgage was made and taken in good faith for money

loaned by the company to the amount therein named, and that no part thereof has since been paid or returned, and that he has reason to believe, and does believe, that the premises thereby mortgaged are worth at least double the amount of the mortgage thereon. Such shares or parts of bonds secured by mortgages, or bonds secured by trust mortgages shall be such as shall conform in all respects to the provisions of Chapter eighty-one of the Laws of one thousand nine hundred and twenty-seven. Character of securities.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 142.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, constituting Chapter one hundred and fifty-two of the laws of one thousand nine hundred and seventeen.

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

1. Whenever in the opinion of the governing body of any city in this State it is necessary for the better control of traffic in such city and the relief of congestion, the governing body by ordinance may utilize lands acquired for a plaza or public space or other municipal purpose and the streets adjacent thereto or may acquire lands, and may provide a traffic location center at or above and below the street level, and may construct therefor such roadways, parking spaces, and such other improvements and betterments including passageways under adjacent streets, as, in the judgment of the governing body, may be advisable. Provide public street spaces. Parking space.

2. In order to provide revenue for construction and maintenance of such improvement and for improvement of streets of the city, whenever the governing body has May lease traffic center.

by ordinance provided such traffic location center, the governing body may lease any space in such center or beneath the surface of any adjacent streets, for such purposes, including the sale of merchandise and privileges, and upon such terms and conditions, as the governing body may in their discretion deem advisable; *provided,* that space so leased shall not in the opinion of the governing body be presently needed for traffic purposes and shall be leased on conditions advantageous to the city and for a term which shall not in any event exceed ten years. In order that such space may be leased on conditions most advantageous to the city, the governing body may construct such improvements as in their opinion may be advisable, or may grant to lessees the right to construct improvements upon such terms and conditions as the governing body may prescribe in the public interest.

Proviso.

Bond issue authorized for improvement.

3. For the financing of the acquisition of lands and the construction of such traffic location center and the improvements in connection therewith, bonds or other obligations may be issued by the city in accordance with the provisions of 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, constituting Chapter two hundred and fifty-two of the Pamphlet Laws of one thousand nine hundred and sixteen, and the acts amendatory thereof and supplemental thereto. The chief financial officer of the city is authorized to deduct such bonds or other obligations in making any annual or supplemental debt statement.

As to validity of act.

4. 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 and such declaration shall not be construed to invalidate the remaining terms or provisions of this act.

5. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 143.

AN ACT to amend an act entitled "An act to amend an act entitled 'An act concerning counties,' approved March fourth, one thousand nine hundred and eighteen," which amendatory act hereby amended 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 1101 amended.

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

Powers of freeholders;

1101. Every board of chosen freeholders shall have power and authority:

to lay out roads;

(a) To lay out and open such free public roads in the county as the board may deem useful for the accommodation of travel between two or more communities.

to acquire roads;

(b) To acquire roads and highways, or portions thereof, within the limits of said county.

To alter or grade roads;

(c) To widen, alter, straighten, change the grade or location of any road or highway under its control, or any part thereof.

to pave, improve, etc.

(d) To improve, pave, repave, surface or resurface, repair and maintain any road or highway under its control, either in whole or in part.

to drain, etc.;

(e) To protect any road or highway under its control, or any part thereof, by the construction of sewers, drains, culverts, receiving basins, jetties, bulkheads, seawalls, or other means and devices, either in or on said road or highway or on land adjacent thereto.

To light or beautify;

(f) To light, beautify and ornament any road or highway under its control, or any part thereof, and in any county where a county park commission does not exist to construct and maintain along any road or highway where the same touches upon any navigable stream, a public park for recreation purposes, as well as public docks and wharves, *provided, however,* the cost of such

public park and public docks and wharves shall not exceed the sum of one hundred thousand dollars ($100,000).

To vacate roads;

(g) To vacate any road or highway under its control, or any portion thereof, that may be unnecessary for public travel.

To vacate building on road.

(h) Where any building or other structure has heretofore been or may hereafter be erected or constructed upon any portion of any road or highway under its control, such portion of said road or highway may be vacated or the continuance of such building or structure in its location authorized for such period as may be deemed advisable; *provided,* that the portion of such road or highway so occupied be declared by said board to be unnecessary for public travel.

Proviso.

2. This act to take effect immediately.

Approved April 22, 1929.

CHAPTER 144.

AN ACT to amend an act entitled "An act to tax the transfer of property of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine.

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

Section 1 amended.

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

Transfer Tax on decedent's property over $500.

1. A tax shall be and is hereby imposed upon the transfer of any property, real or personal, of the value of five hundred dollars ($500) or over, or of any interest therein or income therefrom, in trust or otherwise, to persons or corporations, except as hereinafter provided, in the following cases:

Resident of State.

First. When the transfer is by will or by intestate laws of this State from any person dying seized or possessed of the property while a resident of the State.

Nonresident.

Second. When the transfer is by will or intestate law of real property within this State or of goods, wares and merchandise within this State, and the decedent was a nonresident of the State at the time of his death.

Of property transferred to take effect afterwards.

Third. When the transfer is of property made by a resident, or is of real property within this State, or of goods, wares and merchandise within this State, made by a nonresident, by deed, grant, bargain, sale or gift made in contemplation of the death of the grantor, vendor or donor, or intended to take effect in possession or enjoyment at or after such death. Every transfer by deed, grant, bargain, sale or gift, made within two years prior to the death of the grantor, vendor or donor, of a material part of his estate, or in the nature of a final disposition or distribution thereof and without an adequate valuable consideration, shall in the absence of proof to the contrary, be deemed to have been made in contemplation of death within the meaning of this section.

Transfer in contemplation of death.

Estate in expectancy.

Fourth. When any person or corporation comes into the possession or enjoyment, by a transfer from a resident or from a nonresident decedent, when such nonresident decedent's property consists of real property within this State or of goods, wares and merchandise within this State, of an estate in expectancy of any kind or character which is contingent or defeasible, transferred by an instrument taking effect after the passage of this act, or of any property transferred pursuant to a power of appointment contained in any instrument taking effect after the passage of this act.

As to joint possession.

Fifth. Whenever property, real or personal, is held in the joint names of two or more persons, or is deposited in banks or other institutions or depositories in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons, the right of the surviving joint tenant or joint tenants, person or persons, to the immediate ownership or possession and enjoyment of such property shall be deemed a transfer taxable under the provisions of this

act in the same manner as though the whole property to which such transfer relates belonged absolutely to the deceased joint tenant or joint depositor and had been devised or bequeathed to the surviving joint tenant or joint tenants, person or persons, by such deceased joint tenant or joint depositor by will, excepting therefrom such part thereof as may be proved to the satisfaction of the Comptroller of the Treasury by the surviving joint tenant or joint tenants, person or persons, to have originally belonged to him or them and never to have belonged to the decedent; *provided, however,* that in case of a nonresident decedent this paragraph shall apply only to real property within this State or goods, wares and merchandise within this State.

Proviso.

Liability of executors, etc.

All taxes imposed by this act shall be at the respective rates hereinafter specified upon the clear market value of such property to be paid to the treasurer of the State of New Jersey, for the use of said State, and all administrators, executors, trustees, grantees, donees or vendees, shall be personally liable for any and all such taxes until the same shall have been paid as hereinafter directed, for which an action of debt shall lie in the name of the State of New Jersey. In determining the clear market value of such property the following deductions and no others shall be allowed: Debts of the decedent owing at the date of death; *provided, however,* that in the case of a resident decedent there shall not be allowed a debt of said resident decedent owing for or secured by property outside of this State except when the property for which the debt is owing or for which it is secured is subject to the tax imposed by this act, or except when the foreign debt exceeds the value of the property securing it or for which it was contracted, when the excess may be deducted, a reasonable sum for funeral expenses and last illness, such proportion of the State, county and municipal taxes for the current fiscal year upon the property as the elapsed portion of the said year bears to a full calendar year, the ordinary expenses of administration, including the ordinary fees allowed executors and administrators and the ordinary fees of their attorneys, and transfer taxes paid or payable to other States or territories or

Fixing market value.

Proviso.

Deductions.

the District of Columbia or foreign governments on any property the transfer of which is taxable hereunder; *provided, further, however,* the amount due or paid the Government of the United States as a Federal estate tax shall not be considered as an expense of administration and shall not be allowed as a deduction. Proviso.

The following property shall be exempt from taxation under this act, viz.: Exemptions.

(a) Property passing to or for the use of the State of New Jersey, or to or for the use of a municipal corporation within the State of New Jersey, or other political subdivision thereof, for exclusively public purposes; For public purposes.

(b) Property passing to a beneficiary or beneficiaries having any present or future, vested, contingent or defeasible interest under any trust deed or agreement heretofore or hereafter executed by a resident or nonresident decedent, to the extent that the trust fund results from the proceeds of contracts of insurance heretofore or hereafter in force, insuring the life of such decedent and paid or payable, at or after the death of such decedent, to the trustee or trustees under such trust deed or agreement; Future interest.

(c) Property passing to a trustee or trustees of any trust deed or agreement heretofore or hereafter executed, by virtue of any contract of insurance heretofore or hereafter in force insuring the life of a resident or nonresident decedent and the proceeds of which are paid or payable at or after the death of such decedent to such trustee or trustees for the benefit of a beneficiary or beneficiaries having any present or future, vested, contingent or defeasible interest under such trust deed or agreement. Trusteeship.

Property passing to churches, hospitals and orphan asylums, public libraries, Bible and tract societies, religious, benevolent and charitable institutions and organizations shall be taxed at the rate of five per centum. Five per cent. tax on gifts to churches, hospitals, etc.

Property passing to a brother or sister of a decedent, wife or widow of a son of a decedent, or the husband of a daughter of a decedent, shall be taxed at the rate of Rates of taxation set out.

five per centum on any amount up to three hundred thousand dollars ($300,000);

Six per centum on any amount in excess of three hundred thousand dollars ($300,000), up to seven hundred thousand dollars ($700,000);

Seven per centum on any amount in excess of seven hundred thousand dollars ($700,000), up to nine hundred thousand dollars ($900,000);

Nine per centum on any amount in excess of nine hundred thousand dollars ($900,000), up to one million one hundred thousand dollars ($1,100,000);

Eleven per centum on any amount in excess of one million one hundred thousand dollars ($1,100,000), up to one million four hundred thousand dollars ($1,400,000);

Thirteen per centum on any amount in excess of one million four hundred thousand dollars ($1,400,000), up to one million seven hundred thousand dollars ($1,700,000);

Fourteen per centum on any amount in excess of one million seven hundred thousand dollars ($1,700,000), up to two million two hundred thousand dollars ($2,200,000);

Sixteen per centum on any amount in excess of two million two hundred thousand dollars ($2,200,000).

Property passing to a father, mother, husband, wife, child or children of a decedent, or to any child or children adopted by the decedent in conformity with the laws of this State, or of any of the United States, or of any foreign kingdom, or nation, or the issue of any child or legally adopted child of a decedent, shall be taxed at the rate of one per centum on any amount in excess of five thousand dollars ($5,000), up to fifty thousand dollars ($50,000);

Two per centum on any amount in excess of fifty thousand dollars ($50,000), up to one hundred thousand dollars ($100,000);

Three per centum on any amount in excess of one hundred thousand dollars ($100,000), up to one hundred and fifty thousand dollars ($150,000);

Four per centum on any amount in excess of one hundred and fifty thousand dollars ($150,000), up to two hundred thousand dollars ($200,000);

Five per centum on any amount in excess of two hundred thousand dollars ($200,000), up to three hundred thousand dollars ($300,000);

Six per centum on any amount in excess of three hundred thousand dollars ($300,000), up to five hundred thousand dollars ($500,000);

Seven per centum on any amount in excess of five hundred thousand dollars ($500,000), up to seven hundred thousand dollars ($700,000);

Eight per centum on any amount in excess of seven hundred thousand dollars ($700,000), up to nine hundred thousand dollars ($900,000);

Nine per centum on any amount in excess of nine hundred thousand dollars ($900,000), up to one million one hundred thousand dollars ($1,100,000);

Ten per centum on any amount in excess of one million one hundred thousand dollars ($1,100,000), up to one million four hundred thousand dollars ($1,100,000);

Eleven per centum on any amount in excess of one million four hundred thousand dollars ($1,400,000), up to one million seven hundred thousand dollars ($1,700,000);

Twelve per centum on any amount in excess of one million seven hundred thousand dollars ($1,700,000), up to two million two hundred thousand dollars ($2,200,000);

Thirteen per centum on any amount in excess of two million two hundred thousand dollars ($2,200,000), up to two million seven hundred thousand dollars ($2,700,000);

Fourteen per centum on any amount in excess of two million seven hundred thousand dollars ($2,700,000), up to three million two hundred thousand dollars ($3,200,000);

Fifteen per centum on any amount in excess of three million two hundred thousand dollars ($3,200,000), up to three million seven hundred thousand dollars ($3,700,000).

Sixteen per centum on any amount in excess of three million seven hundred thousand dollars ($3,700,000).

Property passing to every other transferee, distributee or beneficiary not hereinbefore classified shall be taxed

at the rate of eight per centum on any amount up to nine hundred thousand dollars ($900,000);

Ten per centum on any amount in excess of nine hundred thousand dollars ($900,000), up to one million one hundred thousand dollars ($1,100,000);

Twelve per centum on any amount in excess of one million one hundred thousand dollars ($1,100,000), up to one million four hundred thousand dollars ($1,400,000);

Fourteen per centum on any amount in excess of one million four hundred thousand dollars ($1,400,000), up to one million seven hundred thousand dollars ($1,700,000);

Sixteen per centum on any amount in excess of one million seven hundred thousand dollars ($1,700,000);

Proviso. *provided, however,* that nothing in this act contained shall be construed to repeal or in anywise impair the provisions of an act entitled "An act to provide for the payment to counties of five per centum of transfer taxes collected," approved April twenty-first, one thousand nine hundred and nine, but the said act shall remain in full force and effect as though this act had not been passed; *provided, further, however,* that the provisions of this section shall have application only to the estate of a person whose death occurs on or after July first, nineteen hundred and twenty-seven. The estate of a person whose death occurred prior to July first, nineteen hundred and twenty-seven, shall be and remain subject to the inheritance tax laws theretofore applicable to such estate and such laws are continued in force for that purpose.

Proviso.

When death before July 1, 1927.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 145.

"An Act to incorporate the fifth judicial district of the county of Bergen."

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

Fifth judicial district of Bergen County—how comprised.

1. All that part of the county of Bergen and State of New Jersey, comprised within the municipalities of the township of Washington, borough of Montvale, borough of Park Ridge, borough of Woodcliff Lake, borough of Hillsdale, borough of Westwood, borough of Emerson, borough of Paramus, township of Midland, borough of Oradell, borough of New Milford, borough of Riverside, borough of Bergenfield, borough of Dumont, borough of Haworth, borough of Harrington Park, borough of Demarest, borough of Closter, borough of Cresskill, borough of Alpine, borough of Norwood, borough of Rockleigh, borough of Northvale, borough of Old Tappan and township of Rivervale, be and the same is hereby established and incorporated to be the fifth judicial district of the county of Bergen, by the provisions of an act entitled "An act concerning district courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, the various supplements and amendments thereto, as far as the same may be applicable, shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 146.

An Act validating and confirming deeds conveying lands made by a school district of this State.

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

Validating deed given school district.

1. Wherever any school district of this State acting in pursuance of any law of this State has sold and conveyed land and such sale has not been made in the manner required by law, but a deed has been given purporting to convey said lands, such deed shall be valid and effective to convey to the grantee named therein the right, title and interest of said school district in the lands described therein as fully and completely as if such sale had been made in all particulars in the manner required by law, provided said grantee, his heirs or assigns, have entered into possession of said land and have been in possession thereof continuously for at least eighteen years last past.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 147.

An Act to validate and confirm conveyances of land made in the corporate names of corporations which had expired by their own limitation or been annulled by the Legislature or otherwise dissolved prior to the execution and delivery of such conveyances, and the record thereof.

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

Deed validated.

1. Every conveyance of lands of any corporation, heretofore executed and delivered in the corporate name, after such corporation had expired by its own limitation

or been annulled by the Legislature or otherwise dissolved; *provided,* such conveyance was executed by the person who was the president, or a vice-president thereof, at the date of dissolution, and such deed has been of record for at least one year, is hereby validated and confirmed; and any and all such conveyances; and the record thereof, shall be as valid and effectual in law and in equity as if executed and delivered by the directors of such corporation as trustees on dissolution. Proviso.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 148.

An Act authorizing any county and one or more municipalities and one or more school districts or any of them to enter into a joint contract providing for public health service.

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

1. Any county and one or more municipalities in said county, and one or more school districts in said county, or any of them are authorized to enter into a joint contract to provide in such municipalities and school districts, public health service furnishing public health visiting nurses, medical inspection, public clinics and dispensaries and investigation in public health work. Joint public health service.

2. Where it is deemed advisable and advantageous to the public good, in order to provide such public health service, said joint contract between any county and one or more municipalities, or one or more school districts or any of them, may be made with any regularly incorporated health society, board or association regularly organized not for pecuniary profit, which contract shall provide in detail the extent, manner and specifications of the public health work to be done under said contract Contract may be entered into.

by said regularly incorporated health society, board or association, and shall be for the public benefit of all the inhabitants in the territory covered by said contract.

Health society must be a recognized one.

3. Where any such contract is made for such public health work by any regularly organized health society, board or association, before the making thereof as provided in section two, such health society board or association shall be recognized as a regular public health organization by the governing body of each county, municipality and school district in which said organization shall operate under said contract.

Provisions of contract.

4. Such contract may be for one or more years, not exceeding three, as the governing bodies of said county, municipality and school district may provide under said contract and any provision of any act requiring advertisement for bids before the letting of any contract involving the expenditure of money shall not be applicable to the making of any such contract as herein provided.

5. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 149.

An Act to amend an act entitled "An act concerning marriages" (Revision of 1910), approved April eleventh, one thousand nine hundred and ten.

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

Section 2 amended.

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

Who authorized to solemnize marriages.

2. The Chief Justice and each justice of the Supreme Court, the Chancellor and each Vice-Chancellor, each Circuit Court Judge, and each judge of the Court of Common Pleas, recorder and police justice and mayor of this State, and every minister of every religion, and judges of the criminal judicial district courts in counties

wherein such courts are or may be established, are hereby authorized to solemnize marriages between such persons as may lawfully enter into the matrimonial relation, and every religious society, institution or organization in this State may join together in marriage such persons as are members of the said society, institution or organization, or when one of such persons is a member of such society, institution or organization, according to the rules and customs of the society, institution or organization to which they or either of them belong.

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

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 150.

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

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

1. Section twelve 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 12 amended.

12. The affairs of every trust company shall be managed by a board of not less than five directors, who shall be elected annually by the stockholders at their annual meeting as hereinafter provided. A majority of the board of directors shall constitute a quorum for the transaction of business; *provided,* that when the number of directors shall exceed nine they may designate by resolution nine members, any five of whom shall constitute a quorum for the transaction of the business of the board. If so provided in the certificate of incorporation or by-laws, an executive committee may be from time to time appointed by the directors from among their members, which committee, subject to the provisions of the certifi- Management. Quorum. Proviso. Executive committee.

Powers.

cate of incorporation or by-laws, may exercise the powers of the directors in the management of the business, affairs and property of the corporation during the intervals between the meetings of the directors.

Annual meeting.

The annual meeting of the stockholders shall be held at the principal place of business of the trust company on the second Tuesday of January of each year, at an hour to be fixed by the by-laws.

Notice of.

Notice of such annual meeting shall be published once at least ten days before the date of the meeting in a newspaper published in the place where the principal place of business of the trust company is located; or if there is no newspaper published at such place, then in one published at the place nearest thereto in the same county.

Voting.

At all meetings of stockholders for the election of directors, each share shall entitle the owner to one vote for each director, and a stockholder may vote at any meeting of the corporation by a proxy in writing signed by him.

Directors' holding.

Every director must own and hold in his own name not less than five hundred dollars par value unpledged shares of the capital stock of such trust company.

Vacancies.

Any vacancy in the board of directors shall be filled by the remaining members of the board, and the directors so appointed shall hold office until the next election. In case of an increase in the board of directors between the annual elections by the stockholders, the newly created directorships shall not be construed as vacancies to be filled by the board.

Officers.

The directors shall annually choose a president and at least one vice-president from their own number, and shall appoint a secretary, a treasurer and other officers, agents and employees, who shall be chosen in such manner and hold office for such terms as the by-laws may prescribe; they may also elect or appoint one or more vice-presidents who need not be directors, but every such vice-president shall own and hold in his own name not less than five hundred dollars par value unpledged shares of the capital stock of such trust company.

Oath.

Each director of every trust company, when elected, shall take an oath that he will, so far as the duty devolves on him, diligently and honestly administer the affairs of such trust company, and will not knowingly violate or knowingly permit to be violated, any of the provisions of this act, and that he is the owner

in good faith, and in his own right, of the number of shares of stock required by this section, subscribed by him or standing in his name on the books of the trust company, and that the same is not hypothecated, or in any way pledged, as security for any loan or debt. Such oath, subscribed by the director making it, and certified by the officer before whom it is taken, shall be immediately transmitted to the Commissioner of Banking and Insurance and shall be filed and preserved in his office. Oath filed.

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

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 151.

AN ACT to validate certain ordinances adopted by municipalities on or after April ninth, nineteen hundred twenty-one.

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

1. All ordinances heretofore adopted by any municipality on or after April ninth, nineteen hundred twenty-one, which may not have been advertised as required by law, are hereby validated, ratified and confirmed; if otherwise lawful and within the power of the municipality, *provided,* said ordinances were published, together with a notice of the introduction thereof and of the time and place when and where such ordinance would be considered for final passage, at least two days prior to the time so fixed in said notice, and *provided further* that this act shall not apply to any ordinance which may heretofore have been set aside as invalid in any proceedings either at law or in equity or concerning which there may at the present time be any such proceedings pending. Validating ordinances. Proviso. Proviso.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 152.

AN ACT to amend an act entitled "A general act relating to boroughs" (Revision, 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven.

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

Section 26 amended.

1. Section twenty-six of an act entitled "A general act relating to boroughs" (Revision, 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, be and the same is hereby further amended to read as follows:

Passage of ordinances.

26. All ordinances shall be submitted in writing at a meeting of the council and passed at a subsequent meeting; *provided, however,* that no ordinance shall be finally passed, no officer appointed or removed, or salary fixed except by the vote of the majority of the whole council; if approved by the mayor or passed over his veto, or if not returned by him with his approval or veto within five days. Sundays excepted, after he receives it, every ordinance shall be recorded in full by the borough clerk in a proper book to be kept for that purpose. No ordinance may be finally passed unless it has been read in substantially its final form at a meeting held at least one week prior to its final passage, and shall have been published in a newspaper printed and circulating in the said borough and if there be no newspaper printed and circulating in the said borough, then in at least one newspaper printed and circulating in the county, in which the said borough is located; *provided, however,* such publication shall not be necessary in case notice of intention has been published under the provisions of section nine of Article XX of the act, entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen. Such publication shall contain a notice stating the time and

Proviso.

Readings.

Proviso.

place, when and where the governing body will consider the final passage thereof.

Publication.

Before any ordinance shall take effect, such ordinance or its title shall be published, at least once, in a newspaper printed and circulating in the said borough, and if there be no newspaper printed and circulating in the said borough, then in at least one newspaper printed and circulating in the county in which the said borough is located. Said ordinance shall not take effect until so published, but in every case where such ordinance may come in question or be enforced, such publication shall be presumed to have been had until the contrary thereof be shown.

Approved April 22, 1929.

CHAPTER 153.

AN ACT concerning the support and education of children born out of wedlock.

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

Support of certain children.

1. Any child born out of wedlock is entitled to support and education from its father and mother to the same extent as if it had been born in lawful wedlock.

Enforcement of obligations.

Proceedings to enforce the obligations herein imposed may be maintained by one parent against the other, or by the person having the physical custody of the child or if the child is or is likely to become a public charge then proceedings may be instituted by the overseer of the poor of the municipality or municipalities where the father and mother or either of them reside. In such proceedings consideration shall be given to the age of the child, and the ability and financial condition of the parent or parents. For the purposes of this act jurisdiction is conferred upon the magistrates or courts now exercising jurisdiction in bastardy cases. The action

Jurisdiction.

herein given shall be deemed cumulative as to the remedies contained in the act entitled "An act for the maintenance of bastard children" (Revision of 1898), approved June fourteenth, one thousand eight hundred ninety-eight, and the acts amendatory thereof and supplemental thereto.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 154.

A SUPPLEMENT to an act entitled "An act relating to, regulating and providing for the government of cities," approved April eighth, one thousand nine hundred and three.

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

City may lease park land.

1. Any city governed by the provisions of the act to which this act is a supplement may lease, rent or hire any specific public park or any part thereof, or any concession or privilege attached thereto or connected therewith, or any specific place of public resort owned by it or any concession or privilege attached thereto or connected therewith and not presently needed for the purpose for which it was acquired, for such period of time and for such consideration as the governing body may, in its discretion, deem necessary and proper.

Referendum.

2. The governing body of any such city may lease, rent or hire as aforesaid by ordinance but the provisions of any such ordinance so adopted by such city shall be inoperative until assented to by the legal voters of such city voting thereon at any annual or special election called for such purpose. Upon the passage of any such ordinance as aforesaid, the clerk of such city shall submit the question of the adoption thereof to the voters of such city. The city clerk shall give public notice by

Special election.

Proposition.

Notice.

advertising in a newspaper printed and circulating in such municipality of the calling of such election, which notice shall be printed and circulated at least four weeks prior to the holding thereof. The city clerk shall prepare the form of ballot. The proposition to be submitted, which shall be printed upon the ballot, shall be as follows: Shall the provisions of an ordinance entitled (here insert title of ordinance), be adopted? The said election shall be conducted by the several district boards of registry and election in such city under the direction of the city clerk, and the registry of voters used at the preceding general election shall be used by the district boards of registry and election and any person whose name appears thereon, and is a resident of such city, shall be entitled to vote at such election. The said election shall be conducted and the result thereof canvassed and returned in the same manner as is provided for elections held for members of the General Assembly. If a majority of the voters voting thereon at such election shall vote in favor of the adoption of the ordinance so submitted, then such ordinance shall be in full force and effect in such municipality.

Ballot.

Election, how conducted.

Who may vote.

Canvass.

Result.

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 155.

AN ACT to amend an act entitled "An act to create the South Jersey Port District and to provide for the appointment of the South Jersey Port Commission, and to define its powers, duties and jurisdiction and making an appropriation for its expenses," passed April first, one thousand nine hundred and twenty-six.

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

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

Section 5 amended.

Powers:

5. Such port commission shall also have the following powers:

confer with municipal bodies;

(1) To confer with the governing bodies of each of the municipalities within the port district and any dock, port, harbor, channel or improvement commission and any other body or official having to do with port and harbor facilities within and without the district, and hold public hearings as to such facilities.

confer on transportation;

(2) Have power to confer with the railroad, steamship, warehouse and other officials in the district with reference to the development of transportation facilities in such district, and the co-ordination of the same.

Determine port facilities;

(3) Determine upon the location, type, size and construction of requisite port facilities, *subject, however,* to the approval of the Secretary of War and Chief of Engineers of the United States Army and the Board of Commerce and Navigation.

Property and rights;

(4) Have power to lease, erect, construct, make, equip, and maintain port facilities in the district and for any such purpose to acquire real property, including easements therein, lands under water and riparian rights by agreement with the owners.

Operation;

(5) Have power to regulate and supervise the construction and operation of all port facilities by whomsoever constructed, installed or owned.

Expenditures;

(6) Have power to expend moneys, if any, appropriated by the State or by any county or municipality within said district for the purposes of this act.

Clerical and engineering assistants.

(7) Have power to employ such clerical, engineering or other professional assistants as it may deem necessary for its purposes, fix their compensation and at pleasure discharge any of them. In the employment and removal of its assistants and other employees the port commission shall not be limited by any of the provisions of the civil service laws.

Civil service not applicable.

2. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 156.

AN ACT authorizing and regulating the use of probation and the suspension of sentence in certain courts and providing for the appointment of probation officers and defining their powers and duties. (Revision of 1929).

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

Powers of probation.

1. Probation and Suspension of Sentence. The courts of New Jersey having jurisdiction over criminal or quasi-criminal actions, when it shall appear that the best interests of the public as well as of the defendant will be subserved thereby, shall have power after conviction or after a plea of guilty or non vult for any crime or offense, to suspend the imposition or execution of sentence, and also to place the defendant on probation under the supervision of the chief probation officer of the county for a period of not less than one year nor more than five years. The courts having jurisdiction over children's or domestic relations cases when it shall appear that the best interests of the public as well as of the person adjudged guilty of any offense before such courts will be subserved thereby, shall have power to place the defendant on probation for a period of not less than one year nor more than five years. Such courts shall also have power to place on probation under the same conditions children who shall come within the jurisdiction of the court. In the case of any person placed on probation who shall abscond while under supervision, the time during which he remains away or hidden shall not be counted as part of his term of probation.

If probationer absconds.

Investigations by probation officers.

2. Investigation. Probation officers when directed by the court shall fully investigate and report to the court in writing on the circumstances of the offense, criminal record, social history and present condition of any person charged with or convicted of any crime or

offense, and whenever desirable and facilities exist therefor, they may also obtain a physical and mental examination of such person and report thereon to the court prior to disposition or sentence by the court. They may also during such investigation, except in cases of juveniles or adults who are being investigated for the judges of the courts having jurisdiction in children's cases, obtain the fingerprints and photographs of all such defendants.

Fingerprints and photographs obtained.

Conditions that may be imposed on probationers.

3. Conditions of Probation. The court shall determine and may at any time modify the conditions of probation, and may, among others, include any of the following: that the probationer shall avoid injurious, immoral or vicious habits; shall avoid places or persons of disreputable or harmful character; shall report to the probation officer as directed by the court or probation officer; shall permit the probation officer to visit him at his place of abode or elsewhere; shall answer all reasonable inquiries on the part of the probation officer; shall work faithfully at suitable employment; shall not change his residence without the consent of the court or probation officer; shall pay a fine or the costs of the prosecution, or both, in one or several sums; shall make reparation or restitution to the aggrieved parties for the dependents.

May cancel or extend probation.

4. Termination or Extension of Probation; Arrest and Detention. Upon a report from the chief probation officer that the probationer has complied with the conditions of probation and that the best interests of the public and the probationer will be subserved thereby or for other good cause, the court may at any time discharge a person from probation, or may extend the probation period within the limits of the maximum period heretofore provided. At any time during the probation period the court may issue a warrant and cause the probationer to be arrested, for violating any of the conditions of his or her probation, or any probation officer, police officer or other officer with power of arrest, upon request of the chief probation officer may arrest a probationer without a warrant, and a commitment by said probation officer setting forth that said

Arrest of probationer.

probationer has, in his judgment, violated the conditions of his or her probation shall be sufficient warrant for the detention of such probationer in the county jail, house of detention or local prison, when designated in such commitment, until he can be brought before the court. Such probation officer shall forthwith report such arrest or detention to the court and submit to the court a report showing in what manner the probationer has violated his probation. Thereupon the court after summary hearing may continue or it may revoke the probation and the suspension of sentence and may cause the sentence imposed to be executed or impose any sentence which might originally have been imposed.

Hearing.

5. Probation Officers; Appointment; Qualifications. In any county, the judge or judges of the Court of Common Pleas, or a majority of them, acting jointly, may appoint a chief probation officer, and, on application of the chief probation officer, such men and women probation officers as may be necessary. All probation officers hereafter appointed who are to receive salaries shall be appointed in accordance with the rules and regulations of the Civil Service Commission. Chief probation officers and probation officers now in office shall continue to serve in their respective counties, under the provisions of this act. Orders of appointments shall be in writing and filed in the office of the county clerk.

Appointment of chief probation officer.

Civil service to govern.

Present officers to continue.

The chief probation officer shall have general supervision of the probation work under the direction of the court. He may appoint such other employees as may be necessary to carry out the purposes of this act and make such necessary rules and regulations with respect to the management and conduct of the probation officers and other employees as may be authorized by said judge or judges, provided the amount expended for this purpose shall not exceed the annual budget.

Supervision.

Assistants.

6. Compensation. The judge or judges authorized to appoint a chief probation officer or officers shall fix annual salaries to be paid such officers by order under the hand of said judge or judges and such order shall be filed in the office of the clerk of the court. The amounts so fixed shall be paid in equal semimonthly payments in

Fixing compensation.

Payments.

the same manner as the salaries of other officers of such county; and the necessary and reasonable expenses of salaried probation officers incurred in the performance of their duties shall be paid in like manner, after itemized statements of such expenses have been approved by the chief probation officer and one of said judges. On request of the chief probation officer, necessary traveling and maintenance expenses in attending probation officers' meetings and conferences of social work shall be included when previously authorized by said judge or judges authorized to appoint probation officers. The salaries of employees appointed by the chief probation officer shall be fixed by the board of chosen freeholders in accordance with the schedules of the Civil Service Commission, and paid in the same manner as the salaries of probation officers.

Expenses.

Traveling expenses.

Freeholders to fix salary of employees.

Powers, oath, bond.

7. Powers and Duties. Probation officers shall have the powers of constables in the execution of their duties. Each probation officer before entering on the duties of his office shall take an oath of office to be administered by one of the judges making the appointment. Each probation officer or employee who collects or has the custody of money shall execute a bond in a penal sum to be fixed by said judges with sufficient sureties approved thereby, conditioned for the honest accounting of all money received by him as probation officer. The accounts of all probation officers shall be subject to audit at any time by the board of chosen freeholders.

Accounts audited.

Duties of probation officers.

The duties of probation officers shall be among others: to make such investigations and reports under section two of this act as may be required by the judge or judges of any court having jurisdiction within the county for which said officer is appointed to serve; to receive under their supervision on request of the court having jurisdiction, any person ordered to pay any sum for support in a decree of divorce or legal separation; to receive under supervision any person placed on probation by any court within the county for which said officer is appointed to serve; to collect from persons under their supervision such payments as may be ordered by the court so to be made, and disburse the money so

received under direction of the court; to furnish each person under their supervision with a statement of the conditions of his probation and to instruct him regarding them; to keep detailed records of the work done, accurate and complete accounts of all money collected and disbursed and to give and obtain receipts therefor, and to make such reports to the courts as they may require.

Temporary probation officer.

8. Absence; Disqualification; Pro Tempore. In case of the absence or disqualification of any probation officer for any cause, the judge or judges of the said court may appoint some other person as a probation officer pro tempore, who shall receive as compensation for each day's service a sum determined by the court; *provided,* the compensation so paid for any excess over ninety days' absence of any probation officer in any one year may be deducted from the salary of such probation officer.

Proviso.

Transfer of probationer.

9. Transfers. Probation officers may at any time after approval by the court or chief probation officer transfer any probationer under their care and supervision to the jurisdiction of any other probation officer. Whenever such transfer is made the probation officer making the transfer shall send to the probation officer to whose care and supervision the probationer is being transferred, a copy of all the records of such officer as to the offense, criminal record and social history of such probationer. Probation officers may accept under their care and supervision on transfer, any person placed on probation in any other jurisdiction and shall from time to time report to the probation officer from whom the probationer was received under transfer as to the conduct and progress of such probationer.

Care of probationers from elsewhere.

Authority over transferred persons.

Probation officers shall have with respect to persons transferred to their supervision from any other jurisdiction all of the powers and be subject to all of the duties now imposed by law upon them in regard to probationers received on probation in their own jurisdiction.

As to validity of act.

10. Constitutionality. If any section, subdivision or clause of this act shall be held unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of the act.

11. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 157.

An Act to establish Juvenile and Domestic Relations Courts, defining their jurisdiction, powers and duties, and regulating procedure therein. (Revision of 1929.)

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

Purpose of juvenile and domestic relations court.

1. This act shall be known as the "Juvenile and Domestic Relations Court Law." Its purpose is to secure for each child under its jurisdiction such care, guidance and control, preferably in his own home, as will conduce to the child's welfare and the best interests of the State; and when such child is removed from his own family, to secure for him custody, care and discipline as nearly as possible equivalent to that which should have been given by his parents. The principle is hereby recognized that children under the jurisdiction of the court are wards of the State, subject to the discipline and entitled to the protection of the State, which may intervene to safeguard them from neglect or injury and to enforce the legal obligations due to them and from them.

Court established.

Jurisdiction.

2. A Juvenile and Domestic Relations Court is hereby established in each county of the State and is vested with exclusive jurisdiction to hear and determine all cases against a child under sixteen years who shall commit any of the hereinafter mentioned offences when under the age of sixteen years, (a) who violates any penal law or municipal ordinance, or (b) who commits any act or

offence for which he could be prosecuted in a method partaking of the nature of a criminal action or proceeding, or (c) who is a disorderly person, or (d) habitually vagrant, or (e) incorrigible, or (f) immoral, or (g) who knowingly associates with thieves or vicious or immoral persons, or (h) is growing up in idleness or crime, or (i) knowingly visits gambling places, or patronizes other places or establishments, his admission to which constitutes a violation of law, or (j) idly roams the streets at night, or (k) who is an habitual truant from school, or (l) who so deports himself as to endanger the morals, health or general welfare of said child. The court shall also have jurisdiction to hear and determine disputes involving the domestic relation or the welfare of children, the jurisdiction over which is now or may hereafter be vested by law in any court of this State except the Court of Chancery or Orphans' Court. It shall have jurisdiction to hear and determine complaints for violation of the following acts, "An act concerning disorderly persons" (Revision of 1898), "An act for the settlement and relief of the poor" (Revision of 1924), "An act concerning the welfare of children" (approved April the eighth, nineteen hundred and fifteen), "An act for the maintenance of bastards" (Revision of 1898), "An act to promote home life for dependent children," and the acts amendatory of and supplemental to the above entitled acts together with any future acts revisions, re-enactment or new acts covering similar complaints or offenses, where the gravamen of the complaint under such acts is the failure or neglect of one member of the family to satisfy or discharge his legal obligations to another of a family, and also jurisdiction to hear and determine complaints against any person who shall abuse, neglect, cruelly treat or abandon a child or children or who shall contribute to the delinquency of any child. It shall have jurisdiction to hear and determine in summary manner, disputes involving the domestic relation, where the gravamen of the complaint is the failure to provide support or adequate support.

Welfare of children.

Acts that govern.

Compelling family obligations.

Hearings.

3. In counties other than those of the first class, the judge of the Common Pleas Court shall be the judge of the "Juvenile and Domestic Relations Court" of said

Judge of court.

counties. In counties, not of the first class, having more than one Common Pleas judge, the Supreme Court Justice sitting in said county shall designate which of said Common Pleas judges shall preside over said Juvenile and Domestic Relations Court of said county, whenever the Common Pleas judges can not decide which judge shall preside over said court. In the event of the death, absence from the county, sickness or disability of the judge of the Juvenile and Domestic Relations Court, any other Common Pleas judge of said county or any other county of the State, may preside over the court.

Wards of court.

4. Children who appear before the court in any capacity shall be deemed to be wards of the court, and protected accordingly.

Instituting proceedings.

5. Proceedings before the court shall be instituted by a complaint or petition, and shall be verified by the oath or affirmation of the persons making same, which complaint or petition may be made upon information and belief.

Procedure.

Upon the filing of a complaint or petition, the court or judge thereof may forthwith or after causing an investigation to be made by a probation officer, or other person, cause to be issued a capias, summons, warrant or subpœna, requiring the persons complained against, and in case it being a child, the parent or parents, guardian or guardians, person or persons, having control and supervision over such child, who shall be necessary parties, commanding them at a time and place to be set to appear and testify or show cause why the person or persons before the court shall not be dealt with according to law. Upon the return of the writ or process the court or a judge thereof shall proceed to hear and determine the case in a summary manner. The hearing may be postponed at the discretion of the judge.

Powers of court.

6. In all cases coming before the court under or by virtue of the provisions of this act, said court shall be vested with all the powers, rights and privileges incident to the hearing, determination and final disposition of such cases as are or may be exercised or enjoyed by any other court having jurisdiction over such cases, and the process to secure the appearance of parties and witnesses shall be, as nearly as may be, such process as is required to secure the presence thereof in other courts of this

State having jurisdiction of such matters, and process may be served in the same manner as provided for the service of process in other cases in which the court has jurisdiction.

As to compensation.

7. No compensation shall be allowed to any public officer or official for any service performed under and by virtue of the provisions of this act, except as expressly provided for by law.

Jurisdiction over child.

8. In any case wherein the court shall have acquired jurisdiction of a child, such jurisdiction may be retained during the continuance of the term for which such child shall have been committed, or if released by the court before the expiration of such commitment and placed on probation, or if placed on probation in the first instance, then such jurisdiction may be retained for the period of such probation notwithstanding such child shall have attained the age of sixteen years during service of such commitment or the period of such probation.

Child may be placed in institution.

9. In any case wherein the court shall have acquired jurisdiction of a child, such child may be committed to any institution to which he or she might have been committed by such court, notwithstanding such child shall have attained the age of sixteen years after such court shall have acquired jurisdiction over said child.

Examination to determine conditions.

10. The court may, in cases affecting a child under the age of sixteen years, conduct the examination of witnesses without the assistance of counsel and may take testimony, or make inquiry, into the habits, mode of life, condition of the home and its surroundings, character and mode of life of parents or guardians of the child, the physical and mental condition of the child, and such other facts that may assist the court in reaching a conclusion as to the nature of the order or decision that shall best conserve the welfare of said child and carry out the objects of this act. The court shall admit to the hearing of children's cases only such persons as are directly interested in the case being heard. An appeal may be taken in juvenile cases from any final order or judgment of said court in the manner provided for appeals from the Courts of Common Pleas of the respective counties.

Appeals.

Responsibility for child to appear in court.

11. Whenever any officer takes a child under sixteen years of age into custody, he shall, unless it is deemed

impracticable or has been otherwise ordered by the court, accept the written promise of the parent, guardian or custodian to be responsible for the presence of such child in the court at the time fixed. Thereupon such child may be released in the custody of the parent, guardian or custodian, or in the custody of a probation officer or other person designated by the court. If not so released, such child shall be taken immediately to the place of detention designated by the court, and the officer taking him shall immediately notify the court and shall file a petition when directed to do so by the court. In the case of any child whose custody has been assumed by the court and pending the final disposition of the case, the child may be released in the custody of a parent, guardian or custodian, or of a probation officer or other person appointed by the court, to be brought before the court at the time designated. When not released as herein provided, such child, pending the hearing of the case, shall be detained in such place of detention as shall be designated by the court subject to further order.

Detention.

Transfer of minor under sixteen to juvenile court.

12. If during the pendency of a criminal or quasi-criminal charge against any person in any other court, it shall be ascertained that said person was under the age of sixteen years at the time of committing the alleged offence, it shall be the duty of such court to immediately transfer such case together with all the papers, documents and testimony connected therewith to the Juvenile and Domestic Relations Court having jurisdiction. The court making such transfer shall order the child to be taken forthwith to the place of detention designated by the Juvenile and Domestic Relations Court or to that court itself, unless the court making such transfer shall release such child in the custody of some suitable person to appear before the Juvenile and Domestic Relations Court at a time designated in said order. The Juvenile and Domestic Relations Court shall thereupon proceed to hear and dispose of such case in the same manner as if it had been instituted in that court in the first instance.

Detention.

Hearing.

Service of papers.

13. Any and all writs, prosecutions, notices and process issuing out of said court may be served by the sheriff of the county, constable or any police officer, or

by any person designated by the court. The county clerk shall be the clerk of the court and the court shall have a right to use a seal. Clerk of court.

14. In case any person or persons shall be adjudged to be guilty as charged in the complaint, the said court may impose the penalty now provided by law, or may suspend sentence, and place such person upon probation to the probation officer of the county in which such person resides; such probation shall be on terms to be fixed by the court. The court or a judge thereof may compel any person who shall be adjudged guilty to give bond with good and sufficient surety, in such sum as the court shall order, to secure the payment of a sum or sums awarded by the court. Any person who fails to comply with the order of the court relative to the terms of probation, condition of bond or surety, or any order or decree of the court, may be adjudged guilty of contempt, or the court may impose the penalty provided by law for the offence. If guilty, imposing sentence or probation. Surety. Contempt.

15. The court or a judge thereof on proper cause shown, may place the child on probation to the chief probation officer of the county upon such terms as the court may deem to be to the best interest of the child, may commit any child to any public institution established for the care, custody, instruction and reform of juvenile offenders which is maintained by the State or the county or a city in which said child has a settlement, or may commit said child to any like institution maintained by any city, county, township, borough or other municipality in said county in which such child shall reside or have a settlement, or to any other like institution, commitment to which is now or may hereafter be provided by law, or may commit said child to the care, custody and control of the State Board of Guardians as now or hereafter may be provided by law. Commitment.

16. No adjudication upon the status of any child in the jurisdiction of the court shall operate to impose any of the civil disabilities ordinarily imposed by conviction, nor shall any child be deemed a criminal by reason of such adjudication, nor shall such adjudication be deemed a conviction, nor shall any child be charged with or convicted of a crime in any court, except with the consent of Disabilities not held against child.

the judge of the Juvenile and Domestic Relations Court. The disposition of a child or any evidence given in the court shall not be admissible as evidence against the child in any case or proceeding in any other court, nor shall such disposition or evidence be held against the child's record in any future civil service examination, appointment or application.

Orders and decrees.

17. Said court shall have power to make such decree or order or render such judgment as will protect the interests and welfare of the child or children, in any particular case, in lieu of the penalties now provided by law for violation of any laws affecting a minor child, and shall have full power to enforce such decree or order by proceeding for contempt of court.

Judge in first class counties.

18. In each county of the first class there shall be appointed by the Governor by and with the consent of the Senate a judge of the Juvenile and Domestic Relations Court of such county who shall be a counsellor-at-law.

Term.

Such judge shall serve for a term of five years and until his successor is appointed and confirmed, and shall re-

Salary.

ceive such salary, payable by the board of chosen free-

Proviso.

holders as such board shall determine; *provided*, that judges now serving in the juvenile courts of said first-class counties shall continue in office for the remainder of their unexpired terms, as judges of the Juvenile and Domestic Relations Courts established in their respective counties under this act and shall continue to receive the

Court attendants.

salary now fixed for said judge. Court attendants now serving in the juvenile courts of first class counties and who are assigned to the investigation or supervision of children or persons tried on charges involving domestic relations are hereby transferred to the office of the chief probation officer and shall assume the duties and powers

Attendants continue.

of probation officers. All other court attendants in said courts shall retain their respective positions in the courts

Proviso.

hereby created; *provided, however*, that the court shall have power in reorganizing of the court to fix their respective duties.

Pending cases continued.

19. All cases pending before the juvenile courts of first class counties and juvenile courts in other counties shall be continued and determined by the judge appointed pursuant to the provisions of this act and the records,

papers and files of said court shall be taken and kept as part of the records, papers and files of the courts created pursuant to the provisions of this act.

Temporary acting judge.

20. In counties for which there shall have been appointed a special judge of the Juvenile and Domestic Relations Court the event of the death, sickness, disability, absence or disqualification of such judge, a judge of the Court of Common Pleas in such county may hold the Juvenile and Domestic Relations Court as provided in this act.

Clerical assistants.

21. The judge may appoint such clerks and other necessary employees as the county board of chosen freeholders may authorize, and said board shall fix their salaries. Such salaries shall be in lieu of all fees or other allowances; except necessary expenses actually incurred in the performance of their duties. In counties where no special clerk is appointed the county clerk shall act as clerk of the court.

Salaries.

Charge of probation work.

22. The county chief probation officer and probation officers shall have charge of the probation work of the court.

Referee in probation.

23. The judge may appoint a probation officer or other suitable person without compensation for such service to act as referee to hear cases coming within the provisions of this act; whenever a referee is appointed to hear the case of a girl, such referee shall be, whenever practicable, a woman. The hearing of any case may be referred to such referee by order of the court, or the judge may direct that all cases of a certain class or within a certain district to be designated by him shall be initiated before and heard in the first instance by such referee in the manner provided for the initiation and hearing of cases by the court. In all cases coming before him, the referee shall comply with the requirements of and conform to the procedure provided for the hearing of such cases by the court and shall make return of his or her findings and recommendations to the court which shall proceed to enter such order or decree as it may deem proper.

Hearing.

Technical examination.

24. The court may cause any person coming under its jurisdiction to be examined by a physician, psychiatrist or psychologist, designated by the court, in order that the condition, special needs and personality of such person

may be given due consideration in the disposition of the case.

Incarceration of child.

25. It shall be unlawful to place any child coming within the provisions of this act in any prison, jail, lock-up, police station, vehicle or other place where such child can come in contact with any adult convicted of crime or under arrest and charged with crime.

Office.

26. Suitable quarters shall be provided by the board of chosen freeholders for the hearing of cases and for the use of the judge, and other employees of the court. All cases involving children shall be heard separately and apart from the trial of cases against adults.

Records.

27. The court shall maintain complete records of all petitions and hearings in cases brought before it. Such records shall be withheld from indiscriminate public inspection but shall be open to inspection by the parent or other authorized representative of the person concerned and, in the discretion of the court, by other persons having a legitimate interest. The court shall devise and cause to be printed such forms for court records and such other papers as may be required in dealing with cases coming within this act. All expenses incurred in complying with the provisions of this act shall be a county charge.

Rules of procedure.

28. The court shall have power to frame and publish rules of procedure and practice and for the conduct of officers and employees of the court.

Contempt.

29. The court may punish as for contempt any person who contemns the court, who wilfully violates, neglects or refuses to obey or perform any order of the court.

Hearings by court.

30. The court shall hear and determine all cases of children arising under the provisions of this act without a jury. If an adult is charged with an offence for which he is entitled to a jury trial, and if he shall so demand, a jury shall be selected in accordance with the provisions of the law regulating the selection of juries in the Court of Quarter Sessions.

Serving writs, etc.

31. Any and all writs, prosecutions and notices arising out of said court shall be served by the sheriff of the county, constable or police officer, or by any person designated by the court.

As to validity of act.

32. If any section, subdivision or clause in this act should be held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of the act.

Construing act.

33. This act shall be liberally construed to accomplish the purpose herein sought.

Meaning of terms.

34. He and she, as used in this act shall be synonymous; all references to the court or judge shall be construed to refer to the Juvenile and Domestic Relations Court hereby created and the judge thereof; the singular shall be construed to include the plural and the plural the singular when consistent with the intent of the act.

Referendum on appointing special judge.

35. In any county not of the first class, the board of chosen freeholders shall upon a petition of five per-centum (5%) of the registered voters of the county requesting the appointment of a separate judge of the Juvenile and Domestic Relations Court, being filed with it, or may upon a resolution duly passed at a regular meeting of said board, cause to be submitted to the voters of said county, the question which shall be placed on the ballots at the next annual election, "Shall a special judge be appointed to preside over the Juvenile and Domestic Relations Court of this county?" by having placed on all ballots to be used at the next general election the following:

Proposition.

	Yes.	Shall a special judge be appointed to preside over the Juvenile and Domestic Relations Court in the county of (here enter the name of the county).
	No.	

Marking ballot and result.

Place a cross or an X opposite "Yes" or "No" as you desire to vote.

If the majority of votes are "Yes," the result of the election shall be certified by the proper county officer, to the Governor who shall appoint by and with the consent of the Senate, a judge for said court who shall serve in the same manner as provided above for the judges in first class counties.

Special judge for two or more counties.

36. In any two or more counties of the State not of the first class, the boards of chosen freeholders shall upon a petition of five per centum (5%) of the voters of said counties requesting the appointment of a separate judge of the Juvenile and Domestic Relations Court, being filed with said boards of freeholders, requesting the appointment of a separate judge of the Juvenile and Domestic Relations Court for the said two or more counties, or the boards of chosen freeholders of two or more counties may upon a resolution duly passed at the regular meeting of said boards of chosen freeholders cause to be submitted to the voters of said counties, the question which shall be placed on the ballots at the next annual election, "Shall a special judge be appointed to preside over the Juvenile and Domestic Relations Court of the counties of (here enter the names of counties)?" by having placed on all ballots to be used in said counties at the next general election, the following:

Referendum.

Proposition.

	Yes.	Shall a special judge be appointed to preside over the Juvenile and Domestic Relations Court in the counties of (here enter the names of the counties).
	No.	

Marking ballot and result.

Place a cross or an X opposite "Yes" or "No" as you desire to vote.

If the majority of the votes are "Yes" the result of the election shall be certified by the proper county officer to the Governor who shall appoint by and with the consent of the Senate, a judge for said court who shall serve in said counties in the same manner as provided for judges in first class counties. The salary and necessary expenses incurred in the performance of his duties shall be paid by the counties which the said judge serves and shall be according to the population of the counties served as determined by last Federal census. The salary of such judge shall be fixed by the boards of chosen freeholders of the counties served.

Salary and expenses.

Maintenance of shelter home for children.

37. The board of chosen freeholders of any county may establish, equip and maintain a home for the tem-

porary detention of children, separated entirely from any other place of confinement of adults, to be known as "The Children's Shelter of.....County," which shall be conducted as an agency for the purposes of caring for the children of the county whose cases are pending before the juvenile and domestic relations court of the county or who are homeless or abandoned, abused, neglected or cruelly treated, or who, being under sixteen years of age, are witnesses before said court or some other court. The board of chosen freeholders may appropriate sufficient funds for the purchase of property and the building or buildings and the furnishing and supplies and equipment therefor from the annual appropriations, or if they consider the amount too great to add to the annual appropriation, the board of chosen freeholders shall raise said funds by issuing bonds for said purpose. The building may be built on property owned by the county or the board of chosen freeholders may acquire the same by gift, purchase or condemnation.

Appropriation by county.

The board of chosen freeholders may appoint a committee of seven citizens of the county, at least two of whom shall be women, who together with the judge of the juvenile and domestic relations court of the county and the director of the board of chosen freeholders as ex-officio members to manage the children's shelter of said county. The board of trustees shall make the rules and regulations for the management of the children's shelter and the groupings of the children therein. Said shelter shall be in charge of a superintendent and matron who shall reside therein and the board of trustees of said shelter shall have authority to appoint the superintendent, matron and other employees in like manner as the other court employees are appointed; the said board of chosen freeholders shall provide the funds for carrying on said home in the annual appropriations of the county, and for any betterments, improvements and replacements that may be required; *provided, however,* that the money for new buildings and the equipment thereof and other permanent improvements may be raised by a bond issue.

Managers of children's shelter.

Management.

Superintendent and matron.

Funds for home.

Proviso.

Approved April 22, 1929.

CHAPTER 158.

A SUPPLEMENT to an act entitled, "An act to reorganize the Department of Labor; to provide for the execution of its powers and the performance of its duties through departmental bureaus under the supervision and control of the Commissioner of Labor; and as incidental to such reorganization, to provide for the transfer and assignment of officials and employees in the present department, and to extend the term of office of the Commissioner of Labor," passed March fourteenth, one thousand nine hundred and sixteen.

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

Bureau for women and children created.

1. In connection with the bureaus, created by section one of the act to which this act is a supplement, there shall be established in the Department of Labor a bureau to be known as the "Bureau for Women and Children."

Director of bureau.

2. The head of the Bureau for Women and Children, who shall be a woman, shall be the director of such bureau, appointed thereto by the Commissioner of Labor, and shall hold her said position pursuant to the provisions of 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 provide for a civil service commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, in the exempt class thereof. She shall receive an annual salary of four thousand dollars ($4,000), to be paid in semi-monthly installments.

Authority.

Salary.

Duties.

3. Said bureau is authorized and empowered to make studies and investigations of special problems connected with the labor of women and children, and to create the necessary organization, and appoint an adequate number of investigators, with the consent of the Commissioner of Labor, and the director shall perform, under the supervision and control of the Commissioner of Labor,

Investigators.

the duties devolving upon the Department of Labor or the Commissioner of Labor, with relation to the enforcement of the laws, rules and regulations governing the employment of women and children. Duties.

4. The director of the Bureau for Women and Children shall annually report to the Commissioner of Labor making such recommendations as my be appropriate for the betterment of working conditions, which report shall, by the Commissioner of Labor, be transmitted to the Legislature. Annual report.

5. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of twenty thousand dollars ($20,000), or so much thereof as may be necessary. Appropriation.

6. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 159.

A FURTHER SUPPLEMENT to an act entitled "An act concerning district courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

1. Whenever the population of any city in which there is now or may hereafter be constituted and established a district court, as ascertained by any State or Federal census is now or hereafter more than four hundred thousand, the judge of the district court of said city shall receive an annual salary of not less than six thousand nor more than eight thousand dollars ($8,000.00), and the clerk of the said district court shall receive an annual salary of not less than four nor more than five thousand dollars ($5,000.00); *provided, however,* that in cities located in counties of the first class, having a Salary of judge and clerk. Proviso.

New Jersey State Library

population of between thirty thousand and sixty thousand inhabitants, in which there is now, or may hereafter be constituted and established a district court, the judges of such courts shall each receive an annual salary of not less than thirty-five hundred dollars ($3500) nor more than five thousand dollars ($5,000); which said salaries shall be fixed by resolution of the governing body of any such cities.

Repealer.

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

Approved April 22, 1929.

CHAPTER 160.

AN ACT concerning salaries in certain second class cities of this State.

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

Salaries determined by appointing authority.

1. In any second class city now or hereafter having a population exceeding one hundred and twenty-five thousand, and in which city an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a civil service commission, and defining its powers and duties," approved April ten, one thousand nine hundred and eight, has been adopted, the salaries paid to officers, clerks and employees in the classified service shall be the amounts presented by the appointing official, board, commission or body and approved by the civil service commission; and it shall be the duty of the board having charge of the finances of any such city to raise and pay the amounts so presented and approved by the civil service commission. Nothing in this act contained shall be construed to authorize the

Payments.

Salary not decreased.

decreasing of the salary of any officer, employees, or person holding position.

Standards to be followed.

2. In case the civil service commission shall recommend standards for increases of salaries, based on length of service, meritorious action and efficiency, such standards shall be followed in such municipality.

3. This act shall take effect immediately.

Approved April 22, 1929.

CHAPTER 161.

AN ACT to amend an act entitled "An act to amend an act entitled, 'An act concerning the government of certain cities in this State, and constituting a municipal Board of Fire and Police Commissioners, therein, and defining the powers and duties of such board, and vesting in such board, certain powers of management and appointment now vested in other departments or offices in such cities, and providing for the maintenance of such board,'" approved April twelfth, one thousand nine hundred and seven.

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

Section 4 amended.

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

Clerk of board.

4. The said board shall have the power to appoint a clerk and to fix his compensation, which shall be paid monthly in the same manner as the salaries of other city officials are paid, and said clerk shall hold his position during good behavior and any such clerk now in office shall continue therein and the term of office is hereby extended during the good behavior of the present incumbent, and the said clerk shall first take and subscribe an oath of office, before some person authorized

Oath.

to administer oaths, faithfully and impartially to perform his duties, and he shall enter into bond in such city in such sum as the said board may direct, to be approved of in the same manner as the bonds of the said commissioners, and the said bond shall be filed in the office of the comptroller of such city. It shall be the duty of such clerk to keep a correct and accurate account of all the proceedings of the said board in a book or books, which the said board is hereby authorized to provide for the purpose, and he shall perform such other duties, and keep such other books, records and accounts, as the said board may from time to time direct, and he shall at all times have the minutes and books of the said board open for the inspection of the mayor, board of aldermen, common council, board of finance, or other governing body having charge of the finances of such city, and shall at all times give such information to the members of the board of fire and police commissioners as they shall desire.

Bond.

Keeping records.

Publicity of records.

Salary.

From and after the passage of this act, the said clerk shall receive an annual salary of not less than three thousand ($3,000) dollars, such salary shall be paid by the municipality in the same manner as other salaries are paid, and the governing body shall provide the necessary funds for such payment.

Repealer.

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 April 22, 1929.

CHAPTER 162.

AN ACT authorizing the governing body of any municipality in this State to fix and determine by ordinance the compensation of municipal employees, including members of the police and fire departments of any such municipality.

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

Compensation of municipal employees.

1. In addition to the methods now prescribed by law, the governing body of any municipality in this State is hereby authorized and empowered, to fix and determine by ordinance, the annual compensation of all municipal employees, including members of the police and fire departments of any such municipality; *provided, however,* that nothing herein contained shall be construed to permit the reduction of the salary or compensation of any municipal employee as aforesaid.

Proviso.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 163.

A SUPPLEMENT to an act entitled "An act concerning cemeteries," approved April twenty-first, one thousand nine hundred and nine.

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

Cemetery companies may dispose of usued land.

1. Any cemetery company, cemetery association, or corporation, owning lands acquired for cemetery purposes, a part of which said lands are vacant, bordering on a public street or highway, and not used for cemetery

purposes, is hereby authorized and empowered to sell and convey such vacant lands as aforesaid, and to execute and deliver an appropriate conveyance for such lands as aforesaid.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 164.

AN ACT to incorporate the borough of Somerdale, 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, in the county of Camden, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law, by the name of the "Borough of Somerdale," and as such shall be governed by the general laws of New Jersey relating to boroughs.

Boundaries borough of Somerdale.

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

Beginning in the middle of the bridge where Cooper Creek flows under Evesham Avenue; thence (1) southerly and southeast up Cooper Creek to where the same intersects line of Kirkwood Road; thence (2) southwesterly along the center line of Kirkwood Road until same intersects the easterly edge of Berlin Avenue, commonly known as Lindenwold Road; thence (3) northwesterly along the borough of Stratford line until the same intersects the center line of the White Horse Pike; thence (4) north 1 degree 09 minutes west along middle line of White Horse Pike 175 feet to an angle thereof; thence (5) still along the middle of said White Horse Pike north 37 degrees 22 minutes west 3,301.8 feet to a point being the extended line of the southeasterly side of tract "B," Somerdale Land Company; thence

(6) south 74 degrees 15 minutes west 1,064.07 feet to a hickory tree in line of tract "A" Hi Nella; thence (7) 0 degrees 47 minutes 10 seconds east 792.78 feet to a stone in the center line of Oggs Avenue; thence (8) north 87 degrees 12 minutes 50 seconds west along the center line of Oggs Avenue 849.37 feet to a point; thence (9) south 2 degrees 47 minutes 10 seconds west along the westerly line of Nokomis Road 349.75 feet to a stone; thence (10) north 87 degrees 12 minutes 50 seconds west along the northerly side of Apache Road 160.81 feet to a stone being the point of curve; thence (11) curving to the right in a northwesterly direction along the northerly side of Apache Road 41.81 feet to a point; thence (12) north 2 degrees 47 minutes 10 seconds east 337.21 feet to a point in the middle of Somerdale Road; thence (13) north 87 degrees 12 minutes 50 seconds west along the center line of Somerdale Road 507.78 feet to a point in the easterly line of the Public Service Electric Railway right-of-way; thence (14) south 17 degrees 49 minutes 50 seconds east 1,725.44 feet to a point; thence (15) south 72 degrees 25 minutes 10 seconds west, a distance of 999.24 feet, to an iron bolt in the middle of Warwick Road; thence (16) south 21 degrees 49 minutes 50 seconds east along center line of Warwick Road 260.5 feet to an iron bolt being corner of Gregory Jackiwicz; thence (17) south 72 degrees 14 minutes west along Jackiwicz land 1,370.88 to a pike in the west side of a cherry tree in line of Gloucester Township; thence (18) north 3 degrees 15 minutes 20 seconds east along Gloucester Township line 2,790 feet to the middle of Somerdale Road; thence (19) north 74 degrees 45 minutes west along the middle line of Somerdale Road and along Gloucester Township line 2,226.8 feet to a corner of Gloucester Township; thence (20) still along Gloucester Township line north 2 degrees 53 minutes west a distance of 2,518 feet more or less to a point in the line of the borough of Magnolia; thence (21) northeasterly along the line of the borough of Magnolia, 1,920 feet to a stone in the middle of Warwick Road; thence (22) southerly along the middle line of Warwick Road and the borough of Magnolia line 400 feet to a stone being

the corner of Magnolia Borough; thence (23) eastwardly along the borough of Magnolia lines 590 feet more or less to a stone corner the borough of Magnolia; thence (24) still northeastwardly along the borough of Magnolia lines 1,373.06 feet to a stone corner borough of Magnolia; thence (25) still along lines of Magnolia Borough southeasterly crossing the White Horse Pike 500 feet more or less to a corner of said borough; thence (26) still along lines of the borough of Magnolia northwesterly and parallel to the White Horse Pike 1,315 feet more or less to a corner of said borough; thence (27) still along line of the borough of Magnolia northeastwardly 1,020 feet to a corner of said borough; thence (28) still along line of the borough of Magnolia northerly 140 feet to a corner of said borough; thence (29) still along the line of the borough of Magnolia easterly 70 feet more or less to a corner of said borough; thence (30) still along line of the borough of Magnolia northerly 623.70 feet to the middle of Evesham Avenue being the point in the line of the borough of Lawnside; thence (31) along the middle line of Evesham Avenue and the line of the borough of Lawnside easterly 1,790 feet to the place of beginning.

Special election to select borough officers.

3. Within fifteen days after the adoption and approval of this act the county clerk of the county of Camden shall call a special election to be held within said territory within forty days from the date upon which this act shall take effect, for the purpose of electing a mayor and six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written, or partly printed and partly written,

Notice of election.

Ballots provided by county clerk.

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 as hereinafter provided for. Petitions making nominations for any said offices shall be filed with the said county clerk within thirty days from the date upon which this act takes effect, and at least ten 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 said election district of the said township of Clementon, but no special form of ballot and no envelope need be used at said election.

Nomination by petition.

Election, how conducted.

4. The register of voters to be used at said election shall be prepared and made up by the board of registry and election of the township of Clementon which conducted the general election next preceding the holding of such election in said township in the election district of said township of Clementon, wherein that portion of the foregoing described territory of the township of Clementon is located and for that purpose the said board of registry and election shall meet at such place within said designated territory and at such time as shall be designated by the township clerk, at least two weeks preceding said election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Clementon 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 the new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of said 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 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

Registry.

Notice for registering.

Meeting of board.

Affidavit by registrant.

said territory to be entitled to vote. A separate affidavit shall be required for each person so registered which 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 Camden County, to be filed by said board, and one copy shall be retained for the use of said township board of election at such election.

Returns filed with county clerk.

5. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election and the officers elected at such 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 had been elected and shall be qualified as required by law.

Continuance of officers.

Approved April 23, 1929.

CHAPTER 165.

AN ACT to incorporate the borough of Pine Valley, 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, in the county of Camden, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law, by the name of the "Borough of Pine Valley" and as such shall be governed by the general laws of New Jersey relating to boroughs.

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

Boundaries of borough of Pine Valley.

Beginning at a point in the line of division between lands of Virginia E. Ireland and Broadway Trust Company, formerly Charles S. Albertson, and in the division line between lots numbered 13 and 14, in Block No. 9, as shown on plan "Map or plan of Lakeview Park, lo-

cated at Clementon, New Jersey, property of the New Jersey Real Estate Company, H. J. Rebbick, C.E." which said plan is on file in the office of the register of deeds of Camden County to said beginning corner, being located by the two following courses and distances: commencing at the intersection of the southeasterly line of Terrace Avenue with the southwesterly line of Greenwood Avenue as shown on said plan; thence southeastwardly along the southwesterly side of Greenwood Avenue 327.6 feet to the division line between lots numbered 13 and 14, Block No. 9, as aforesaid; thence southwestwardly along said division line between said lots at right angles to Greenwood Avenue 111.06 feet, more or less, to the beginning corner of the tract of the land herein described; and extending from said beginning point thence (1) north 25 degrees 57 minutes 30 seconds east 401.06 feet to a point in the southwesterly line of Oak Avenue on said plan; thence (2) south 64 degrees 2 minutes 30 seconds east 200 feet to a point; thence (3) north 25 degrees 57 minutes 30 seconds east 974.5 feet (973.92 feet on survey) to the southwesterly line of the right-of-way of the Atlantic City Railroad Company; thence (4) southeastwardly along the said right-of-way and line curving to the northeast with a radius of 9096.75 feet, a distance of 1490.56 feet to the point of tangent; thence (5) still along said right-of-way, south 50 degrees 17 minutes east 1714.41 feet to a point; thence (6) north 31 degrees 18 minutes east, still along said right-of-way, 25.27 feet to a point; thence (7) still along said right-of-way, south 50 degrees 17 minutes east 302.62 feet to a point; thence (8) southeastwardly along the said right-of-way, by a line curving to the southeast with a radius of 5704.65 feet, the distance of 402.41 feet to the point of tangent; thence (9) still along said right-of-way, south 44 degrees 4 minutes 30 seconds east 194.85 feet to a point; thence (10) still along said right-of-way, south 40 degrees 46 minutes 30 seconds east 199.04 feet to a point; thence (11) still along the said right-of-way, south 43 degrees 2 minutes east 168.89 feet; thence (12) south 44 degrees 4 minutes east, still along said right-of-way, 112.65 feet; thence (13) still along said right-of-way, south 51 degrees 26

minutes west 15 feet to a point; thence (14) southeastwardly along said right-of-way, by a line curving to the southeast with a radius of 5689.65 feet, the distance of 245.61 feet to the point of tangent; thence (15) still along said right-of-way, south 36 degrees 56 minutes east, 2005.71 feet; thence (16) still along said right-of-way, north 53 degrees 4 minutes east, 10 feet; thence (17) still along said right-of-way, south 36 degrees 56 minutes east 750.94 feet; thence (18) still along the said right-of-way, south 25 degrees 18 minutes east 34.71 feet to a point; thence (19) still along the said right-of-way, south 39 degrees 48 minutes 30 seconds east 137.31 feet to a point; thence (20) still along said right-of-way, south 50 degrees 34 minutes west 20.02 feet; thence (21) still along said right-of-way, south 36 degrees 56 minutes east, 770.92 feet to a point in common between the lands of the Pine Valley Golf Club and now or late of Hezekiah Bittle; thence (22) along the boundary line of lands between now or late of Hezekiah Bittle and Pine Valley Golf Club, south 52 degrees 35 minutes 10 seconds west 981.04 feet to a point; thence (23) north 54 degrees 46 minutes 50 seconds west 148.95 feet to a point; thence (24) south 51 degrees 5 minutes 40 seconds west 672.47 feet to a point, said point being marked by an iron pipe; thence (25) north 55 degrees 58 minutes 50 seconds west 537.06 feet to a point; thence (26) south 51 degrees 12 minutes 55 seconds west 1422.56 feet; thence (27) north 51 degrees 54 minutes 35 seconds west 3680.37 feet to a point; thence (28) north 55 degrees 30 minutes 55 seconds east 165.09 feet; thence (29) north 54 degrees 37 minutes 35 seconds west 1765.23 feet to a point; thence (30) north 35 degrees 22 minutes 25 seconds east 1919.43 feet to a point; thence (31) north 64 degrees 2 minutes 30 seconds west, 1871.69 feet to the point and place of beginning.

Special election to select borough officers.

3. Within fifteen days after this act shall take effect the county clerk of the county of Camden shall call a special election to be held within said territory within forty days from the date upon which this act shall take effect, for the purpose of electing a mayor and six councilmen, an assessor, a collector and one justice of the

peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper printed and published in the county of Camden and 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 as hereinafter provided for. Petitions making nominations for any said offices shall be filed with the said county clerk within thirty days from the date upon which this act takes effect and at least ten 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 the said officers of said election district of the said township of Clementon, but no special form of ballot and no envelope need be used at said election.

Notice of election.

County clerk to provide ballots.

Nominations by petition.

Election, how conducted.

4. The register of voters to be used at said election shall be prepared and made up by the board of registry and election of the township of Clementon which conducted the general election next preceding the holding of such election in said township in the election district of said township of Clementon, wherein that portion of the foregoing described territory of the township of Clementon is located and for that purpose the said board of registry and election shall meet at such place within said designated territory and at such time as shall be designated by the township clerk, at least two weeks preceding said election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Clementon by posting notices thereof in at least five of the most public places in said de-

Registry.

Notice of meeting of board.

scribed territory, at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of the new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of said 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 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 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 Camden County, to be filed by said board and one copy shall be retained for the use of said township board of election at such election.

Meeting of board.

Affidavit by registrant.

5. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election and the officers elected at such election, on the filing of said return, shall be and become the officers of said borough and shall continue in office until the first day of January, following said special election and until other officers had been elected by the voters of said borough and shall be qualified as required by law.

Returns filed with county clerk.

Continuance of officers.

6. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 166.

AN ACT to incorporate the borough of Lindenwold, 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, in the county of Camden, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law, by the name of the "Borough of Lindenwold," and as such shall be governed by the general laws of New Jersey relating to boroughs.

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

Boundaries of borough of Lindenwold.

Beginning at a point where the center line of the White Horse Pike intersects the center line of the Gibbsboro Road. Thence (1) northeastwardly along the center line of Gibbsboro Road to the northerly corner of northeast Clementon Tract; thence (2) southeastwardly along same to the north corner of Clementon Villa Tract; thence (3) eastwardly along the line of Clementon Villa Tract to the east corner of said tract; thence (4) southeastwardly parallel to the White Horse Pike, to the northwest line of the Willett Farm, if same were extended; thence (5) southwestwardly along the Northwest line of Willett Farm to the center line of the White Horse Pike; thence (6) southeastwardly along the center line of the White Horse Pike to the center of Trout Run Stream; thence (7) southwestwardly down the center line of Trout Run Stream the several courses and distances thereof to the center line of New Freedom Road; thence (8) southeastwardly and southerly along the center line of New Freedom Road to where the same intersects the center line of the Clementon and Berlin Road; thence (9) eastwardly along the center line of the Clementon and Berlin Road to a point in the line of Berlin Borough; thence (10) northeastwardly along the lines of Berlin Borough and Berlin Township to a point in the line of Voorhees

Township; thence (11) westwardly along Voorhees Township to a corner of same; thence (12) northerly still along Voorhees Township to where the same intersects a branch of Cooper Creek; thence (13) southwestwardly down the center line of said Cooper Creek to where the same intersects the center line of Kirkwood Road; thence (14) southwestwardly along the center line of Kirkwood Road until the same intersects the center line of Berlin Avenue commonly known as Lindenwold Road; thence (15) southeastwardly along the center line of the aforesaid road to a point where the northeasterly line of tract No. 4, Laurel Springs, intersects same; thence (16) southeastwardly along the line of Laurel Springs Tract No. 4 to a stone corner of James Janonette's land; thence (17) along his line southwardly to a stone on said line being also a corner of Laurel Springs Tract No. 3; thence (18) along the line of said tract northwestwardly to where the same intersects the center line of the White Horse Pike being a corner of the borough of Laurel Springs; thence (19) southeastwardly along the center line of the White Horse Pike to a point where the center line of Linden Avenue commonly called Stone Road intersects same being also a corner of the borough of Laurel Springs; thence (20) westwardly along the center line of said Linden Avenue to a point being the dividing line of Laurel Springs Plan No. 1 and Garden Lake Plan being also a corner of the borough of Laurel Springs; thence (21) southwestwardly along plan No. 1 Laurel Springs to a point where same intersects the center line of North Timber Creek; thence (22) westwardly down the said creek the several courses and distances thereof to a point in the Gloucester Township line being also a corner of the borough of Stratford; thence (23) southeastwardly along the Gloucester Township line to where the same intersects the center line of the County Road leading from Blackwood to Clementon; thence (24) eastwardly along the center line of the aforesaid road to where the same intersects line of the borough of Clementon, being also a corner of the Barber Tract; thence (25) north along the west line of said Barber Tract and the borough of Clementon to the center line of Chewslanding Road;

thence (26) westwardly along the center line of Chewslanding Road to where the same intersects the center line of Wallace Avenue; thence (27) northeastwardly along the center line of Wallace Avenue to where the same intersects the center line of Fourth Avenue; thence (28) northwestwardly along the center line of Fourth Avenue to where the same intersects the center line of Wallace Avenue; thence (29) northeastwardly along the center line of Wallace Avenue to where the same if extended would intersect the north branch of Timber Creek; thence (30) southeastwardly up the said creek the several courses and distances thereof to the center line of Oak Lane of the north Clementon Tract; thence (31) northeastwardly along the center line of Oak Lane to where the same intersects the center line of the White Horse Pike; thence (32) southeastwardly along the center line of the White Horse Pike to the place of beginning.

Special election to select borough officers.

3. Within fifteen days after the adoption and approval of this act, the county clerk of the county of Camden shall call a special election, to be held within said territory within forty days from the date upon which this act shall take effect, for the purpose of electing a mayor and six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M., on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register as hereinafter provided for. Petitions making nominations for any said offices shall be filed

Notice of election.

County clerk to provide ballots.

Nominations by petition.

with the said county clerk within thirty days from the date upon which this act takes effect, and at least ten 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 said election district of the said township of Clementon, but no special form of ballot and no envelope need be used at said election.

Election, how conducted.

Registry.

4. The register of voters to be used at said election shall be prepared and made up by the board of registry and election of the township of Clementon which conducted the general election next preceding the holding of such election in said township in the election district of said township of Clementon, wherein that portion of the foregoing described territory of the township of Clementon is located and for that purpose the said board of registry and election shall meet at such place within said designated territory and at such time as shall be designated by the township clerk, at least two weeks preceding said election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Clementon 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 the new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of said 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 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 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

Notice for registration.

Meeting of board.

Affidavit by registrant.

of Camden County, to be filed by said board, and one copy shall be retained for the use of said township board of election at such election.

5. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at such 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 had been elected, and shall be qualified as required by law. Returns filed with county clerk. Continuance of officers.

6. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 167.

An Act to incorporate the borough of Pine Hill, 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, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law, by the name of the "Borough of Pine Hill," and as such shall be governed by the general laws of New Jersey relating to boroughs. Corporate name.

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

Beginning at a point where the center line of Little Mill Road intersects the Turnersville Road, sometimes called the Albion-Hickstown Road, being also a corner of Gloucester Township. Thence (1) eastwardly along the center line of Turnersville Road the several courses and distances thereof to where the center line of same intersects the center line of Jarvis Road, sometimes called Daniels Avenue; thence (2) southwestwardly along the center line of Jarvis Road to where the same Boundaries of borough of Pine Hill.

intersects the center line of the creek known as Sharp's Branch; thence (3) southeastwardly down the center line of said creek the several courses and distances thereof to where the same intersects the center line of the Berlin and Cross Keys Road being a point in the line of Winslow Township; thence (4) northeastwardly along the center line of the aforesaid road and the line of Winslow township to a point in the line of Berlin Borough line being also the center line of the New Freedom Road leading from Sharp's Corner to New Freedom Church; thence (5) northwestwardly along the center line of the aforesaid New Freedom Road and Berlin Borough line to where the same intersects the center line of the Clementon and Berlin Road; thence (6) westwardly along the center line of the Clementon and Berlin Road and the line of Clementon Borough to where the same intersects the center line of Mohawk Avenue on the Flury Tract; thence (7) southwestwardly along the center line of Mohawk Avenue to a point in the line of the lands of the William Passant Estates; thence (8) southwestwardly to a point in the center line of Weickle Avenue on the Pine Grove Tract; thence (9) southwestwardly along the center line of Weickle Avenue and the extended line thereof to a point in the southwesterly line of right-of-way of the Atlantic City Railroad being also the northeasterly line of the Pine Valley Golf Club; thence (10) southeastwardly along aforesaid right-of-way and the northeasterly line of the Pine Valley Golf Club to a point in common between the lands of the Pine Valley Golf Club and the now or late Hezekiah Bittle; thence (11) south 52 degrees 35 minutes 10 seconds west along lands of the Pine Valley Golf Club 981.04 feet to a stone; thence (12) still along the Pine Valley Golf Club north 54 degrees 46 minutes 50 seconds west a distance of 148.95 feet to a stone; thence (13) still along Pine Valley Golf Club south 51 degrees 5 minutes 40 seconds west a distance of 672.47 feet to an iron pipe; thence (14) still along the Pine Valley Golf Club 55 degrees 58 minutes 50 seconds west a distance of 537.06 feet to a stone; thence (15) still along the Pine Valley Golf Club south 51 degrees 12 minutes 55 seconds west a distance of 1422.56 feet to a stone; thence (16) still along the Pine Valley Golf Club north 51 degrees 54 minutes 35

seconds west a distance of 3680.37 feet to a stone; thence (17) still along the Pine Valley Golf Club north 55 degrees 30 minutes 55 seconds east a distance of 1652.09 feet to a stone; thence (18) still along the Pine Valley Golf Club north 54 degrees 37 minutes 35 seconds west a distance of 1765.23 feet to a stone; thence (19) still along the Pine Valley Golf Club north 35 degrees 22 minutes 25 seconds east a distance of 1919.43 feet to a stone; thence (20) still along the Pine Valley Golf Club north 64 degrees 2 minutes 30 seconds west a distance of 1871.69 feet to a stone on the south corner of Lot 13, Block 9, Plan of Lakeview Park; thence (21) still along the Pine Valley Golf Club north 25 degrees 57 minutes 30 seconds east a distance of 401.06 feet more or less to a stone on the southerly line of Oak Avenue; thence (22) south 64 degrees 2 minutes 30 seconds east along the southerly line of Oak Avenue 200 feet to a stone; thence (23) still along Pine Valley Golf Club north 25 degrees 57 minutes 30 seconds east a distance of 973.92 feet to a stone in the southwesterly line of the right-of-way of the Atlantic City Railroad; thence (24) northwestwardly along the aforesaid right-of-way to where the same intersects the center line of Spring Avenue; thence (25) southwestwardly along the center line of Spring Avenue to where the same intersects the center line of Sitley Avenue; thence (26) westwardly along the center line of Sitley Avenue to where the same intersects the center line of Erial Road; thence (27) southwardly and southwestwardly along the center line of Erial Road to where the same intersects the center line of Eavenson Avenue; thence (28) northwestwardly along the center line of Easenson Avenue to where the same intersects the center line of Poplar Avenue; thence (29) northeastwardly along the center line of Poplar Avenue to where the same intersects the center line of Davis Avenue; thence (30) westwardly along the center line of Davis Avenue to where the same intersects the center line of Hillside Avenue; thence (31) northwardly along the Clementon Borough line to a point in the middle of the county road leading from Blackwood to Clementon; thence (32) westwardly along the center line of the aforesaid road to where the same intersects the center line of Little Mill Road being also a line of Gloucester Township; thence (33) southeastwardly along the cen-

ter line of Little Mill Road the several courses and distances thereof to the place of beginning.

Special election to choose borough officers.

3. Within fifteen days after the adoption and approval of this act the county clerk of the county of Camden shall call a special election, to be held within said territory, within forty days from the date upon which this act shall take effect, for the purpose of electing a mayor and six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M., on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register as hereinafter provided for: Petitions making nominations for any said offices shall be filed with the said county clerk within thirty days from the date upon which this act takes effect, and at least ten 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 said election district of the said township of Clementon, but no special form of ballot and no envelope need be used at said election.

Notice of election.

County clerk to provide ballots.

Nominations by petition.

Election, how conducted.

Registry.

4. The register of voters to be used at said election shall be prepared and made by the board of registry and election of the township of Clementon, which conducted the general election next preceding the holding of such election in said township in the election district of said township of Clementon, wherein that portion of the foregoing described territory of the township of Clementon is located and for that purpose the said board of registry and election shall meet

at such place within said designated territory and at such time as shall be designated by the township clerk, at least two weeks preceding said election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Clementon 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 the new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of said 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 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 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 Camden County, to be filed by said board, and one copy shall be retained for the use of said township board of election at such election.

Notice for registration.

Meeting of board.

Affidavit by registrant.

5. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at such 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, and shall be qualified as required by law.

Returns filed with county clerk.

Continuance of officials.

6. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 168.

An Act to amend an act entitled "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," approved April fifth, one thousand nine hundred and twenty-one, passed March twenty-first, one thousand nine hundred and twenty-five.

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

Section 3 amended.

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

Real estate commission created.

3. The New Jersey Real Estate Commission is hereby created. The Governor shall appoint five persons who shall have been residents of the State of New Jersey for a period of at least ten years, and whose vocation for a period of at least ten years prior to the date of their appointment shall have been that a real estate broker.

Terms.

One member shall be appointed for a term of one year, one member shall be appointed for a term of two years and one member shall be appointed for a term of three years, and thereafter the terms of the members of said commission shall be for three years, and until their successors are appointed and qualified.

Term of additional members.

The additional members to be appointed pursuant to the provisions of this act shall hold office for terms of three years, and

Vacancies.

until their successors are appointed and qualified. Members to fill vacancies shall be appointed by the Governor

Organization.

for the unexpired term. The first meeting of the members of said commission shall be held on the first Tuesday in September, one thousand nine hundred and twenty-one, and said commission shall organize by selecting from its members a president, and said commis-

sion may do all things necessary and convenient for carrying into effect the provisions of this act, and may from time to time promulgate necessary rules and regulations. Each member of the commission shall receive, as full compensation for his services, the sum of twenty-five dollars ($25) per day for each full day actually spent on the work of said commission, and his actual and necessary expenses incurred in the performance of duties pertaining to his office; and no commissioner shall receive any compensation, either directly or indirectly, for his services, except as herein provided. The Governor may remove any commissioner for cause. Compensation. Removal.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 169.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon'" (Revision of 1918), approved March twenty-third, one thousand nine hundred and twenty-six.

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

1. Section thirty-four of the act to which this is an amendment, is amended to read as follows: Section 34 amended.

34. The purchaser may record the certificate of sale in the office of the clerk or register of the county where the land lies as a mortgage of land. The register of the county, or the county clerk, if there is no register, shall index such certificate in his index of mortgages in the name of the delinquent owner, as set up in the certificate, and shall also index the same in a separate block index, Certificate of sale recorded as mortgage. Indexed in mortgage book. Block index.

to be kept in said office, under the block and lot number as shown in the certificate, if the property is described by lot and block.

2. This act to take effect immediately.

Approved April 23, 1929.

CHAPTER 170

An Act to amend an act entitled "An act for the prevention of cruelty to animals," approved March eleventh, one thousand eight hundred and eighty.

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

Section 13 amended.

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

Penalty for overdriving, overworking.

13. That any person or persons who shall overdrive, overload, drive when overloaded, overwork, torture, torment, deprive of necessary sustenance, or cruelly beat or otherwise abuse or needlessly mutilate, or kill, or who shall by their agents, servants, employees or otherwise, cause or procure to be overdriven, overloaded, driven when overloaded, overworked, tortured, tormented, deprived of necessary sustenance, or to be unnecessarily or

Cruelty.

cruelly beaten, or otherwise abused or needlessly mutilated and killed, any living animal or creature and any person having the charge or custody of any living animal or creature either as owner or otherwise who inflicts unnecessary cruelty upon the same, or unnecessarily fails

Food and shelter.

to provide the same with proper food, drink, shelter or protection from the weather and any person who shall keep or use, or in any way be connected with or interested in the management of, or who shall receive money or other consideration for the admission of any person to any place kept or used for the purpose of fighting or

baiting any bull, bear, dog, cock, bird or other living animal or creature and every person who shall be present and witness, encourage, aid, or assist therein or who shall permit or suffer any place owned or controlled by him to be so kept or used, and any person who shall carry or cause to be carried in or upon any vehicle or otherwise, any living animal or creature in a cruel or inhuman manner and any person who shall hereafter use any dog or dogs for the purpose of drawing or helping to draw any cart, carriage, truck, barrow or other vehicle for business purposes, and any person who shall impound or confine or cause to be impounded or confined in any pound or other place any living animal or creature and shall fail or neglect to supply to the same during such confinement a sufficient quantity of good and wholesome food and water, and any person who shall abandon to die in any public place any maimed, sick, infirm or disabled animal or creature shall forfeit and pay such sum not to exceed one hundred dollars ($100), together with costs, as the court shall determine, to be sued for and recovered in an action of debt with costs of suit, by any person or persons in the name of the New Jersey Society for the Prevention of Cruelty to Animals, in any criminal district court of the county where the defendant resides or in which the offense was committed, or, if no such court, before any justice of the peace, recorder or police magistrate of the municipality wherein the defendant resides or where the offense or offenses were committed, or before any district court in cases where the defendant resides in or where the offense or offenses were committed in any municipality in which there is located a district court; where the offense or offenses were committed in a municipality having no justice of the peace, recorder, police magistrate or district court, then such person or persons shall be tried either before a justice of the peace, recorder or police magistrate in the municipality wherein the defendant resides or before any justice of the peace, recorder or police magistrate within the county where the offense or offenses were committed. In cases where the defendant resides in or where the offense or offenses were committed in a municipality in which there is located a district court, the jurisdiction of

Baiting.

Working dogs.

Penalty.

Court to determine offense.

Trial before certain officers.

such district court shall not be exclusive but shall be concurrent with the jurisdiction of the recorders or police magistrates of such municipality.

Section 14 amended.

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

Proceedings in courts:

14. That any criminal district court, justice of the peace, recorder, police magistrate or district court, having jurisdiction in cases where any offense shall have been committed under the above section thirteen of this act, is hereby authorized and directed upon receiving sufficient proof by affidavit of the same and of any of the following particulars to proceed as follows:

By summons

I. By summons: When the defendant or defendants are resident within the jurisdiction of the court.

By warrant;

II. By warrant: When the defendant or defendants are temporarily within the jurisdiction of said justice, court or magistrate, but not residing therein; or when the said person or persons is or are likely to evade judgment by removal therefrom; or when the name or names and residence or residences of said person or persons is or are unknown.

By attachment;

III. By attachment: When said justice, court or magistrate is satisfied by affidavit that the owner or owners of any animal which has been or is being cruelly treated within the provisions of section thirteen of this act, is the party chargeable with such offense under said section, and that said owner or owners reside out of the local jurisdiction of such justice, court or magistrate, the said justice, court or magistrate shall order and enforce the same by summary attachment against the animal so cruelly treated, and the vehicle, truck, cart, barrow or wagon to which said animal is or may be fastened, yoked, hitched or harnessed at the time of said offense, together with the appurtenances.

By summary arrest.

IV. By summary arrest: In all cases where any person or persons are arrested without warrant for violating any of the provisions of this act in the presence of the officer making the arrest, as hereinafter provided, the procedure shall be the same as that provided in section eleven of this act in cases of violation of that section of this act. In all cases where such defendant is a non-

In case of non-resident.

resident of the county in which the alleged offense was committed, or where such defendant desires an adjournment or continuance of the hearing, the justice, court or magistrate before whom such complaint shall have been made, may, in his discretion, require such defendant to furnish security in an amount not exceeding two hundred and fifty dollars ($250) for his appearance at the hearing. Security given.

PLEADINGS

Form of summons. The following shall be the form of the summons issued in all cases under this act and the warrant, when the party is arrested by warrant in a proceeding either for the penalty prescribed in section eleven or for the penalty prescribed in section thirteen shall conform to the same as far as practicable, viz: Summons.

State of New Jersey }
County of } ss.

To any constable, police officer, of said county, or agent of the New Jersey Society for the Prevention of Cruelty to Animals: Officer addressed.

[SEAL] Summon to appear before in the in the State of New Jersey, in the county aforesaid, on the day of A. D., one thousand nine hundred and , at o'clock in the noon, to answer the New Jersey Society for the Prevention of Cruelty to Animals, Prosecutor, in a plea of debt, for the penalty of one hundred dollars, by virtue of an act, entitled "An act for the prevention of cruelty to animals," approved one thousand eight hundred and eighty, and the amendments and supplements thereto; hereof fail not. Form of summons.

Given under my hand and seal, this day of A. D. 19 .

When suit is instituted by warrant; form of order. When the suit shall be instituted by warrant, the justice, court or magistrate shall cause the following order to be indorsed on the affidavit filed in said cause, and shall affix his name to the same, viz: Suit by warrant.

Order to issue warrant.

Having read the within affidavit, and being satisfied as to the sufficiency of the same, I do hereby order and adjudge that a warrant (or warrants, as the case may be), do issue against the defendant (or defendants, as the case may be), therein named.

Suit by attachment.

When suit is instituted by attachment; form of order. When the suit shall be instituted by attachment, as provided for in this act, the justice, court or magistrate shall cause the following order to be indorsed on the affidavit filed in said cause, and shall affix his name to the same, viz:

Order to issue attachment.

Having read the within affidavit, and being satisfied as to the sufficiency of the same, I do hereby order and adjudge that a writ of attachment do issue and be enforced against said animal (or animals as the case may be), so cruelly treated as aforesaid, and the vehicle, truck, cart, barrow or wagon to which said animal (or animals, as the case may be), were fastened, yoked, hitched or harnessed at the time of said offense, together with the appurtenances.

Vehicle attached.

Proceedings as in other cases of attachment.

Proceedings on attachment to be as in other cases. Proceedings on said attachment before said justice, court or magistrate shall be the same as far as practicable as in other cases of attachment, provided for by law, before a justice of the peace.

Affidavit a sufficient demand.

Affidavit a sufficient demand. In all prosecutions instituted and begun under the provisions of section thirteen of this act, an affidavit of the violation thereof shall be sufficient demand or pleading, which said affidavit shall be filed with said justice, court or magistrate, before issuing the process.

JUDGMENT AND EXECUTION.

Proceedings before certain courts.

Proceedings before any criminal district court, justice of the peace, district court, or magistrate; judgment, execution, et cetera. The proceedings mentioned in the thirteenth section of this act may be instituted before any criminal district court, justice of the peace, recorder, police magistrate or district court having jurisdiction as provided in the thirteenth section of this act and the amount of the forfeiture or penalty so to be recovered as in said section provided for, shall be determined and

Determination and judgment.

judgment rendered for the same, together with costs, in like manner as in actions for the recovery of money or damages in the court for the trial of small causes; and execution may thereupon issue against the body or goods of the defendant; and all proceedings in said section mentioned shall, except as otherwise specially provided, conform to the course and practice of the court or jurisdiction before which the same shall be instituted. Execution.

APPEAL

Appeals to be allowed as in other cases. An appeal to the Court of Common Pleas of any county in this State shall be allowed from the decision of any justice of the peace, recorder, police magistrate or district court, before whom such proceedings are instituted in the same way and upon the same terms as appeals are allowed by law from the judgments of courts for the trial of small causes. Appeals allowable.

AMENDMENTS

Defects and errors amendable. In order to prevent the failure of justice by reason of mistakes and objections of form, it shall be lawful for any criminal district court, justice, recorder, magistrate, district court or the Court of Common Pleas, on an appeal taken thereto, at all times, to amend all defects and errors in any suit or proceeding whether there is anything in writing to amend by or not, and whether the defect or error be that of the party applying to amend by or not, and also such amendments may be made with or without costs, and upon such terms as to the justice, recorder, magistrate or court may seem fit; and all such amendments as may be necessary for the purpose of determining in the existing suit or proceeding the real question in controversy shall be so made, and no suit shall be dismissed and no judgment or conviction shall be reversed or a new trial granted for error as to matter of pleading or procedure unless after examination of the whole case it shall appear that the error injuriously affected the substantial rights of a party. Amending defects and errors in proceedings. Validity of amendments.

3. Section fifteen of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 15 amended.

Agents and officers authorized to make arrests.

15. That any agent, member or officer of the New Jersey Society for the Prevention of Cruelty to Animals, or any sheriff, under-sheriff, constable or police officer may make arrests and bring before any justice, court or magistrate as aforesaid, offenders found violating the provisions of this act; and all fines, penalties and moneys imposed and collected for any offense being in violation of this act or under the provisions of this act, shall be paid by the justice, court or magistrate or by the clerk or court officer of the court receiving the same within thirty days and without demand, to the district Society for the Prevention of Cruelty to Animals of the county where the same were imposed and collected, if one is in existence in that county, and if not, then to the New Jersey Society for the Prevention of Cruelty to Animals, to be used by said society in aid of the benevolent objects for which it was incorporated; and any member, officer or agent of the New Jersey Society for the Prevention of Cruelty to Animals may exercise and perform the like powers and duties as an agent of said society, who has been specially deputized by the sheriff of any county in this State.

Fines—how disposed of.

Powers and duties of officers and members.

Sundry repealers.

4. The following acts and parts of acts are hereby repealed: Section two and section three of an act entitled "An act for the prevention of cruelty to animals," approved April tenth, one thousand nine hundred and eight, and acts entitled "An act to amend an act entitled 'An act for the prevention of cruelty to animals,' approved April tenth, one thousand nine hundred and eight," which amendatory act was approved May first, one thousand nine hundred and eleven; an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act for the prevention of cruelty to animals," approved April tenth, one thousand nine hundred and eight,' which said amendatory act was approved May first, one thousand nine hundred and eleven," which last mentioned amendatory act was approved April eighth, one thousand nine hundred and fifteen; an act entitled "An act for the prevention of cruelty to animals," approved March twenty-sixth, one thousand nine hundred and twenty-six; an act entitled "An act to amend an act entitled 'An act for the prevention of

cruelty to animals,' approved March twenty-sixth, one thousand nine hundred and twenty-six," which said amendatory act was approved March twenty-eighth, one thousand nine hundred and twenty-seven.

5. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 171.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities," approved April eighth, one thousand nine hundred and three.

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

Powers relative to financial matters.

1. Any city now or hereafter governed by the provisions of the act to which this act is a supplement, in addition to the powers by said act conferred, shall have the power to manage, regulate and control its finances and property, real and personal; to borrow money, and negotiate temporary loans in anticipation of taxes and other revenues, and to authorize, provide and pay for public improvements, including the acquiring, laying out, widening, straightening, improving, constructing, reconstructing and maintaining streets and highways, and to issue bonds, notes or other evidences of debt in payment thereof, which said bonds, notes and other evidences of debt may be refunded or repaid in whole or in part from benefit assessments, levied on property in such city, benefitted thereby, which said bonds, notes or other evidences of debt, so issued, for the purposes of this act, shall not be included as part of the debt statement, or computed in the net debt of the municipality, or in any wise be subject to the provisions of an act entitled "An act to authorize and regulate the issuance of bonds and other obliga-

Certain securities not included in debt statement.

tions and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and the acts amendatory thereof and supplemental thereto.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 172.

A Supplement to an act entitled "An act to establish public parks in certain counties in this State and to regulate same," approved April first, one thousand nine hundred and twenty-six.

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

Additional member in county park commission.

1. There shall be appointed by the board of chosen freeholders of the county to the county park commission created pursuant to the provisions of the act to which this act is a supplement two additional members of such commission who shall hold their said offices for terms of five years each and who, in conjunction with the members of the commission heretofore appointed, shall exercise all the powers and perform the duties conferred by the provisions of the act to which this act is a supplement. Vacancies occurring in the said additional commissionerships by death, resignation or otherwise shall be filled by the board of chosen freeholders of the county for the unexpired term only.

Term.

Powers.

Vacancies.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 173.

An Act concerning trust funds created by public subscription for the support and maintenance of widows and children of deceased members of the police and fire departments of municipalities of this State.

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

Filling vacancies in trust fund.

1. Whenever any trust fund has been created, or shall hereafter be created, by public subscription for the benefit of the widow and children of any deceased member of the police or fire department of any municipality of this State, and no provision has been made for the appointment of successors of the persons designated to administer such fund, any vacancy in the office of trustee of such fund, whether the result of death or resignation, shall be filled by the board, body or person having charge of the department in which such deceased member served at the time of his death. Wherever a police and fire pension commission exists in such municipality, such commission may be appointed to execute such trust, in the event of vacancies in the office of all such trustees.

Established commission may act.

Resignations of trustees of fund.

2. All resignations of trustees designated to execute any such trust shall be presented to the board, body or person having charge of the department in which such deceased member served at the time of his death.

3. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 174.

An Act to amend an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission or any municipality governed by a board of commissioners," approved March twenty-second, one thousand nine hundred and sixteen, and constituting Chapter two hundred and fifty-two of the Pamphlet Laws of one thousand nine hundred and sixteen.

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

Section twelve amended.

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

Financial condition prepared.

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

Annual debt statment.

Further information may be required.

under oath and shall be a public record open to public inspection. The annual debt statement shall set forth: What debt statement to show:

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

Such gross indebtedness shall be itemized as follows: Itemized;

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

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

B. The deductions. Deductions;

Such deductions shall be itemized as follows: Indebtedness—

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

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

Incurred for various purposes;

(c) Indebtedness to an amount not exceeding three per centum (3%) of the average of the assessed valuation as stated in subdivision D hereof, incurred or authorized for any of the following purposes but not for the support or maintenance thereof, separately stated insofar as separately issued for such purposes, namely, for docks, electric light or power, gas, markets and any other purpose from the carrying out of which the municipality derives revenue from rentals or services rendered, the payment of the principal and interest of which indebtedness was adequately provided for from such revenue after deducting operating expenses during the previous fiscal year.

Water supply;

(d) Indebtedness incurred or authorized for the supply of water.

School purposes;

(e) The net indebtedness incurred or authorized for school purposes to an amount not exceeding six per centum (6%) of the average assessed valuation as stated in subdivision D hereof.

Cash and sinking fund;

(f) Funds in hand and sinking funds or such parts thereof as are held for the payment of any part of the gross indebtedness, other than that which is included in these deductions or which is otherwise deducted. Under this item shall be included the proceeds on hand of any bonds or notes held to pay any part of the gross indebtedness, and the estimated proceeds of bonds or notes which have been authorized if such estimated proceeds will be held for that purpose.

Current taxes;

(g) Amount, if any, included in the current taxes levied for the payment of any part of the gross indebtedness other than that which is included in these deductions.

Arrears of taxes;

(h) Amount of unpaid taxes not more than three years in arrears.

Improvements along ocean;

(i) Indebtedness incurred or authorized for the construction or reconstruction of dikes, bulkheads, jetties or other devices, erected along the ocean or inlet fronts, and intended to prevent the encroachment of the sea, including the improvements to restore property damaged by the sea, or for the construction of boardwalks, pavilions, piers, bathing houses, or other devices along the ocean front, and the acquisition of lands in connec-

tion therewith, also indebtedness incurred or authorized for the acquisition of lands or interest in lands along the ocean front or for the improvement thereof or for the construction of buildings thereon, and also indebtedness to an amount not in excess of three per centum (3%) of the average of the assessed valuations as stated in subsection D hereof incurred or authorized for the construction or reconstruction of harbors, basins, docks and piers (but not for the support or maintenance thereof) along the bay front or water front, and the acquisition of title to land in connection therewith, whenever such operation shall be undertaken for the purpose of building and constructing a municipal harbor with docks and piers from which the municipality will derive revenue from the rental thereof.

Amount owing on account of improvement;

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

Net debt;

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

Average preceding valuation.

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

Percentage of debt to valuation.

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

Supplemental debt statement.

(2) Prior to the passage of any ordinance or resolution authorizing notes or bonds under this act, the chief financial officer shall make and file a supplemental debt statement unless such notes or bonds are exclusively for the following purposes, namely, for funding (including the funding of interest accruing during the construction period) or for refunding; or for the supply of water; or for the construction or reconstruction of dikes, bulkheads, jetties or other devices erected along the ocean or inlet front and intended to prevent the encroachment of the sea, including improvements to restore property damaged by the sea, for the construction

of boardwalks, pavilions, piers, bathing houses or other devices along the ocean front, and the acquisition of lands in connection therewith, also indebtedness incurred or authorized for the acquisition of lands or interest in lands along the ocean front, or for the improvement thereof or for construction of buildings thereon. Such supplemental debt statement shall be computed as provided for the annual debt statement, and shall set forth:

What supplemental statement to show:

Net municipal debt;

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

Bonds and notes itemized:

B. The amounts and purposes separately itemized of the bonds or notes about to be authorized, together with the deduction which may be made on account of each such item.

Net debt after incurred expense;

C. The net debt of the municipality after the indebtedness to be authorized has been incurred.

Preceding valuations of real estate;

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

Percentage of debt to valuation;

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

Supplemental debt statement;

(3) In the case of a municipality other than a county, if it appears that the percentage of the net debt as stated by subdivision E of any supplemental debt statement exceeds seven per centum (7%), the supplemental debt statement shall include the following subdivisions, namely:

Total bonds and notes;

F. The total amount of all bonds and notes required to be stated as part of gross indebtedness issued and authorized since December thirty-first, one thousand nine hundred and sixteen (whether paid or outstanding, except bonds and notes issued in anticipation of the receipt of tax revenues, and except bonds or notes issued to refund or fund indebtedness contracted before December thirty-first, one thousand nine hundred and sixteen), and the bonds or notes to be authorized.

Total deductions;

G. The total deductions (as provided to be made in the financial statement which may be made on account of the bonds and notes, stated in subdivision F.

H. The difference between the amounts stated in subdivision F and G (hereinafter called the net increased debt). Net increased debt;

I. The average valuation of taxable real property (including improvements) of the municipality for the years one thousand nine hundred and fourteen, one thousand nine hundred and fifteen and one thousand nine hundred and sixteen. Average valuation;

J. The percentage that the net increased debt stated in subdivision H bears to the average assessed valuation, stated in subdivision I. Percentage of increase.

(4) No ordinance or resolution, prior to the passage of which a supplemental debt statement must be filed, shall be passed if it appears from such supplemental debt statement that the percentage of the net debt of a municipality other than a county, as stated in subdivision E, exceeds seven per centum (7%), or in the case of a county if the percentage of the net debt, as stated by subdivision E, exceeds four per centum (4%); *provided,* that in the case of a municipality other than a county, notwithstanding the net debt as stated in subdivision E of any supplemental debt statement exceeds seven per centum (7%), such ordinance or resolution may, nevertheless, be passed if the percentage of the net increased debt as stated in subdivision J of any supplemental debt statement does not exceed two per centum (2%). As to ordinance. Proviso.

2. This act shall not be construed to repeal or in anywise affect the provisions of Chapter one hundred and seventy-eight of the Laws of one thousand nine hundred and twenty-three and of Chapter two hundred and forty-one of the Laws of one thousand nine hundred and twenty-five. Certain acts not affected

3. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 175.

AN ACT to incorporate the borough of Hi-Nella, 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, in the county of Camden, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law, by name of "Borough of Hi-Nella," and as such shall be governed by the general laws of New Jersey relating to the boroughs.

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

Boundaries of borough of Hi-Nella.

Beginning at a point in the middle of Warrick Road, sixty-one links north of the middle of the Warrick House, and corner to lands formerly of Jenkins; thence (1) by Jenkins, north sixty-six degrees and forty-five minutes, east, fifteen chains and fourteen links to a stone on the east side of the meadow; thence (2) still by Jenkins, north twenty-three degrees thirty minutes west, twenty-six chains and forty-eight links, more or less to the middle line of Somerdale Road; thence (3) along the said middle line of Somerdale Road and Ogg Avenue, north eighty-seven degrees east, twenty-three chains and twenty links to a corner in the middle line of said Ogg Avenue, corner to land now or late Edward Ogg, if said Ogg line were continued northwardly across said road; thence (4) by said Ogg, et als., south four degrees and forty-five minutes east, forty chains and thirty links to an old Pine Stump corner to the Rural Land Improvement Company; thence (5) by their lands, and along the boundary line of the borough of Stratford, south nine degrees west, twelve chains and twenty links to a corner in their line and corner to Edward Hunt, in the middle of the aforesaid Warrick Road; thence (6) by Hunt and along the middle of said road, and still along said borough line, north eighty-two degrees

west, seventeen chains and sixteen links to a corner in Hunt's line and in the middle of said road; thence (7) still along the middle of said road, and still along said borough line, north thirty-seven degrees west, six chains and twenty-four links to a corner in the middle of said road; thence (8) still along said boundary line of the borough of Stratford, south forty-three degrees west, nine chains; thence (9) still along said line of said borough of Stratford, south thirty-seven degrees east, two chains to a corner to Hunt; thence (10) along Hunt's line, and along said boundary line of the borough of Stratford, the several courses and distances thereof, to a corner to Hunt and Schubert; thence (11) by Schubert, north two degrees and forty-five minutes west, twelve chains to a corner in Schubert's line, corner to formerly Jenkins; thence (12) by Jenkins, north sixty-six degrees and forty-five minutes east, twenty-one chains and two links to a corner in the middle of Warrick Road; thence (13) along the middle of said road, north twenty-eight degrees and fifteen minutes west, four chains and fourteen links to the place of beginning.

Containing one hundred and forty acres, more or less.

Exception.

Excepting thereout and therefrom premises as conveyed by Sarah H. Kaighn, single, et als., to the Board of Education of the township of Clementon, in the county of Camden, by deed dated October twenty-second, one thousand nine hundred and twenty, recorded in the office of the Register of Deeds of Camden of Camden County, in Book Number four hundred and seventy-seven of Deeds, at Page four hundred and sixty-seven, et cetera, and described as follows:

Boundaries of excepted portion.

Beginning at an iron bolt for a corner at the southwest corner of Evesham and Chews Landing and Fairview Avenue, as laid out and dedicated for the purpose of a public street on lands of parties of the first part in said deed; thence south at right angles to said Chews Landing Road and along the west side line of said Fairview Avenue, two hundred feet to an iron bolt for a corner; thence west, parallel with said Chews Landing Road, two hundred feet to an iron bolt for a corner; thence north at right angles to said Chews Landing Road, two hundred feet to an iron bolt for a corner

in the south line of said Chews Landing Road; thence east along the south line of said Chews Landing Road, two hundred feet to the place of beginning.

Additional exceptions.

Also excepting thereout and therefrom Lots Numbers twenty-five, twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one and thirty-two, in Block one, Map of Section A, Hi-Nella Estates, on file in the office of the Register of Deeds of Camden County.

Also excepting thereout and therefrom that portion of Somerdale Avenue immediately in front of the public school now the premises of the Board of Education of the township of Clementon.

Special election to choose borough officials.

3. Within fifteen days after the adoption and approval of this act, the county clerk of the county of Camden, shall call a special election, to be held within said territory within forty days from the date upon which this act shall take effect, for the purpose of electing a mayor and 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

Notice of election.

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

County clerk to provide ballots.

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

Nomination by petition.

have been nominated by petition of at least five voters residing within said territory and appearing on the said

Filing petitions.

election register as hereinafter provided for. Petitioner making nominations for any said offices shall be filed with the said county clerk within thirty days from the date upon which this act takes effect, and at least ten

Election; how conducted.

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 said election district of said township of Clementon, but no special

form of ballot and no envelope need be used at said election.

Registry.

4. The register of voters to be used at said election shall be prepared and made up by the Board of Registry and Election of the township of Clementon which conducted the general election next preceding the holding of such election in said township in the election district of said township of Clementon, wherein that portion of the foregoing described territory of the township of Clementon is located and for that purpose the said Board of Registry and Election shall meet at such place within said designated territory and at such time as shall be designated by the township clerk, at least two weeks preceding said election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Clementon 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 the new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock in the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of said 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 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 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 Camden County, to be filed by said board, and one copy shall be retained for the use of said township Board of Election at such election.

Notice of meeting.

New register.

Affidavit by registrant.

Returns filed with county clerk.

5. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at

Continuance of officers.

such 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, and shall be qualified as required by law.

6. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 176.

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" (Revision of 1928), approved July fourteenth, nineteen hundred and twenty-eight.

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

Section twelve amended.

1. Article one, section twelve, of the act of which this act is an amendment be and the same is hereby amended so as to read as follows:

Police regulations over streets and roads.

12. Local Authorities. Every county, municipal and other local board or body having authority to adopt local police regulations under the constitution and laws of this State, including every county board of chosen freeholders with relation to county roads.

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

Approved April 23, 1929.

CHAPTER 177.

A SUPPLEMENT to an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon" (Revision of 1918), approved March fourth, nineteen hundred and eighteen.

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

1. Whenever heretofore or hereafter a bill to foreclose the right of redemption, as provided in the act to which this act is a supplement, shall have been or shall be filed, and the complainant has described or does describe the lands, in said bill, in a manner other than that contained in the certificate of tax sale, any decree entered barring the defendant's right to redeem shall bar their interest in and to all the lands described in the decree, and such property only. Description in certificate of tax sale considered the legal one.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 178.

A SUPPLEMENT to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

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

Illegal dredging for oysters.

1. It shall be unlawful for any person or persons to dredge upon or throw, cast or drag an oyster dredge or any other instrument or appliance used for catching clams or oysters, or to assist in so doing, upon any of the lands lying under the tidal waters of this State before sunrise or after sunset, or at any time on the first day of the week commonly called Sunday.

Penalty.

2. Any person violating the provisions of this act shall be guilty of a misdemeanor.

Repealer.

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

4. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 179.

AN ACT to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was approved February twenty-seventh, one thousand nine hundred and twenty-eight.

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

1. Amend section six of the act to which this act is an amendment so that it shall read as follows: Section six amended.

6. Bonds shall be sold at not less than par and unless the authorized amount thereof is ten thousand dollars ($10,000), or less, and unless such bonds shall first be offered to the trustees of the school fund and accepted by them, or unless such bonds shall first be offered to the board of trustees of the teachers' pension and annuity fund, and accepted by them, they shall be sold upon sealed proposals or at public auction after notice of such sale published at least twice, the first publication at least ten days prior to sale, in a newspaper of the municipality, or if no newspaper is published therein then in a newspaper published in the county and circulating in such municipality, and also at least once in a financial paper selected by the governing body. Such notice shall state the terms of sale of such bonds, and shall require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank or trust company, to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. If no bids are received for any bonds advertised to be sold at public sale herein, they may, within thirty days thereafter, be sold at private sale, but such sales shall Sale of bonds. Terms of sale.

be made or confirmed by resolution of the governing body adopted by a two-thirds vote of all the members thereof. The governing body may, by a two-thirds vote of all the members thereof, sell to the sinking fund of such municipality any issue of such bonds or any part thereof at a private sale at not less than par. No more bonds of any issue shall in any event be sold than will produce a sum equal to the authorized amount thereof, and an additional sum of less than the smallest denomination of the bonds offered.

Private sale.

Limitation.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 180.

AN ACT to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen,' which supplement was approved April eleventh, one thousand nine hundred and nineteen," and which amendment was approved March twenty-ninth, one thousand nine hundred and twenty-six.

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

Section one amended.

1. Section one of the act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and

seventeen,' which supplement was approved April eleventh, one thousand nine hundred and nineteen," and which amendment was approved March twenty-ninth, one thousand nine hundred and twenty-six, is hereby amended so that said section shall read as follows:

Description of dredge permitted to be used.

1. It shall be unlawful to use any dredge for the purpose of catching or taking oysters or clams from any of the natural beds or grounds above the southwest line in Delaware Bay or Delaware River, the tooth bar of which dredge measures more than fifty-four inches across from center of bolt hole to center of bolt hole where the frame thereof is fastened to the tooth bar, or any dredge which measures more than five feet two inches in width from the extreme outside to outside of frame, or any dredge which measures more than twenty-one inches from center of tooth bar to center of cross bar, or any dredge the bag of which contains more than seventeen rows of two-inch rings, or any dredge the rings of which are less than two inches in diameter, inside measurement, or any dredge the bag of which measures more than five feet around the bag from center of tooth bar to center of cross bar, or any dredge which weighs more than one hundred ninety pounds, and any person violating this section shall be guilty of a misdemeanor.

Act effective.

2. This act shall take effect on the first day of January, nineteen hundred and thirty.

Approved April 23, 1929.

CHAPTER 181.

A SUPPLEMENT to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

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

Season for oysters in Cohansey Creek and above.

1. Hereafter it shall be unlawful to catch or take oysters by any method or process from the lands under the tidal waters of Cohansey Creek or from any of the creeks emptying into Delaware Bay or Delaware River above Cohansey Creek except during the months of May and June of each year.

Dredging in Cohansey Creek.

2. During the months of May and June oysters may be taken from Cohansey Creek by means of dredges.

Dredging above Cohansey Creek.

3. During the months of May and June dredges shall not be used for the purpose of catching or taking oysters in any of the creeks emptying into Delaware Bay or Delaware River above Cohansey Creek.

Penalty.

4. Any person violating the provisions of this act shall be guilty of a misdemeanor.

5. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 182.

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:*

Cafeterias in schools.

1. Whenever any board of education of any school district in this State shall deem it to be to the best interests of the school children of that district; it may install equipment and supplies and operate cafeterias or other agencies for dispensing food to public school pupils without profit to the district, and it may provide such other equipment, supplies and services as in its judgment will aid in the preservation and promotion of the health of the pupils.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 183.

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-nine, and regulating the disbursement thereof," approved April third, one thousand nine hundred and twenty-eight.

Preamble.

WHEREAS, In the case of the Weimer Storage Company and other complainants, and William L. Dill, Commissioner of Motor Vehicles, defendant, the Court of Chancery of New Jersey did decide Chapter one

hundred and eighty-four of the Laws of New Jersey for the year one thousand nine hundred and twenty-seven, entitled "An act to provide for the laying of an excise on the use of highways of the State by motor vehicles operated for the purpose of carrying passengers or property for hire in interstate commerce," approved March twenty-eight, one thousand nine hundred and twenty-seven, to be unconstitutional; and

Preamble.

WHEREAS, There has been collected pursuant to the provisions of said act the sum of three hundred and two thousand two hundred and fifty-seven dollars and fifty-one cents ($302,257.51); therefore,

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

Appropriation for refunding certain excise tax.

1. There is hereby appropriated for the repayment of the tax, so assessed, and collected, the sum of three hundred and two thousand two hundred and fifty-seven dollars and fifty-one cents ($302,257.51).

Refunding payments.

2. Payment from said sum shall be made to the persons and corporations entitled to such repayment; *provided,*

Proviso.

the application for such repayment shall be made within two years from the date of the payment of such tax. All such claims for repayment shall be presented to the Comptroller of the Treasury, and payment of such claims shall be made only when proven in manner, form and substance to the satisfaction of the Comptroller of the Treasury.

Presenting claims.

3. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 184.

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, and an act to amend certain sections of said act approved March twenty-first, one thousand nine hundred and twenty-five, and an act to amend certain sections of said act approved March twenty-nine, one thousand nine hundred and twenty-six, and an act to amend certain sections of said act approved April first, one thousand nine hundred and twenty-seven, and an act to amend certain sections of said act approved March twenty-six, one thousand nine hundred and twenty-eight.

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

ARTICLE IV.

1. Paragraph one hundred and eighty-two of the act to which this act is an amendment be and the same hereby is amended to read as follows: Section 182 amended.

182. Before the alteration or construction of a tenement house, or the alteration or conversion of a building for use as a tenement house, is commenced, and before the construction or alteration of any building or Specifications of construction or alteration furnished board for approval.

structure on the same lot with a tenement house, the owner, or his agent or architect, shall submit to the State Board of Tenement House Supervision a detailed statement in writing, verified by the affidavit of the person making the same, of the specifications of such tenement house or building, upon a blank or form to be furnished by the said board, and also a full and complete copy of the plans of such work; such statement shall give in full the name and residence by street and number of the owner or owners of such tenement house or building; if such construction, alteration or conversion is proposed to be made by any other person than the owner of the land in fee, such statement shall contain the full name and residence by street and number, not only of the owner of the land, but of every person interested in such tenement house, either as owner, lessee, mortgagee, or in any representative capacity; said affidavit shall allege that said specifications and plans are true and contain a correct description of such tenement house, building lot and proposed work; the statements and affidavits herein provided for may be made by the owner, or the person who proposed to make the construction, alteration or conversion, or by his agent or architect; no person, however, shall be recognized as the agent of the owner unless he shall file with the said board a written instrument, signed by such owner, designating him as such agent; any false swearing, in a material point, in any such affidavit, shall be deemed perjury; such specifications, plans and statements shall be filed with the said board and shall be deemed public records, and no such specifications, plans or statements shall be removed from the custody of said board; the said board shall cause all such plans and specifications to be examined; if such plans and specifications conform to the provisions of this act, they shall be approved by the said board, and a written certificate to that effect shall be issued to the person submitting the same; and if the said board shall not approve such plans and specifications, the said board shall, at the request of the person submitting the same, give him or them the reasons for such refusal, in writing; the board may, from time to time, approve changes in any plans and specifications

What statement to show.

Affidavit as to correctness.

Agency.

Plans a public record.

Permit.

Changes.

previously approved by it; *provided,* the plans and specifications, when so changed, shall be in conformity with the provision of this act, and may require, when it shall deem it to be necessary, a new set of plans to be filed; the construction, alteration or conversion of such tenement house, building or structure, or any part thereof, shall not be commenced until the filing of such specifications, plans and statements and the approval thereof as above provided; the construction, alteration or conversion of such house, building or structure shall be in accordance with such approved specifications and plans; any permit or approval which may be issued by the said board, but under which no work has been done, above the foundation walls, within one year from the time of the issuance of such permit or approval, shall expire by limitation; said board shall have power to revoke or cancel any permit or approval in case of any failure or neglect to comply with any of the provisions of this act, or in case any false statement or representation is made in any specifications, plans or statements submitted or filed for such permit or approval. Upon the approval of any plan for the construction of a new tenement house or for any alteration to an existing tenement house, or for the conversion of a nontenement house into a tenement house, the owner of any such house or his architect or other lawful agent shall pay to the Board of Tenement House Supervision a fee which shall be as follows for each new building where the cost is:

Proviso.

As to revocation of permit.

Fees.

Table of fees for new buildings.

Up to $10,000.00	Fee	$5.00
From 10,001.00 to $25,000.00	Fee	10.00
From 25,001.00 to 50,000.00	Fee	15.00
From 50,001.00 to 75,000.00	Fee	20.00
From 75,001.00 to 100,000.00	Fee	25.00
From 100,001.00 to 150,000.00	Fee	35.00
From 150,000.00 to 200,000.00	Fee	45.00
From 200,001.00 to 300,000.00	Fee	55.00
From 300,001.00 to 500,000.00	Fee	75.00
From 500,001.00 to 1,000,000.00	Fee	100.00
From 1,000,001.00 to 2,000,000.00	Fee	200.00
Over 2,000,000.00	Fee	300.00

add a fee which shall be as follows for each alteration:

Table of fees for alterations.

Under $500.00 .....No fee
From 500.00 to $3,000.00.....Fee $2.00
From 3,001.00 to $7,500.00 .....Fee 4.00

Over 7,500.00 the fee shall be as provided for new buildings.

Fee for special inspection.

For each special inspection made where a report is furnished for the purpose of transferring title, securing mortgage loans, et cetera, a fee of three dollars ($3.00) shall be charged. Where this board has served an order directing the removal of violations against any tenement house and plans for such removal are submitted no fee shall be charged.

Disposition of fees.

All fees collected by the Board of Tenement House Supervision in accordance with the provisions of this act shall be paid by the board to the Treasurer of the State of New Jersey, who shall issue a proper receipt therefor.

Act effective.

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

Approved April 23, 1929.

CHAPTER 185.

An Act to further amend and to further supplement an act entitled "An act relating to, regulating and providing for the government of municipalities, except counties, by a municipal council and a municipal manager," approved March nineteenth, one thousand nine hundred and twenty-three.

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

Section 604 amended.

1. Section six hundred and four of Article VI, as heretofore amended, of the act to which this act is

amendatory be and is hereby further amended to read as follows:

Election of members of first council and terms.

604. The members of the first municipal council shall be elected at such municipal election held on the fourth Tuesday after the adoption of this act and shall serve as members of the council from twelve o'clock noon of the fourth Tuesday following such election until twelve o'clock noon of the fourth Tuesday in May in the fourth year thereafter, save in those cases in which the terms of some of the members of the council shall expire at twelve o'clock noon on the fourth Tuesday of May in each year in accordance with Article XIII of this act as hereby further amended, and until their successors shall have been elected and duly qualified, unless their places shall have become vacant as hereinafter described.

Section 1001 amended.

2. Section one thousand and one of Article X of the act to which this act is amendatory be and hereby is amended to read as follows:

When first election held.

1001. The first municipal election for the choice of councilmen shall be held on the fourth Tuesday after the adoption of this act and thereafter an election shall be held on the second Tuesday in May the fourth succeeding year and in each fourth year thereafter.

Section 1004 repealed.

3. Section one thousand and four of Article X of said act to which this act is amendatory be and hereby is eliminated.

Section 1005-(a) amended.

4. Section one thousand and five (a) of Article X of said act to which this act is amendatory be and hereby is amended to read as follows:

When names of candidates filed.

1005. (a) At least fifteen days prior to such election, the names of candidates for councilmen shall be filed with the municipal clerk in the manner and form and under the conditions hereinafter set forth, and the petition of nominations shall consist of individual certificates, equal in number to at least one-half of one per centum of the number of persons who voted at the last preceding general election held for electing members of the general assembly and said petition shall read substantially as follows:

Form of petition.

I, the undersigned, a qualified elector of the municipality of ....., residing at..... certify that I do hereby join in a petition for the nomi-

nation of....., whose residence is at....., for the office of councilman, to be voted for at the election to be held in such municipality on the....., 19...., and I further certify that I know this candidate to be a qualified elector of said municipality and a man of good moral character, and qualified in my judgment, to perform the duties of such office, and I further certify that I have not signed more petitions or certificates of nominations than there are places to be filled for the above office.

(Signed).....

Section 1006 amended.

5. Section one thousand and six of Article X of said act to which this act is amendatory be and hereby is amended to read as follows:

Publication of names to appear on ballot.

1006. Immediately upon the expiration of the time of filing certificates, statements and petitions for candidates, the said municipal clerk shall inspect said petition and ascertain their authenticity, and at least ten days before said election he shall cause to be published for three successive days in one of the daily newspapers circulating in such municipality, in proper form, the names of the persons to appear upon the ballots of the election in the order in which they were filed with him, and if there be no daily newspaper, then in one issue of any other newspaper that may be published or circulating in said municipality.

Section 1007 amended.

6. Section one thousand and seven of Article X of said act to which this act is amendatory be and hereby is amended to read as follows:

Ballots, how printed.

1007. The municipal clerk shall thereupon cause the ballots to be printed and authenticated, with a facsimile of his signature. No bracketing of names, party or policy designation shall appear on the ballot. Upon the said ballot shall appear the names of the candidates for members of the council with a square to the left of each name and below the names of such candidates shall appear the words, "Vote for three (five or seven as the case may be)." The ballot shall be printed upon plain, substantial white paper, and shall be substantially in the following form:

Form of ballot.

"Municipal election of (here insert corporate name of municipality), county of (here insert name of county),

held (here insert date of the election). To vote for any person make cross (×) or a plus (+) mark in the square preceding the name voted for. Vote only for as many persons as there are officers to be elected. If you wrongly mark the ballot, tear or deface same and return it to election officer and obtain a new ballot.

Section 1008 amended.

7. Section one thousand and eight of Article X of said act to which this act is amendatory be and hereby is amended to read as follows:

General election laws to govern.

1008. The said election shall be conducted by the respective district boards of registry and election which conducted the last preceding general election and vacancies existing in any such boards shall be filled by the county board of elections. The said election shall be conducted in conformity with the provisions of an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and its amendments and supplements, except as in this act may be otherwise provided, and the number of candidates equal to the number of places to be filled receiving the highest number of votes shall be elected members of the council as herein provided.

Section 1009 repealed.

8. Section one thousand and nine of Article X of said act to which this act is amendatory be and hereby is eliminated.

Article XIII amended.

9. Article XIII of the act, as heretofore supplemented, is hereby amended to read as follows:

Article XIII—Terms of Office of Councilmen and Filling of Vacancies in Certain Cases.

Terms of councilmen.

Whenever in any municipality in which the terms of office of the members of the municipal council, by whatsoever name the said council and its members may be known, expire in successive years, proceedings are instituted for the adoptions pursuant to the act of which this act is an amendment of the municipal manager form of government, the request or petition filed pursuant to section four hundred and one of Article IV of said act may state, in words or substance, that it is the desire of the petitioners, in case said form of government is adopted, that the terms of office of the members of the municipal council shall be three years each. In case the

Terms of first elected.

election held pursuant to such a petition shall result in

the adoption of the said municipal manager form of government then the terms of the members of the first municipal council elected as provided in section six hundred and four of Article VI of the said act as further amended herein shall be as follows: If the said municipal council is to consist of three electors, then one of the first members shall be elected for one year, one for two years and one for three years. If the said municipal council is to consist of five electors, then two of the first members shall be elected for one year, two for two years and one for three years. If the said municipal council it to consist of seven electors then three of the first members shall be elected for one year, two for two years and two for three years. If the said municipal council is to consist of nine members, then three of the first members shall be elected for one year, three for two years and three for three years.

Term determined by votes received.

The number of votes received by each candidate elected in such first election shall determine the length of his first term, the successful candidate or candidates receiving the lowest number of votes being elected for one year only, the next highest candidate or candidates for two years only, and the candidate or candidates receiving the highest number of votes for the three-year period. In case of a tie among the successful candidates rendering it impossible to determine their respective terms of office as above provided the question shall be determined by lot as between the candidates so affected at the first meeting of the new council.

Tie.

Holding elections.

In cases provided for in this article the municipal elections to be held in accordance with section six hundred and five of Article VI, and of section one thousand and one of Article X of the act which is hereby further amended and supplemented, shall be held on the second Tuesday of May in each year, and the number of persons to be elected at such municipal elections shall be equal to the number of vacancies which are then to be filled, and the terms of office of the persons so elected shall be three years and until their successors shall have been elected and qualified, or unless their places become vacant as described in the act which is hereby amended and supplemented. In cases provided for in this article,

Number and term.

Vacancies.

vacancies in the municipal council, excepting such as are created by recall, shall be filled temporarily by the municipal council by appointing a properly qualified citizen thereto who shall serve until a successor can be elected at the next municipal election at which members of the municipal council are elected, at which time such successor shall be elected to serve for the unexpired term. The provisions of this act relative to municipal elections shall apply to the election of such successor.

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

Approved April 23, 1929.

CHAPTER 186.

An Act to repeal an act entitled "An act to prohibit the catching of eels during certain months of the year in the seaside waters of the townships of Dennis and Upper in the county of Cape May," approved April twentieth, one thousand nine hundred and twenty.

1. An act entitled "An act to prohibit the catching of eels during certain months of the year in the seaside waters of the townships of Dennis and Upper in the county of Cape May," approved April twentieth, one thousand nine hundred and twenty, be and the same is hereby repealed. Act repealed.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 187.

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans and the commitment of veterans, and to make uniform the law with reference thereto.

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

Definitions.

1. As used in this act:

The term "person" includes a partnership, corporation or an association.

The term "Bureau" means the United States Veterans' Bureau or its successor.

The terms "estate" and "income" shall include only moneys received by the guardian from the bureau and all earnings, interest and profits derived therefrom.

The term "benefits" shall mean all moneys payable by the United States through the bureau.

The term "director" means the director of the United States Veterans' Bureau or his successor.

The term "ward" means a beneficiary of the bureau.

The term "guardian" as used herein shall mean any person acting as a fiduciary for a ward.

Provision for guardian.

2. Whenever, pursuant to any law of the United States or regulation of the bureau, the director requires, prior to payment of benefits, that a guardian be appointed for a ward, such appointment shall be made in the manner hereinafter provided.

Number of guardianships limited to five.

3. Except as hereinafter provided it shall be unlawful for any person to accept appointment as guardian of any ward if such proposed guardian shall at that time be acting as guardian for five wards. In any case, upon presentation of a petition by an attorney of the bureau under this section alleging that a guardian is acting in a fiduciary capacity for more than five wards and requesting his discharge for that reason, the court, upon proof substantiating the petition, shall require a final

accounting forthwith from such guardian and shall discharge such guardian in said case.

Exceptions.

The limitations of this section shall not apply where the guardian is a bank or trust company. An individual may be guardian of more than five wards if they are all members of the same family.

Petitioning for guardian.

4. A petition for the appointment of a guardian may be filed in the Orphans' Court of the county in which the ward is a resident by or on behalf of any person who under existing law is entitled to priority of appointment. If there be no person so entitled or if the person so entitled shall neglect or refuse to file such a petition within thirty days after mailing of notice by the bureau to the last known address of such person indicating the necessity for the same a petition for such appointment may be filed in any court of competent jurisdiction by or on behalf of any responsible person residing in this State.

What petition to set out.

The petition for appointment shall set forth the name, age, place of residence of the ward, the names and places of residence of the nearest relative, if known, and the fact that such ward is entitled to receive moneys payable by or through the bureau shall set forth the amount of moneys then due and the amount of probable future payments.

The petition shall also set forth the name and address of the person or institution, if any, having actual custody of the ward.

Evidence of incompetency of ward.

In the case of an alleged incompetent ward the petition shall show that such ward has been rated incompetent on examination by the bureau in accordance with the laws and regulations governing the bureau.

Determining incompetency of ward.

In hearing and determining the case of incompetency of a ward the Orphans' Court may, upon the submission of affidavits made by two medical officers of the army, navy, marine service or United States Veterans' Bureau, certifying that by reason of the incompetency of the ward, he is incapable of managing his property, or on such other facts as shall satisfy the court of the incompetency of the ward, declare such ward to be incompetent to personally receive and disburse moneys to be paid by the United States Veterans' Bureau, and appoint a guardian without further proceedings for such purpose.

Determining competency of ward.

In all cases of such incompetency wherein the Orphans' Court has appointed a guardian for a ward the said Orphans' Court may subsequently on due notice declare such person to be competent on proof of a finding and determination to that effect by the medical authorities of the army, navy, marine service or United States Veterans' Bureau, or on such other facts as shall satisfy the court of the competency of the ward and such court may thereupon declare such ward to be competent and discharge the guardian without further proceedings, subject to the settlement of his account.

Guardian of minor.

5. Where a petition is filed for the appointment of a guardian of a minor ward a certificate of the director, or his representative, setting forth the age of such minor as shown by the records of the bureau and the fact that the appointment of a guardian is a condition precedent to the payment of any moneys due the minor by the bureau, shall be *prima facie* evidence of the necessity for such appointment.

Certificate as to rating.

6. Where a petition is filed for the appointment of a guardian of an incompetent ward a certificate of the director, or his representative, setting forth the fact that such person has been rated incompetent by the bureau on examination in accordance with the laws and regulations governing such bureau; and that the appointment of a guardian is a condition precedent to the payment of any moneys due such person by the bureau, shall be *prima facie* evidence of the necessity for such appointment.

Notice of petition for appointment.

7. Upon the filing of a petition for the appointment of a guardian, under the provisions of this act, the court shall cause such notice to be given as is provided by law in similar cases.

Bond given by guardian.

8. Before making an appointment under the provisions of this act the court shall be satisfied that the guardian whose appointment is sought is a fit and proper person to be appointed. Upon the appointment being made the guardian shall execute and file a bond to be approved by the court in an amount not less than the sum then due and estimated to become payable during the ensuing year. The said bond shall be in the form and be conditioned as required of guardians appointed under

the guardianship laws of this State. The court shall have power from time to time to require the guardian to file an additional bond.

Personal sureties.

Where a bond is tendered by a guardian with personal sureties, such sureties shall file with the court a certificate under oath which shall describe the property owned, both real and personal, and that they are each worth the sum named in the bond as the penalty thereof over and above all their debts and liabilities and exclusive of property exempt from execution.

Accounting by guardian.

9. In addition to any other duties imposed upon him by law, it shall be the duty of every guardian who shall receive on account of his ward any moneys from the bureau, once every three years, at the time and in the manner hereinafter provided, to render to the Orphans' Court, from whom he received his appointment as guardian, a true account of his administration of all moneys received by him, as such guardian, as pension, bounty or other allowance from the United States, said account to be submitted in duplicate; and each year when not required to render an account to the Orphans' Court, every guardian shall submit an account to the regional office of the United States Veterans' Bureau for the State of New Jersey, on an appropriate form prepared and furnished by the bureau.

Accounting to regional officer.

Time for filing account in the different counties.

Where said account is to be rendered by a guardian appointed in the county of Hudson, Somerset or Sussex, the same shall be filed on or before the fifth day of January in such year. Where said account is to be rendered by a guardian appointed in the county of Warren or Essex, the same shall be filed on or before the fifth day of February in such year. Where said account is to be rendered by a guardian appointed in the county of Bergen, Morris or Passaic, the same shall be filed on or before the fifth day of March in such year. Where said account is to be rendered by a guardian appointed in the county of Union, Hunterdon or Middlesex, the same shall be filed on or before the fifth day of April in such year. Where said account is to be rendered by a guardian appointed in the county of Mercer, Burlington, Monmouth or Gloucester, the same shall be filed on or before the fifth day of May in such year. Where

said account is to be rendered by a guardian appointed in the county of Camden, Atlantic or Salem, the same shall be filed on or before the fifth day of June in such year. Where said account is to be rendered by a guardian appointed in the county of Cape May, Cumberland or Ocean, the same shall be filed on or before the fifth day of July in such year.

Citations to parties concerned.

Upon the filing of an account of a guardian rendered every three years to the Orphans' Court as aforesaid with respect to the moneys received by him from any pension, bounty or other allowance from the United States, the surrogate shall issue citations to all persons concerned, including the sureties of such guardian and including the United States Veterans' Bureau, to appear at the said Orphans' Court, which citation shall be served at least ten days before the sitting of the court; and such guardian, or any person on his behalf, may serve such citation on the parties aforesaid by mailing a copy thereof to such parties at their last known address and making and filing with the surrogate an affidavit setting forth the time, place and manner of such service whereupon the same shall have the force and effect of a service by a proper officer.

Accounts examined by court.

The account of every such guardian, after the same has been audited and stated by the surrogate and reported to the Orphans' Court, and citation served on the parties in interest as aforesaid, shall be examined by the court and if found to be properly and fairly stated shall be filed and the decree on the account showing the balance and any commissions or counsel fee allowed shall be entered of record.

Surrogate's duty.

The surrogate of a county with whom any account as aforesaid is filed shall mail, within five days from the date of the filing of said account, a true copy thereof to the regional manager of the United States Veterans' Bureau located in this State. The United States Veterans' Bureau shall be deemed a party in interest in any such accounting and shall be competent to except to any such account, or any part thereof.

If vouchers not filed.

In any case where an account shall be filed hereunder, where the guardian has failed to file with the same the usual vouchers showing the disbursements made by him,

the Orphans' Court may allow said account without the submission of said vouchers, provided the written approval of the regional attorney of the bureau office in this State shall be filed with the said account which shall set forth the facts upon which such approval is based.

Recognized procedure.

Excepting as otherwise herein provided, the practice and procedure prevailing in the Orphans' Court with respect to accountings of guardians of infants shall be the practice and procedure prevailing with respect to accountings rendered under this act.

Notice of failure served on guardian.

10. In the case of the failure of any guardian as aforesaid to make and render such account within the time above limited, the United States Veterans' Bureau may serve notice upon the guardian that his account has not been filed in accordance with this act and this notice may be mailed to the guardian at his last known address; and, if said guardian fails to render said account within thirty days from the date of the mailing of said notice or within such time as the court may otherwise provide, it shall be the duty of the Orphans' Court to remove such guardian from office when satisfactory proof of the guardian's failure to account is presented, and the cost of such proceedings, as well as the cost incident to a citation when such action is necessary to secure a guardian's account shall be paid by such guardian out of his own private estate, unless the court for good reasons shown shall order otherwise.

Removal of guardian.

Guardian's fee.

11. Compensation payable to guardians shall not exceed five per centum of the income of the ward during any year. In the event of extraordinary services rendered by such guardian the court may, upon petition and after hearing thereon, authorize additional compensation therefor payable from the estate of the ward. Notice of such petition and hearing shall be given the proper office of the bureau in the manner provided in section nine. No compensation shall be allowed on the corpus of an estate received from a preceding guardian. The guardian may be allowed from the estate of his ward reasonable premiums paid by him to any corporate surety upon his bond.

Investments.

12. Every guardian shall invest the funds of the estate in such manner or in such securities, in which the

guardian has no interest, as allowed by law or approved by the court.

Use of principal of estate.

13. A guardian shall not apply any portion of estate of his ward for the support and maintenance of any person other than his ward, except that upon written directions received from the United States Veterans' Bureau, a guardian shall apply such portion of the ward's estate to the support and maintenance of the ward's spouse, child, father or mother as may be set forth in said direction and such authority shall be submitted by the guardian with his account when said account is filed with the Orphans' Court.

Supplying copy of record.

14. Whenever a copy of any public record is required by the bureau to be used in determining the eligibility of any person to participate in benefits made available by such bureau, the official charged with the custody of such public record shall without charge provide the applicant for such benefits or any person acting on his behalf or the representative of such bureau with a certified copy of such record.

Commitment to an institution.

15. Whenever it appears that a veteran of any war, military occupation or expedition is eligible for treatment in a United States Veterans' Bureau Hospital and commitment to such hospital is necessary for the proper care and treatment of such veteran, the courts of this State are hereby authorized to communicate with the official in charge of such hospital with reference to available facilities and eligibility, and upon receipt of a certificate from the official in charge of such hospital the court may then direct such veteran's commitment to such United States Veterans' Bureau Hospital in the same manner as it is now authorized for the commitment of persons of unsound mind to State institutions. Thereafter such veteran upon admission shall be subject to the rules and regulations of such hospital and the officials of such hospital shall be vested with the same powers now exercised by superintendents of State hospitals for mental diseases within this State with reference to the retention of custody of the veteran so committed. Notice of such pending proceedings shall be furnished the person to be committed and his right to appear and defend shall not be denied.

Subject to regulations of hospital.

If declared competent.

16. When a minor ward for whom a guardian has been appointed under the provisions of this act or other laws of this State shall have attained his or her majority, and, if incompetent, shall be declared competent by the court, and when any incompetent ward, not a minor, shall be declared competent by said bureau and the court, the guardian shall upon making a satisfactory accounting or upon filing with the surrogate of the proper county a release from his ward be discharged upon a petition filed for that purpose.

Release of guardian.

Construing act.

17. This act shall be construed liberally to secure the beneficial intents and purposes thereof and shall apply only to beneficiaries of the bureau.

Caption.

18. This act may be cited as the "Uniform Veterans' Guardianship Act."

Deemed uniform law.

19. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it.

Validity of act.

20. The invalidity of any portion of this act shall not affect the validity of any other portion thereof which can be given effect without such invalid part.

Service by surrogate free.

21. Excepting as otherwise herein provided, no costs or fees shall be charged or taxed by the surrogates of the respective counties for accounts rendered or other proceedings had under this act.

Repealer.

22. All laws or parts of laws inconsistent with this act in so far as they affect beneficiaries of the bureau are hereby repealed.

23. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 188.

An Act to annex to the city of Ocean City, in the county of Cape May, meadowlands contiguous thereto.

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

Territory annexed.

1. The following described territory, situate in Cape May County, and contiguous to the city of Ocean City, described as follows:

Description of first tract.

Tract 1. Beginning at the end of the second course in the boundaries of Ocean City, New Jersey, as described in the Laws of New Jersey of 1897, chapter No. 39; said beginning point being at the end of Beach Thorofare, where it intersects the easterly channel of Pecks Bay, and extending thence north 21 degrees east, true meridian course, through Pecks Bay, passing about midway between the most easterly point of meadows at Beesley's Point and the westerly point of a salt meadow island, located near the mouth of Pecks Bay, continuing on the same course into Great Egg Harbor Bay until the course intersects the division line between Atlantic County and Cape May County, thence along the said division line between Atlantic County and Cape May County and in Ship Channel, and passing through the Somers Point—Ocean City automobile bridge and the shore fast line trolley bridge, thence southwestwardly along the division line between Cape May County and Atlantic County to Beach Thorofare, thence southwestwardly along Beach Thorofare, to Back Thorofare, thence southwestwardly along Back Thorofare, to the most easterly channel of Peck's and the place of beginning.

Description of second tract.

Tract 2. Beginning at a point, said point being the beginning of the boundaries as fixed by the Laws of 1897, chapter 39, page 107, in the line of low water mark on the northerly side of Corson's Inlet at the intersection of low water mark to said Corson's Inlet with the low water mark of the Atlantic Ocean, thence north-

westerly along and in the line of low water mark of said Corson's Inlet to the intersection thereof, with Beach Thorofare, thence northeasterly along said Beach Thorofare to the most easterly channel of Peck's Bay, thence southwesterly along the State inland waterway to the intersection with Crook Horn Thorofare, said intersection being at the southwest end of Blackman's Island, thence southwestwardly along the inland waterway in Crook Horn Thorofare, passing along the easterly side of Devils Island to Main Thorofare or Middle Thorofare, thence eastwardly down the center of Main or Middle Thorofare to Corson's Inlet or the Atlantic Ocean, thence southeastwardly extending into the Atlantic Ocean as far as the jurisdiction of the State of New Jersey extends, thence northeastwardly along said jurisdiction line to beginning of the seventh course in the Ocean City boundaries described in said Laws of 1897, chapter 37, thence following the seventh course in said laws, in a northwesterly direction to the place of beginning.

is hereby annexed to, and shall become, a part of the city of Ocean City, and governed by the laws of this State, applicable to said city, and the ordinances thereof. Land becomes part of Ocean City.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 189.

An Act authorizing the sale and conveyance to the city of Hackensack in the county of Bergen of lands situate therein owned by the State of New Jersey and no longer needed for military purposes.

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

1. The Quartermaster-General of the State, acting for, on behalf, and in the name of the State of New Jersey, is hereby authorized and empowered to convey to the city of Hackensack, a municipal corporation in the Description of certain land of State deeded to Hackensack.

county of Bergen, for such consideration as shall be agreed upon, the following described lands: Beginning at a point in the easterly line of State Street, distant forty (40) feet southerly from the intersection of the southerly line of Mercer Street with said easterly line of State Street; thence (1) easterly and parallel with said southerly line of Mercer Street, seven and one-hundredth (7.01) feet more or less to a point; thence (2) southerly along a line parallel with the easterly line of State Street and distant, seven (7) feet easterly therefrom measured at right angles, eighty-one and fifty-eight hundredth (81.58) feet more or less to an intersection with the southerly line of property of the State of New Jersey; thence (3) westerly and parallel or nearly so, with the first course along said property line seven and one-hundredth (7.01) feet more or less to an intersection with the easterly line of State Street; thence (4) northerly along said easterly line of State Street, eighty-one and fifty-eight-hundredth (81.58) feet to the point or place of beginning.

Quit-claim deed.

2. Such conveyance shall be by quit-claim deed and shall be executed in the name of the State by the Quartermaster-General and the land so conveyed shall be used by the said city of Hackensack for the purpose of widening State Street in said city.

Expenses not chargeable to State.

3. All charges and costs in connection with such widening and straightening of said State Street, whether for curbing, sidewalks, grading or other assessments shall be without charge to the State of New Jersey.

Repealer.

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

Approved April 23, 1929.

CHAPTER 190.

A Supplement to an act entitled "An act concerning municipalities," comprising Chapter one hundred and fifty-two of the Laws of one thousand nine hundred and seventeen.

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

Municipality may extend existing water system.

1. Any municipality not owning a water or sewer system may construct an extension to any then existing water or sewer system, for the purpose of supplying water or servicing any portion of the territory of such municipality, and shall assess the cost of such construction against the lands and real estate benefitted thereby, and such assessments shall bear interest and penalties from the same time and at the same rate as assessments for local improvements in the district or districts where the same is imposed, and from the date of confirmation shall be a first and paramount lien upon the respective lands and real estate assessed, to the same extent, and shall be enforced and collected in the same manner as assessments for local improvements.

All charges a prior lien.

Assessments valid.

No assessment shall be invalid by reason of failure to receive notice or any other informality.

Extension may be sold or leased.

2. Any such municipality may lease or sell any such extension by vote of its duly constituted governing body, and the proceeds received from any such lease or sale may be divided pro rata, according to the principal of the amount of assessments paid under the above provision and distributed among those owners of properties assessed who have become, or may hereafter become, bona fide users of the utility's service, or their legal representatives or assigns.

Proceeds divided pro rata.

3. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 191.

An Act validating, ratifying and confirming the issuance of promissory notes of cities of this State for school purposes and authorizing the issuance of bonds.

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

Notes issued for school purposes validated.

1. All proceedings for the issuance by cities of this State of promissory notes for the purpose of raising money for the purchase of lands for school purposes, for grading, draining or otherwise improving or embellishing such lands, or for erecting, enlarging, reconstructing, furnishing, refurnishing, or equipping schoolhouses, or for an addition or additions to schoolhouses, are hereby validated, ratified and confirmed, notwithstanding that the amount of such promissory notes so authorized, or the amount of the appropriations for the purposes for which such promissory notes were issued, exceeds any statutory limitations on such amounts, and notwithstanding that the period of time during which such promissory notes, or some of them, have been outstanding exceeds any statutory limitations on such periods; *provided,* that prior to the date when this act takes effect such promissory notes have been issued, and in that case such promissory notes are hereby validated and their issuance ratified and confirmed. The principal of such promissory notes may be paid from the proceeds of permanent bonds to be issued in pursuance of 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, and the acts amendatory thereof and supplemental thereto. All the provisions of this act relative to the validation and payment of promissory notes shall apply to notes issued in renewal of promissory notes issued under proceedings validated, ratified and confirmed by this act.

Proviso.

Notes paid from proceeds of bonds.

Validating renewal of notes.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 192.

An Act appropriating from the State fund a sum of money to be expended by and under the direction of the State Board of Commerce and Navigation for the construction in whole or in part of such works and structures, including seawalls, bulkheads, jetties and other approved devices necessary and proper in order to protect the riparian lands and taxable properties of this State, in municipalities within the county of Ocean, bordering on the Atlantic Ocean, from destruction by encroachment of the Atlantic Ocean and other destructive agencies of the sea.

Preamble. WHEREAS, The coast and seashore of Ocean County in the State of New Jersey, in many cases, and in many locations, has been and is likely to be encroached upon by the Atlantic Ocean, thereby causing a great destruction of the riparian lands and taxable property of great value from which large sums may be and are annually derived by reason of riparian leases; and

Preamble. WHEREAS, Such encroachment of the ocean can, in the judgment of the Legislature, be further checked and prevented by the construction and maintenance of seawalls, bulkheads, jetties and other approved devices along said ocean; therefore:

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

Appropriation for protection of riparian land in Ocean County. 1. There is hereby appropriated and directed to be paid out of the treasury of this State the sum of one hundred and fifty thousand dollars ($150,000), or so much thereof as may be necessary, to be expended under the direction of the Board of Commerce and Navigation of the State of New Jersey for the construction of such work, seawalls, bulkheads, jetties and other devices necessary and proper to protect the riparian lands of this State, or property for which the State receives a revenue

by taxation, or for the rent of riparian leases, and in order to protect other lands in the municipalities located in the county of Ocean, and bordering on the Atlantic Ocean, from the encroachment of the Atlantic Ocean, which sum of money is to be immediately available and payable.

Approval of plans.

2. The plans for all such work, 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 or sea coast of the County of Ocean 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 further authorized to assume the construction of any part of or the whole of any work or works approved by it, provided the cost thereof does not exceed the sum set aside for such work or works; *provided, however,* that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works 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 the expenditure therefor.

Construction work.

Proviso.

3. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 193.

SUPPLEMENT to an act entitled "An act relating to the sale of lands by cemetery companies," approved April fifteenth, one thousand nine hundred and twenty.

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

Proceeds of sale of lots used for upkeep of cemetery.

1. In case any such cemetery association, company or corporation, which is or may be composed of holders of shares of capital stock and which shall have provided a fund or funds for the upkeep of such association or

company and the care of the burial plots therein equal to at least three times the capital stock of such association, the proceeds of such sale or sales heretofore or hereafter made, after the payment of all legal debts and liabilities, may be used for the up-keep of such association or company and the care of burial plots and/or distribution to the holders of the capital stock of such association or corporation when and as the board or body having the management of such association or company may determine.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 194.

An Act to amend an act entitled "An act authorizing limited appropriations for the relief and education of certain indigent children in the cities of this State," approved March twenty-third, one thousand eight hundred and eighty-three.

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

Section one amended.

1. Section one of "An act to authorize limited appropriations for the relief and education of certain indigent children in the cities of this State," which act was approved March twenty-third, one thousand eight hundred and eighty-three, be and it is hereby amended to read as follows:

Providing indigent children with schooling and clothing.

1. In addition to its yearly appropriations for school purposes, it shall be lawful for the body having control of finances of any city in this State to raise, in its annual tax levy, a sum of money not exceeding three thousand dollars ($3,000) which, together with any moneys obtained therefor by voluntary contributions, shall be expended for the relief and primary education of such indigent, homeless or deserted children of said city as,

by reason of their age, their inability to obtain suitable clothing, their necessary occupations, or otherwise are unable to attend the public schools; *provided, however,* that the moneys thus appropriated shall be expended under the direction of the board of education of said city.

Proviso.

2. This act shall take effect immediately.

Approved April 23, 1929.

CHAPTER 195.

An Act to amend an act entitled "An act providing for the regulating, planting, care and control of trees and shrubbery upon the public highways in the counties of the State," approved February twenty-eighth, one thousand nine hundred and twenty-four.

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

Section one amended.

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

Shade tree commission.

1. In any county of this State it shall be lawful for the board of chosen freeholders by resolution to establish a board of shade tree commissioners to consist of not more than five residents of such county, which commission shall be appointed by the board of chosen freeholders, and shall be known as the "Shade Tree Commission of County;" *provided, however,* that the board of chosen freeholders, or such a committee or committees thereof as such board may designate, may exercise all the functions herein conferred on such "Shade Tree Commission." Of the commissioners first appointed, in the event that the commission is to consist of five members, one shall serve for the period of one year, one for the period of two years, one for the period of three years, one for the period of four years, and one

Proviso.

Terms of members.

for the period of five years, and thereafter one such commissioner shall be appointed annually for the term of five years. In the event that it is desired that the commission shall consist of less than five members the appointments shall be so arranged as to have the term of one commissioner expire each year. In the event of a vacancy, the board of chosen freeholders shall appoint a new commissioner for the unexpired term. Vacancy.

2. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 196.

An Act to annex a portion of the township of Lopatcong, in the county of Warren, to the town of Phillipsburg, in the county of Warren.

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

1. All that certain tract or portion of land lying and being in the township of Lopatcong, in the county of Warren and State of New Jersey, which is included in the boundaries hereinafter described, be and the same is hereby set off from the township of Lopatcong and annexed to and included in the town of Phillipsburg, said territory being described as follows: Portion of township of Lopatcong annexed to Phillipsburg.

Beginning at the intersection of the present northerly boundary line of the town of Phillipsburg and the center line of the road leading from Phillipsburg to Belvidere, and thence running along the center line of said Belvidere Road in a northeasterly direction to a point intersected by the property line dividing the property of the Phillipsburg Development Company and one Elmer Shiffert; thence in a southeasterly direction along the northerly property line of the property of the Phillipsburg Development Company to the present boundary line of the town of Phillipsburg; thence along the boundary line of the town of Phillipsburg along the several courses thereof, to the place of beginning. Boundaries of annexed portion.

Referendum.

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 Lopatcong, in said county, in said act described, at a special election to be held within the said described territory of Lopatcong Township, and at said special election adopted by a majority of the legal voters residing in said territory aforesaid, voting at said special election. Said special election shall be held within said territory described in the township of Lopatcong, on a certain day to be agreed upon by the township clerk of the township of Lopatcong, which said day shall be within forty-five days from the passage of this act. Such special election shall be between the hours of six o'clock A. M. and seven o'clock P. M., and at the regular polling place within said territory in the township of Lopatcong, to be fixed by the clerk of the township of Lopatcong, in said county of Warren. The clerk of the township of Lopatcong shall cause public notice of the time and place of the holding of such election, to be given by advertisement signed by the clerk of the township of Lopatcong and set up in at least five public places within said described territory of the township of Lopatcong at least ten days prior to said election, and said clerk of the township of Lopatcong shall provide for the electors voting at said special election, a ballot, printed or written or partly written or partly printed, upon which ballot shall appear the proposition to be submitted to the voters, with instructions in the following form:

Special election.

Time for election.

Notice given.

Marking ballot.

"If you favor the proposition printed below, make an $\times$ mark or a $+$ mark in the square to the left of and opposite the word 'Yes'; if you are opposed thereto, make an $\times$ mark or a $+$ mark in the square to the left of and opposite the word 'No.'"

Proposition.

	Yes.	Shall an act entitled "An act to annex a portion of the township of Lopatcong, in the county of Warren, to the town of Phillipsburg, in the county of Warren, be adopted?
	No.	

If the voter makes an × mark or + 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. Counting votes.

If the voter makes an × mark 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.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the board of registry and election of the township of Lopatcong and shall be conducted within the territory of this act described, by the clerk of the township of Lopatcong and such assistants as he may designate. Election, how, when, where conducted.

3. The register of voters used at the last general election in the said township of Lopatcong shall be used at such special election provided for in section two of this act, and the said board of registry and election and such assistants as the clerk of the township of Lopatcong may designate shall meet for registration purposes at the designated polling place or places in the township of Lopatcong, aforesaid, on the Tuesday next preceding such special election, between the hours of one P. M. and nine P. M., for the purpose of revising and marking the registry list in the manner provided under the general elections laws of this State. One copy of the revised and corrected register shall be filed by the chairman of the district board of registry and election, in the township of Lopatcong, with the county board of elections, within one day after the meeting for the revision and correction of the registry list as aforesaid, and one copy shall be retained by said district board of election. Registry. Revising register.

4. The officers of said board of registry and election and the clerk of the township of Lopatcong, shall within two days after such special election make return thereof, one to the township committee of the township of Lopatcong, in the county of Warren, one to the clerk of the county of Warren, of the results of such election, by statements in writing and under their hands; Returns.

the returns to the township committee may be filed with the clerk of the township of Lopatcong as aforesaid, and shall be entered at length upon the minutes of the township committee and the return to the county clerk of the county of Warren shall be filed by him in the office of the clerk of the county of Warren and said clerk of the county of Warren shall send a certified copy of said return to the Secretary of State of the State of New Jersey, and upon the adoption of this act by a majority of the legal voters residing in said territory above described, of the township of Lopatcong aforesaid, voting at the special election 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 town of Phillipsburg, in the county of Warren, and be governed by the laws of this State and the ordinances of the town of Phillipsburg, in the county of Warren.

If adopted.

Approved April 24, 1929.

CHAPTER 197.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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

Section thirty-five amended.

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

Route 42.

35. Route 42. Camden to route 48 at or near McKee City. Beginning at the intersection of the Black Horse Pike with Ferry Avenue in the City of Camden,

thence in a southerly direction along the Black Horse Pike through Mt. Ephraim, Chews Landing, Blackwood, Grenloch, thence through Williamstown, Cecil, to Route 48 at or near McKee City.

2. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 198.

An Act for the relief of Maude Weeks.

WHEREAS, Dr. David F. Weeks, a resident of Skillman, New Jersey, devoted twenty-two years of faithful service to the State as Superintendent and Medical Director of the New Jersey State Village for Epileptics at Skillman, and in such service as appears by resolutions of the State Board of Control of Institutions and Agencies and the Board of Managers of the New Jersey State Village for Epileptics, duly resolved, on March eighteenth, one thousand nine hundred and twenty-nine, it appears that such service to the State exhausted his strength and vitality to an unusual degree in his work and service to the public, and that his death occurred on March fifteenth, one thousand nine hundred and twenty-nine; and Preamble.

WHEREAS, It appears by said resolutions of said boards that the professional skill and value of his services were such that the compensation paid him during such years of service was insufficient as a remuneration with respect to the value thereof to the State and to the public by reason of his special experience, professional skill and especially the time of service beyond the required hours and during the hours required for service to the State; and Preamble.

WHEREAS, Because of his untimely death as a result of such service he left him surviving Maude Weeks, his widow, and three children; and Preamble.

Preamble.

WHEREAS, Notice of the intention to apply for the passage hereof has been given as provided by the Constitution and Statutes of this State; therefore,

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

Amount of pension.

1. There be paid to Maude Weeks, in monthly payments, from the treasury of this State, a pension at the rate of two hundred dollars ($200) per month. Such payment to be made by the treasurer under warrant of the comptroller during the period of her natural life, or until she ceases to be a widow. Such pension shall commence from the date of the passage of this act.

2. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 199.

An Act to amend an act entitled "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:*

Transfer of unappropriated money to school board.

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 May of any year, surplus revenue unappropriated or anticipated receipts unappropriated for township purposes, it shall be lawful for the township committee of said 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 May, to authorize the transfer of and to cause to be transferred all or any part of such unappropriated surplus revenue or unappropriated antici-

pated receipts 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 such anticipated receipts when received during the fiscal year 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, or anticipated receipts when received, 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.

Use of funds so transferred.

2. Upon the transfer of surplus revenue or notice of the appropriation of the anticipated receipts by the township committee to the board of education as herein authorized, the district clerk of the school district receiving such funds or notice of the appropriation of the anticipated receipts 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, notwithstanding that the local tax has been voted by said district; and the balance, if any, of such funds or anticipated receipts when received 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, or if voted prior to the passing of the aforesaid resolution by said township committee making such appropriation, the assessor shall reduce the amount to be raised by local taxation by the amount

Taxing officers notified of transfer.

Local tax reduced amount of transfer.

so appropriated and the collector shall collect by local taxes only, such balance due after deducting the amount called for in said resolution.

As to future transfers.

3. After the close of calendar year one thousand nine hundred and twenty-nine, no transfer of surplus revenue or anticipated receipts 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 or appropriation 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 April 24, 1929.

CHAPTER 200.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning district courts' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," and the several supplements and acts amendatory thereto, which amendment was approved March twenty-fourth, one thousand nine hundred and twenty-six.

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

Section ten amended.

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

Salaries of sergeant-at-arms rated by population.

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

In counties of the first class an annual salary of not less than twenty-five hundred dollars ($2500) or more than three thousand dollars ($3,000).

In counties having between ninety thousand and three hundred and fifty thousand inhabitants, an annual salary of not less than fifteen hundred dollars ($1500) or more than twenty-five hundred dollars ($2500).

In counties having between sixty thousand and ninety thousand inhabitants, an annual salary of twelve hundred dollars ($1200).

In counties having between twenty-five thousand and sixty thousand inhabitants, an annual salary of six hundred dollars ($600).

In counties having less than twenty-five thousand inhabitants an annual salary of four hundred and fifty dollars ($450). The amount of such salary shall be fixed by the governing body of any municipality in which said city district court is located and in judicial district courts by the board of chosen freeholders of the respective counties in which such judicial district courts are located, at any time during the term of office of any such sergeant-at-arms. Said sums to be paid semi-monthly by the cities in which such courts are established or by the county treasurer of any county in which the judicial district may be established. This act shall not affect district courts in cities of the second class having a population of over one hundred and thirty-five thousand inhabitants, and nothing in this act shall be construed to empower any person or body to decrease the salary of any sergeant-at-arms. Fixing salaries. Payments. Exception.

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

Approved April 24, 1929.

CHAPTER 201.

AN ACT to promote the public health and safety; to provide for the elimination of unsanitary and unsafe structures now used for dwelling purposes in cities of the first class in this State; to authorize the acquisition, by purchase or condemnation, of such structures, together with the land upon which they stand; the construction thereon of new dwellings, and to provide for the letting of the same and of apartments therein at reasonable rentals.

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

Unsanitary housing conditions.

1. It is hereby declared that congested, unsanitary and dangerous housing conditions which exist in portions of the cities of the first class in this State are a menace to the health, safety, morals and welfare of the public; that the correction of these conditions is essential to the general public health and safety; that it is impracticable to accomplish such purpose other than by the investment of private funds for the acquisition at fair prices of the lands and buildings upon and within which such conditions obtain and for the demolition of such unsanitary and unsafe buildings and for the construction of new housing facilities under public supervision in accord with proper standards of sanitation and safety and at a cost which will permit rentals within the means of wage-earners of the lowest earning capacity.

Replacing such buildings by private funds.

Insurance company may acquire unwholesome property.

2. Any insurance company of this State authorized to hold, purchase and convey real estate may present to the board of commissioners or other governing body of any city of the first class in this State an application for approval of a project for the acquisition of a tract of land within such city occupied in whole or in part by unsanitary or unsafe structures used as dwellings and for the demolition of such existing structures and for the construction upon such tract of land of new housing facili-

Erect new buildings with proper living conditions.

ties in accord with proper standards of sanitation and safety, at the expense of such applicant. Such application shall set forth a statement of the project presented for approval to which shall be annexed the following exhibits:

Project presented;

(1) A map showing the location of the tract of land and of the structures thereon, the acquisition of which is deemed by the applicant to be necessary to the project.

Map;

(2) A plan and specifications prepared by an architect or engineer showing the new housing facilities to be constructed upon such tract of land pursuant to the project, which may provide stores and offices on the ground floor.

Plans and specifications.

(3) An estimate of the cost of the entire project prepared by an architect or engineer.

Estimated cost;

(4) An estimate of the rentals of such new housing facilities necessary to assure a return of five per centum upon the cost of the entire project after payment of all taxes, insurance, costs of operation and maintenance and an annual amount sufficient to amortize the entire cost of construction of such new housing facilities at the end of a period of twenty years from the completion of the same.

Estimate of rentals necessary;

Meeting cost.

At any time prior to the final action of such board of commissioners or other governing body upon such application, as herein provided for, such applicant may in its discretion amend or supplement such application in such manner as it may desire to conform to such conditions as the board of commissioners or other governing body may impose upon the granting of their approval.

Amending application.

3. Upon the filing of such application it shall be the duty of the board of commissioners or other governing body of any such city to examine into the same and any amendments and supplements thereto, and within three months of the filing of such application, or of the last amendment or supplement thereto, by resolution, to determine whether the project set forth in such application be in the public interest and necessary for public use. If such board of commissioners or other governing body shall determine that the undertaking and completion of such project is in the public interest and necessary for public use, then such board of commissioners or other governing body shall, by resolution, approve such appli-

Examination of project.

Approval of application.

cation and shall authorize and empower such applicant to undertake and carry to completion such project in accordance with the provisions of this act.

Acquiring land.

4. Whenever any such application shall have been so approved by such board of commissioners or other governing body, such applicant may thereupon undertake and proceed to acquire the lands required for the completion of such project as set forth in such application.

Process of eminent domain may be used.

Whenever such applicant shall be unable to acquire any such lands or structures included within and necessary to the completion of such project by agreement with the owner or owners thereof, such applicant may petition the board of commissioners or other governing body which shall have approved such application to acquire such lands and buildings by the exercise of the power of eminent domain.

Authorization to acquire land.

If such board of commissioners or other governing body shall thereupon by resolution determine that the acquisition of the lands and buildings described in any such petition for the completion of the project in question is in the public interest and necessary for the public use, such board of commissioners or other governing body shall thereupon proceed to acquire the same by condemnation, a copy of which resolution, duly certified by the clerk of such city, under the seal thereof, shall be conclusive evidence as to the matters therein contained in any proceeding on the part of such board of commissioners or other governing body to acquire the lands and buildings or any part thereof therein described.

Agreement to compensate owners.

Upon the adoption of such resolution by the board of commissioners or other governing body such applicant shall be required to enter into an undertaking with such board of commissioners or other governing body to pay such sum as may be awarded to the owners of said lands and structures, together with costs and expenses of such condemnation proceedings.

Ownership.

5. Upon payment to the owner or owners of said lands and structures of the sum so found by the commissioners in condemnation, or by the jury on appeal, with the costs, if any, the said city shall be deemed to be seized and possessed in fee simple of all such lands and real estate.

Conveyance of land by city.

6. Upon the acquisition by the said city of said lands and structures, and payment to the city by such applicant

of the sum so expended by the city, the board of commissioners or other governing body shall convey such lands and structures to such applicant, subject only to the public duties and obligations imposed upon such applicant by this act, any law of this State to the contrary notwithstanding.

Applicant to complete project after acquiring property.

7. Whenever the lands and structures or either or any part of them necessary to the completion of such project shall have been acquired by condemnation and conveyed to the applicant, such applicant shall thereupon be charged with the public duty of immediately commencing and within a reasonable time completing such project in accordance with the plans and specifications thereof approved by such board of commissioners or other governing body.

Rental.

8. It shall be the duty of such board of commissioners or other governing body to fix the maximum rental per room that may be charged by such applicant to the tenants of such new housing facilities so completed upon such a scale that the net return to such applicant from the rentals so fixed shall equal at least five per centum but shall not exceed six per centum upon the cost of the entire project after payment of all items set forth in subsection (4) of section 2 of this act. From time to time such board of commissions or other governing body shall increase the maximum rental per room so fixed, but only upon satisfactory evidence presented by such applicant of such increase in taxes, insurance, or costs of operation or maintenance as requires such increased rental in order to assure a return of at least five per centum upon the cost of such project as herein provided.

Net return.

Increase of rentals.

Disposing of property.

9. No such applicant which shall have acquired any such lands or structures by the exercise of the power of eminent domain by any such city and by subsequent conveyance from such city as herein provided shall sell, assign or convey such lands or structures except upon notice to such board of commissioners or other governing body and unless and until such board of commissioners or other governing body shall have consented thereto, and until the expiration of twenty-five years from the date of such acquisition in the manner afore-

said every purchaser of such lands or structures shall take the same subject to the same public use and charged with all the duties and obligations imposed upon such lands or structures while in the ownership of such applicant. From and after the expiration of such twenty-five years such lands and structures shall be discharged of such public use and the owner thereof thereupon shall be discharged forthwith of such duties and obligations.

Expiration of obligation.

10. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 202.

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.

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

May invest in real estate for certain building projects.

1. Any insurance company of this State, in addition to other investments allowed by law, may invest its funds, to an aggregate amount not exceeding five per centum of its total admitted assets, in the purchase of real estate in any city of this State for the purpose of constructing thereon apartments, tenements or other dwelling houses, but only upon the conditions and subject to the limitations hereinafter set forth.

Application to improve real estate.

2. Any insurance company of this State prior to the acquisition of such real estate or within one year after the acquisition of the same shall present to the board of commissioners or other governing body of the city wherein such real estate is located an application for approval of a project for the improvement of such real estate as may have been acquired and for the acquisition of real estate for such purposes, and for the construction thereon of new housing facilities in accord with proper standards of sanitation and safety, at the expense of

such insurance company. Such application shall set forth a statement of the project presented for approval to which shall be annexed the following exhibits: What application to show:

(1) A map showing the location of the real estate and of the structures thereon, the improvement or acquisition of which is deemed by such insurance company to be necessary to the project. Map;

(2) A plan and specifications prepared by an architect or engineer showing the new housing facilities to be constructed pursuant to the project, which may provide stores and offices on the ground floor. Plans and specifications;

(3) An estimate of the cost of the entire project prepared by an architect or engineer. Cost;

(4) An estimate of the rentals of such new housing facilities necessary to assure a return of five per centum upon the cost of the entire project after payment of all taxes, insurance, costs of operation and maintenance and an annual amount sufficient to amortize the entire cost of construction of such new housing facilities at the end of a period of twenty years from the completion of the same. Rentals; Meeting cost.

At any time prior to the final action of such board of commissioners or other governing body upon such application, as herein provided for, such insurance company may in its discretion amend or supplement such application in such manner as it may desire to conform to such conditions as the board of commissioners or other governing body may impose upon the granting of their approval. Amending application.

3. Upon the filing of such application it shall be the duty of the board of commissioners or other governing body of any such city to examine into the same and any amendments and supplements thereto, and within three months of the filing of such application, or of the last amendment or supplement thereto, by resolution, to determine whether the project set forth in such application be in the public interest. If such board of commissioners or other governing body shall determine that the undertaking and completion of such project is in the public interest, then such board of commissioners or other governing body shall, by resolution, approve such Examination of project. Approval of application.

application and shall authorize and empower such insurance company to undertake and carry to completion such project in accordance with the provisions of this act.

Acquiring and improving land.

4. Whenever any such application shall have been so approved by such board of commissioners or other governing body, such insurance company may thereupon proceed to improve such real estate already acquired, and to acquire and improve such additional real estate, as may be necessary for the completion of such project as set forth in such application, and may proceed to construct new housing facilities in accordance therewith.

Fixing rental.

5. Whenever such new housing facilities shall have been completed it shall be the duty of such board of commissioners or other governing body to fix the maximum rental per room that may be charged by such insurance company to the tenants of such new housing facilities so completed upon such a scale that the net return to such insurance company from the rentals so fixed shall equal at least five per centum but shall not exceed six per centum upon the cost of the entire project as set forth in the estimate annexed to the application as provided by subsection (4) of section 2 of this act. From time to time such board of commissioners or other governing body shall increase the maximum rental per room so fixed upon satisfactory evidence presented by such insurance company of such increase in taxes, insurance or costs of operation and maintenance as requires such increased rental in order to assure a return of at least five per centum upon the cost of such project as herein provided.

Net return.

Increase of rentals.

Disposing of property.

6. Whenever any insurance company shall have invested its funds in real estate pursuant to the authority granted by this act, such insurance company shall, within five years from the date upon which it shall have acquired such real estate, sell and dispose of the same unless within such period it shall have commenced the construction of one or more apartments, tenements or dwelling houses thereon pursuant to the plans and specifications set forth in a project which shall have been approved by the board of commissioners or other governing body of the city wherein such real estate is located, in accordance with the provisions of this act.

The Commissioner of Banking and Insurance may, in his discretion, extend such period of five years within which such construction is herein required to have been commenced, for such further period as the circumstances of any particular case may seem to him to require. Extension of construction period.

7. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 203.

An Act for the relief of Elwood B. Moore.

WHEREAS, Elwood B. Moore, an assistant forester in the employ of the State Department of Conservation and Development, lost the sight of one eye, while engaged in the performance of his duties; and Preamble.

WHEREAS, At a hearing held before the Compensation Bureau of the State Department of Labor, it was ascertained that such injury arose in the course of his said employment, and that he should be compensated therefor: Preamble.

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

1. There shall be paid to the said Elwood B. Moore as compensation for the injury so received the sum of five thousand dollars ($5,000), which said amount shall be in full compensation for such injury. The Comptroller of the Treasury and the State Treasurer are hereby authorized and directed to pay the aforesaid sum from the funds of the State. Payment for injury to eye.

2. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 204.

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 expenditure 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 two amended.

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

Composition of commission.

2. Each of said commissions shall consist of five members, who shall be residents of the water supply district which they represent, and not more than three of said commissioners shall be of the same political party.

Terms.

The terms of said commissioners first appointed under this act shall be for one, two, three and four years respectively, and thereafter the term of each commissioner shall be for four years and until his successor shall be appointed except where such commissioner may be appointed to fill a vacancy, and in that event for the unexpired term. The additional commissioner to be

appointed under this act shall be appointed by the Governor for a term of four years.

Each of said commissioners shall receive a salary at the rate of fifteen hundred dollars ($1,500) per annum from the time of appointment until the execution of a contract for a water supply with any municipality, which said salary shall be accumulative and payable upon the execution of any such contract, and thereafter each of said commissioners shall receive a salary at the rate of five thousand dollars ($5,000) per annum payable monthly, except the chairman of said commission, chosen as hereinafter provided, who shall receive a salary at the rate of six thousand dollars ($6,000) per annum. Said salaries shall be charged as an expense of the development and operation of any water supply or supplies contracted for hereunder. Salaries.

2. This act shall take effect immediately.

Approved April 24, 1929.

CHAPTER 205.

An Act to provide for the control and use of county roads in this State.

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

1. The board of chosen freeholders of any county in this State is hereby authorized to adopt from time to time resolutions or ordinances for the supervision and regulation of traffic upon all county roads, not inconsistent with the provisions of Chapter two hundred and eighty-one of the Laws of nineteen hundred and twenty-eight 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 Traffic regulations on county roads.

and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians and animals, and designating their powers and their authority" (Revision of 1928), approved July fourteenth, nineteen hundred and twenty-eight, and to prescribe penalties for violations of such resolutions or ordinances. Such penalties may be enforced by the proper method of procedure before any police justice, police magistrate, recorder, justice of the peace, or judge of any criminal judicial district, in default of the payment of which the magistrate may commit the offender, on conviction, to the county jail for a period not exceeding five days.

Enforcement.

Police force to regulate traffic.

2. It shall be lawful for the board of chosen freeholders to establish a police department for such county and to appoint such persons thereto as in the judgment of said board may be proper for the supervision and regulation of traffic upon county roads, and such persons when so appointed shall have power to enforce the provisions of law and the resolutions or ordinances adopted by such board of chosen freeholders in relation to the supervision and regulation of traffic on such roads, and to arrest for the commission of any crime in any part of such county. Such board shall have power to prescribe the duties and fix and pay the compensation of the persons employed in such police department and to appoint a chief of such department and other officers and employees as shall be deemed proper, and such board shall have power to provide suitable quarters, equipment and supplies, and other expenses, for the proper operation of said department.

Powers of police.

Compensation.

Details as to force.

3. This act shall take effect immediately.

Approved April 27, 1929.

CHAPTER 206.

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

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

Powers relative to airport:

1. It shall be lawful for any county of this State which has acquired lands for airport purposes:

Necessary buildings;

(a) To construct thereon buildings for the purpose of providing storage space or hangars for airplanes, storage for oil, gasoline, repair parts, equipment and accessories for airplanes, and to fully equip, maintain and operate the same or portions thereof in all respects so as to provide complete equipment for the landing, servicing, supplying, storing and repairing of airplanes and for the service and accommodation of passengers and freight transported by air:

To operate, lease, etc., airport;

(b) To operate, conduct, carry on and maintain such airport or any portion or department thereof, or to lease any part or portion thereof or any phase of activity or department thereof to any private person or corporation for such period and upon such terms as shall be approved by the board of chosen freeholders of such county:

To adopt rules, etc.;

(c) To adopt regulations and rules governing the operation and maintenance of such airport and the use thereof by all persons either as operators of aircraft, lessees, licensees or otherwise, and by resolution to establish penalties for the violation thereof, such penalties not to exceed one hundred dollars ($100.00) fine or thirty (30) days imprisonment, or both.

Penalties.

2. This act shall take effect immediately.

Approved April 27, 1929.

CHAPTER 207.

A SUPPLEMENT to an act entitled "An act relating to the construction of theatres, opera houses, grandstands and buildings used for motion picture purposes, and other public entertainment, in the municipalities of this State, which have no local building supervision," approved March twenty-seventh, one thousand nine hundred and twenty-seven.

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

Unsafe amusement places may be discontinued.

1. Any theatre, opera house, grandstand, or building used for motion picture purposes or public entertainment now in use in the municipalities of this State, which have no local supervision that is not in conformity with the regulations set forth by the Commissioner of Labor and which is deemed unsafe for such purposes, may be ordered discontinued by the Commissioner of Labor after a hearing until such time as it is made to comply with the regulations of the Department of Labor for such buildings.

Registry of places of entertainment.

2. The Commissioner of Labor shall keep or cause to be kept a complete registry of all theatres, opera houses, grandstands and buildings used for motion picture purposes or public entertainment in places coming under the provisions of this act. A notice of such registration shall be furnished by the Commissioner of Labor and kept posted in a conspicuous position in the building or any part of the building used for the above purposes when it complies with the regulations of the Department of Labor for such buildings.

Penalty.

3. Failure to comply with the provisions of this act shall be punishable by a penalty of two hundred dollars ($200) to be recovered in an action of debt in the same manner and subject to the same procedure as provided in the act to which this act is a supplement.

Approved April 27, 1929.

CHAPTER 208.

AN ACT to amend the title and body of an act entitled "An act providing for the retirement of police officers in counties of the second class now or hereafter having a population in excess of two hundred thousand inhabitants; providing a pension for such retired police officers and the widows, children and sole dependent parents of deceased members of said department," approved April third, one thousand nine hundred and twenty-eight.

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

Title amended.

1. The title to the act to which this act is an amendment be and the same is hereby amended to read as follows: "An act providing for the retirement of police officers in counties of this State having a population in excess of two hundred thousand inhabitants and not more than four hundred thousand inhabitants; providing a pension for such retired police officers and the widows, children and sole dependent parents of deceased members of said department."

New title.

Section one amended.

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

Retirement of county police.

1. In all counties of this State now or hereafter having a population in excess of two hundred thousand inhabitants and not more than four hundred thousand inhabitants as ascertained by the preceding Federal census, all county police officers who have honorably served in any duly organized county police department for a period of twenty years and attained the age of fifty shall, upon his own application, be retired on half pay, and any member of such county police department who shall have honorably served for a period of twenty years and attained the age of sixty-five years shall be retired on half pay, and the widow of every retired

Pension.

member of such police department who, while a member of such department, having paid into the fund the full amount of his annual assessments or contributions and continued so to do after his retirement until his death, and who shall die from causes other than injuries received in the performance of duty, shall so long as she remains unmarried, receive a pension equivalent to one-half of the pay of her deceased husband at the time of his retirement, not exceeding one thousand dollars ($1,000), for the use of herself and the children under sixteen years of age of her deceased husband, if any; *provided, however*, that she was married to her said deceased husband before the date of his retirement and before he arrived at the age of fifty years; and in case such retired deceased member leave no widow but children under the age of sixteen years, then such pension shall be paid to such of his children who have not attained the age of sixteen years, in equal shares if there be three or more of them; if only two they shall be paid twenty dollars ($20) each monthly; and if only one such child, shall be paid twenty-five dollars ($25) monthly until the age of sixteen years is reached; and in case there is no widow and no children under the age of sixteen years, then such pension shall be paid to the sole dependent parent of such deceased member. All such retirements to be made and pensions allowed by the pension commission hereinafter created.

Widows' pension.

Proviso.

Children's pension.

Section three amended.

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

Pensioning after ten years' service.

3. The widow or children or sole dependent parent of any member of the county police department (having served therein for a period of ten years) having paid into the fund the full amount of his annual assessment or contributions, who shall have lost his life in the performance of his duty, or who shall die from causes other than injuries received in the performance of duty, shall receive a pension equal to the full amount of the salary of such member at the time of his death, not exceeding one thousand dollars ($1,000); *provided, however*, that in case of a widow and children such pension shall be paid to the widow for the use of herself

Proviso.

and the children, if any, and in case of children and no widow, then such pension shall be paid to such of the children who have not attained the age of sixteen years, in equal shares, *provided* there are three or more children; if there are two children, they shall be paid twenty dollars ($20) each monthly; if one child, twenty-five dollars ($25) monthly; and in case there is no widow and no children under the age of sixteen years, then such pension shall be paid to the sole dependent parent of such deceased member; *and provided, further,* no widow shall be entitled to a pension who shall have married any such member after he shall have attained the age of fifty years; *and provided, further,* that if any widow entitled to a pension as aforesaid remarry, then such pension shall cease and shall not be paid to such widow or her children. Proviso. Proviso. Proviso.

Approved April 27, 1929.

CHAPTER 209.

AN ACT to amend an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and the supplements thereto, and to repeal certain sections thereof.

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

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

10. Organization of Board. Each of said district boards of registry and election, shall on the third Tuesday next preceding the primary election for the general election, meet together and organize by the election of one of its members as judge, who shall be chairman of said board, and another of its members as inspector; Organization of district boards of election.

such judge and inspector shall be members or voters of different political parties. In case of failure to elect a judge as herein provided, after balloting or voting three times, the senior member of the board in age shall become judge, and in case of failure to elect an inspector, after balloting or voting three times, the next senior member of the board in age shall become the inspector; *provided,* that both chairman and inspector shall not be members or voters of the same political party. The other two members of the board shall be clerks of election, and shall perform all the duties required by law of the clerks of district boards of registry and election.

If no selection.

Proviso.

Section one, Article XI, repealed.

2. Section one, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section thirty-three, Article XXIII, amended.

3. Section thirty-three, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Form of ballot.

33. Form of Ballot. The face of the official primary ballot shall be substantially in the following form:

To be torn off by the Judge of Elections.
No.....
Fold to this line.
Official Republican Party Primary Ballot.
(Name of Municipality)... Ward...Election District.
(Date) JOHN DOE, Municipal Clerk.

To vote for any person whose name is printed upon this ballot mark a cross × or plus + with black ink or black lead pencil in the space or square at the left of the name of such person.

To vote for any person whose name is not printed upon this ballot write or paste the name in the blank space under the proper title of office and mark a cross × or plus + with black ink or black lead pencil in the space or square at the left of the name of such person.

For Governor.	*Vote for One.*
☐ JOHN SMITH,	Regular Progressive
☐ HENRY BLACK.	Tax Reduction, Efficiency
☐	

For Members of the General Assembly. Vote for Two.

☐ WILLIAM LEE, ☐ RUDOLPH BLY,	Tax Reduction, Efficiency
☐ PETER JOHNSON, ☐ SIMON ABBOTT,	Regular Progressive
☐ ☐	

For Mayor.	*Vote for One.*
☐ FRANK ADAMS,	Civic Betterment
☐ HAROLD JONES,	Regular Progressive
☐ JAMES BRADY,	Tax Reduction, Efficiency
☐	

using so much of said form as may be applicable to the current primary election, and extending the same to provide cases not herein specified. The titles of office and the names of candidates shall be arranged in one or more columns so that said ballot shall be as nearly square as possible.

Section forty-seven, Article XXIII, amended.

4. Section forty-seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Time for holding primary.

47. Time and Place of Holding. The primary election for the general election shall be held for all political parties upon the third Tuesday of June in each year, except the Presidential year, then on the third Tuesday in May, between the hours of 7 A. M. and 8 P. M., Eastern Standard Time. Said primary election for the general election shall be held for all political parties in the same places as hereinbefore provided for the ensuing general election.

Section forty-eight, Article XXIII, repealed.

5. Section forty-eight, Article XXIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Repealer.

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

Approved April 27, 1929.

CHAPTER 210.

AN ACT authorizing the correction of errors and omissions which have occurred or may occur in the apportionment of franchise taxes and taxes on gross receipts of street railways, traction, gas and electric light, heat and power corporations using or occupying public streets, highways, roads or other public places in this State.

Preamble.

WHEREAS, Every street railway and traction corporation is now subject to and pays a franchise tax of five per centum (5%) of its gross receipts each year,

which is payable as apportioned to each of the taxing districts in this State where said taxpayer has property, in accordance with Chapter two hundred and ninety, of the Laws of one thousand nine hundred and six; and

Preamble. WHEREAS, Every gas and electric light, heat and power corporation is now subject to and pays a franchise tax of five per centum (5%) of its gross receipts, which is payable as apportioned to each of the taxing districts where such taxpayer has property, in accordance with the terms of Chapter one hundred and ninety-five of the Laws of one thousand nine hundred, as amended by Chapter seventeen, of the Laws of one thousand nine hundred and seventeen; and

Preamble. WHEREAS, In addition to the franchise taxes which are imposed under and by the acts hereinbefore recited, every street railway, traction, gas and electric light, heat and power corporation is now subject to and pays upon its gross receipts, an annual tax at the average rate of taxation of this State as computed and fixed by the State Board of Taxes and Assessment in accordance with Chapter twenty-five of the Laws of one thousand nine hundred and nineteen; and

Preamble. WHEREAS, Errors and omissions have occurred and may occur in the apportionment of such taxes, to correct which there is no sufficient remedy provided by law; therefore

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

Correction of error by reapportionment. 1. It shall be the duty of the State Board of Taxes and Assessment, upon proof or discovery of any clerical error or omission in the apportionment of the taxes, or any of them, above recited, whereby the taxing districts in this State entitled to such taxes or any of them shall fail to receive their or its just proportion of such taxes, When. to correct such error by reapportionment in the same year in which such error occurs if proved or discovered prior to the distribution of such moneys on apportionment, or by including in the amount of such tax apportioned to the respective taxing district or districts in the succeeding year after the proof or discovery of such

error or omission, the amount of tax so failed to be paid and received, and deducting from the apportionment made to the several remaining taxing districts which shall have benefitted by such error or omission the amount so erroneously paid to it or them.

Deductions from other districts.

Application of act.

2. This act shall apply only to any error or omission in the apportionment of such taxes to any taxing district or districts in this State which occurred in the year one thousand nine hundred and twenty-eight, or may occur in any year thereafter.

Remedy.

3. The remedy for the correction of errors and omissions hereinbefore provided shall be concurrent with and in addition to any other remedy now permitted or provided by law for such purpose.

4. This act shall take effect immediately.

Approved April 27, 1929.

CHAPTER 211.

AN ACT authorizing municipalities bordering upon the Atlantic Ocean, to create and regulate a separate fund for the operation of radio stations and/or municipal convention halls in said municipalities.

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

Separate operation of radio and convention halls from city government.

1. In any municipality bordering upon the Atlantic Ocean, which maintains a municipal radio broadcasting station and/or a municipal convention hall, which station and/or hall is operated wholly or partially for financial gain, or otherwise, by such municipality, the municipality shall have power and is hereby authorized to provide by ordinance for the creation and regulations of the separate financial operation and maintenance of such station and/or hall.

Income in separate fund.

2. Such ordinance may provide that all income from such station, and/or hall may be placed in a separate

fund under the joint control of the management of such station and/or hall and the director in charge of such department or departments, the city treasurer of such municipality and such other municipal officer or officers as said ordinance may designate.

Use of income.

3. From such income may be expended operating costs of such station or hall. Reserves may be set up to provide for the nonproductive or seminonproductive operations of the station or hall.

Surplus used to meet bonds.

4. From the surplus of the income of such station or hall there may from time to time be taken such amounts as may, in the judgment of the officials in control of the fund seem wise, and appropriate therefrom to the municipality for the purpose of paying interest or principal upon the bond issues outstanding for the construction of such station or hall.

Accounting.

5. A complete system of accounts covering income and expenditures shall be maintained by the authority operating the station or hall which accounts shall be audited from time to time by the comptroller of such municipality.

What included in income.

6. The income from such station and/or hall shall be taken to include all rentals for services performed by such broadcasting station or for broadcasting commercial or semicommercial radio programs, and, in the case of the convention hall, income from store and concession rentals; income from the rental of the hall; events of all kinds and descriptions; admissions or all other moneys received from the use of any facility in such hall. In the event that the income as herein defined shall be insufficient to meet the expenditures as hereinafter defined, then in that event the municipality shall in its annual budget make provision for such deficiencies.

Deficiencies.

Expenditures.

7. The expenditures shall include the cost of maintenance, upkeep and operation of the station and/or hall, salaries, heat, light and power, advertising, cost of procuring conventions, employing of performers, attractions, shows, entertainment of every nature and description, amusements, or any other kind of expenditure incident to the maintenance, upkeep and operation of such station and/or hall.

Deposit of income.

8. The income herein referred to shall not be deposited in the city treasury and shall not become a part of the general finances of the municipality and shall not be required to be withdrawn by ordinance. The ordinance herein provided or any amendment thereto shall provide for all needful regulations, safeguarding the collection and expenditure of such funds. It being the intent of this act that such municipality shall be enabled to operate such station or hall in the business-like manner similar to the methods that would be employed if the station or hall was operated by a private and not a municipal corporation.

Business-like operation.

9. This act shall take effect immediately.

Approved April 27, 1929.

CHAPTER 212.

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

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

Term of present members vacated.

1. The terms of office of all members of the Civil Service Commission now in office are hereby terminated. Their said offices are hereby vacated by and upon the passage of this act.

Repealer.

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

Approved April 27, 1929.

CHAPTER 213.

A SUPPLEMENT to an act entitled "An act to establish a Department of Conservation and Development and to consolidate therein the State Water Supply Commission, the Board of Forest Park Reservation Commissioners, the State Geological Survey, the Washington Crossing Commission, the State Museum Commission and the Fort Nonsense Park Commission," approved April eighth, nineteen hundred and fifteen.

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

Powers conferred on board.

1. For the purpose of acquiring, holding, protecting, managing or developing lands or other properties for the use of the State of New Jersey for a State park or a forest park reservation or other State reservation, whether made for historic, for scenic, for watershed protection or for any other purpose, the Board of Conservation and Development, in addition to the powers conferred upon it by the provisions of the act to which this act is a supplement, shall have the powers provided herein.

Authority to enter on lands for inspection.

2. The said Board of Conservation and Development, shall have power to enter into and upon any lands within this State for the purpose of inspection, for the purpose of making surveys and maps thereof and for such other purposes as it may deem necessary to such acquisition, development, protection or management of lands or other properties for the State. The said Board of Conservation and Development shall also have power to make investigations as to the ownership of any lands which it judges may be suitable or appropriate for acquisition for any of the purposes above indicated.

Ascertain ownership.

Acquisition of property.

3. The said Board of Conservation and Development shall have power to take title in fee or otherwise by purchase, gift, devise or eminent domain to such lands or other property and to any rights, interests and easements therein, in the name of the State of New Jersey.

Procedure in case of eminent domain.

In the event that it becomes necessary or advisable to acquire any lands or other property or interest therein for any of the purposes above indicated by this act by eminent domain, the procedure for condemnation of such land or other property shall be taken in accordance with 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).

Title to property.

4. The title to all lands or other properties acquired by the said Board of Conservation and Development shall be taken in the name of the State, and all such

Tax exempt.

lands or other properties shall be exempt from taxation from the time of their acquisition by the State; *provided,*

Proviso.

however, that there shall be paid annually to the treasurer of each municipality in which such lands are held, under the provisions of this act, and in which municipality the area of such lands exceeds ten acres the sum

Payment to municipality.

of ten cents ($0.10) per acre for each acre of land so held in such municipality, said payment to be made on the order of the Board of Conservation and Development from appropriation made to said board for this purpose.

Sale of part of land or products.

5. The said Board of Conservation and Development shall have power to lease, sell, or exchange, for other land or property, any portion of the lands or properties, acquired for the purposes indicated in or under the provisions of this act, or to sell or exchange any products of such lands when in the judgment of the said board, such lease, sale or exchange is deemed to be for the

Proviso.

best interests of the State; *provided, however,* that no sale or exchange shall be made without the approval of

Making leases.

the Governor. Such leases, sales or exchanges, shall be made in the name of the State of New Jersey, by the Board of Conservation and Development under the seal of the said board, signed by the president and secretary thereof.

Improvements.

6. The said Board of Conservation and Development in its administration of such lands or properties shall have the power to install permanent improvements for the protection, development, use or maintenance of the property, or for the health and comfort of the public.

and to lay out, construct and maintain roads and ways over such lands, or to lay out, construct and maintain roads between and connecting any separate portions of such lands, or to lay out, construct and maintain connecting roads and ways from points on such lands to other public roads outside of and adjacent thereto and for these purposes to acquire rights-of-way upon and across any intervening lands. Build roads.

7. No title or interest in any of such lands or properties held by the said Board of Conservation and Development as herein provided shall be subject to be taken by any body corporate, whether municipal or private corporation, or by any person or agency whatsoever possessing the power of eminent domain, by condemnation proceedings, in the exercise of said power of eminent domain against the said board or the State of New Jersey, as respects all lands or properties or interests therein acquired and held in accordance with the provisions of this act. State rights not to be taken.

8. The said Board of Conservation and Development shall have power to make such rules and regulations for the use and protection of such lands or properties as may in its judgment be necessary. Every person who shall violate any such rules or regulations of the said board shall be liable to a penalty of not less than twenty-five dollars ($25) nor more than one hundred and fifty dollars ($150); *provided, however,* that, where there are mitigating circumstances, the said Board of Conservation and Development may in its discretion permit the person or persons who may have violated such rules or regulations to pay the cost of any damage done or of expenses incurred by the said board because of such violation or such other sum less than the minimum fine herein imposed at such time and in such manner as the said board shall determine. Such payment when finally made shall relieve the person or persons making it of the penalty for such violation imposed by this act. The courts or magistrates before whom any proceedings for the recovery of any penalty under this act shall be brought and the proceedings and processes by which such actions shall be enforced and the officers to serve Rules and regulations. Penalty. Proviso. Paying damages.

and execute any process issued out of any court or by any magistrate in such actions shall be those provided for the enforcement of "An act for the appointment of fire wardens, the prevention of forest fires and the repeal of sundry acts relating thereto," approved April eighteen, one thousand nine hundred and six with the amendments thereof or supplements thereto. All penalties provided for under this act when recovered shall be paid to the director of the Department of Conservation and Development who shall pay the same over to the State Treasurer in the manner prescribed by law.

Enforcement.

Disposition of penalties.

Assistance.

9. The Board of Conservation and Development shall have power to employ such persons as are necessary for carrying out the provisions of this act and to fix their compensation. Any employee of the said board charged by the said board with the custody, care, or protection of such lands and other properties may arrest, without warrant, any person or persons taken by him in the act of violating any of the rules or regulations of the said board for the use or protection of such lands or other properties made in accordance with the provisions of this act, and shall proceed against such person or persons in the manner provided for in this act.

Police power conferred on employees.

10. This act shall take effect immediately.

Approved April 27, 1929.

CHAPTER 214.

AN ACT to amend an act entitled "An act to provide for overflow of the tide, or the filling in of lands contained within the bounds of any meadow company, heretofore organized by virtue of the provisions of any special or general act of the Legislature of this State; to provide funds to defray the expenses thereof and to protect adjoining meadows or other lands from damages, and to assess a portion of the cost thereon on such adjoining lands," which act was approved March twenty-fourth, one thousand nine hundred and thirteen.

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

1. Amend sections one, two and three of the act to which this act is an amendment so that they shall read as follows:

Sections one, two, three, amended.

1. It shall and may be lawful for the owners and possessors of the lands contained within the bounds of any meadow company, heretofore organized by virtue of the provisions of any special or general act of the Legislature of this State, to cause the same to be subjected to overflow by the tide, and to control such overflow, for such period as may be agreed upon at the meeting held therefor, as hereinafter provided, or to cause the same to be filled in and the surface thereof raised.

Meadows may be overflowed or surface raised.

In addition to the duties of the manager or managers of said meadow company in connection with the maintenance of the banks, dams, sluices and drains, said manager or managers shall direct and order such control of the flow by tide.

Controlling flow by tide.

All expenses, costs and charges incurred by said manager or managers of said meadow company in the control of such flow by tide shall be raised, collected and paid in the manner provided by the act, whether

Provision for expenses.

general or special, under which such meadow company may be organized.

Proposition submitted to owners.

2. The proposition to subject said lands to overflow by the tide, and to control such overflow by tide, or to be filled in, may be submitted to the owners of said lands, at any annual meeting of such meadow company, or at any special meeting thereof, called by the managers of any such company, or by at least five of the owners of lands within the bounds of such meadow company.

How meeting called.

If submitted at a special meeting, such meeting shall be called by notice in writing, signed by a majority of the managers, or by the five owners, if called by them, and such notices in either instance shall be posted at five or more public places in the township in which the said lands or the greater part thereof may lie, for a period of at least fifteen days, and a copy thereof shall be published for two weeks, once in each week, in a newspaper published in the county wherein such lands lie, and circulating in the neighborhood.

Question submitted.

3. At such annual meeting, or at such special meeting so called, the question of overflowing the meadow lands of such meadow company, and the control by such overflow by tide, or of filling in the same, may be submitted; and if more than one-half of all the votes to which the owners of such meadow lands entitled are cast in favor of overflowing such meadow lands, and the control of such overflow by tide, the managers shall cause the same to be overflowed, and such overflow to be controlled, for such period of time as may, by the vote aforesaid, be decided upon at such meeting; and if more than one-half of all the votes to which the owners of such meadow lands are entitled are, at such meeting, cast in favor of filling in such meadows, the manager shall cause the same to be filled in.

Decision.

If lands abut on other meadow company's property.

4. In case the lands of any meadow company taking advantage of this act shall abut on the lands of any other meadow company, and it shall be necessary to erect a cross bank to protect such adjoining meadow company from the overflow of the fill, it shall be lawful for the managers of such meadow company, or a majority of them, so taking advantage of this act, to apply to the Court of Common Pleas of any county in

which such meadow lands are located, for the appointment of three judicious and disinterested men, well acquainted with banked meadows, as commissioners; said commissioners shall be appointed by said court after the giving of such notice of said application as said court shall prescribe, and when appointed, after giving such notice of the time and place of meeting as said court shall direct, shall view the premises, hear the parties in interest, may adjourn from time to time, and shall lay out the correct bank required to protect such adjoining meadows, and cause the same to be constructed, the cost thereof to be paid by each meadow company, in accordance with the assessments made by said commissioners. In case the adjoining meadow company shall refuse to pay its proportion of said assessment, the company taking advantage of this act shall, in the first instance, pay the cost thereof, and the amount assessed against the adjoining company by said commissioners shall be returned in the report of said commissioners to the Common Pleas Court, and the collection of the same by the managers of such company taking advantage of this act may be enforced by suit at law in any competent court, or by mandamus or other appropriate process. The commissioners shall receive such compensation as said court may order, to be paid by the petitioners.

Commissioners to view and fix cost.

Action on refusal to pay assessment.

Approved April 27, 1929.

CHAPTER 215.

AN ACT to amend an act entitled "An act to amend an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred seventeen," approved March twenty-ninth, one thousand nine hundred twenty-seven."

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

Section one, Article XV, amended.

1. Section one of Article XV of the act to which this act is an amendment be and the same is hereby amended.

Licenses.

1. The governing body of every municipality shall have power to make, enforce, amend or repeal ordinances to license and regulate; *provided, however,* that

Proviso.

nothing in this act contained shall be construed to authorize or empower the governing body of any municipality to license or regulate any person, firm, partnership, corporation or association, holding a license or certificate issued by any department, board, commission or other agency of the State of New Jersey.

Sundry vehicles;

(a) Hacks, coupes, cars, omnibuses, stages, wheel chairs, and all other vehicles used for the transportation of passengers, baggage, merchandise, and goods and chattels of any kind, and the owners and drivers of all

Stands;

such vehicles; and the place or places or premises in which or at which the different kinds of business or occupation mentioned herein are carried on and con-

Proviso.

ducted; *provided,* nothing herein contained shall be construed as modifying or repealing any of the provisions of an act entitled "An act concerning auto buses and their operation," approved March seventeenth, one thousand nine hundred and sixteen, as amended;

Various public servants;

(b) Cartmen, expressmen, baggagemen, porters, auctioneers, common criers, hawkers, peddlers, pawn-

Peddlers.

brokers, employment agencies, junk shop keepers, junk dealers, motor vehicle junk dealers, street sprinklers, bill posters, bill tackers, sweeps, scavengers, transient merchants or itinerant vendors of merchandise, medicine

and remedies, and the place or places or premises in which or at which the different kinds of business or occupations mentioned herein are carried on or conducted; *provided,* nothing herein contained shall be construed as modifying or repealing any of the provisions of an act entitled "An act to license and regulate the business of transient merchants or itinerant vendors in this State," approved April seventh, one thousand nine hundred and twenty-one; but shall confer additional powers upon the municipality. Proviso.

(c) Automobile garages, dealers in second-hand motor vehicles and parts thereof, bathhouses, swimming pools, restaurants, hotels, boarding houses, lodging houses, or other places used for sleeping or lodging purposes, and the keepers thereof; Garages, hotels, lodgings, etc.;

(d) Lumber and coal yards, stores for the sale of meats, groceries and provisions, dry goods and merchandise, and goods and chattels of every kind, and all other kinds of business conducted in such city other than those herein mentioned, the place or places of business or premises in which or at which the different kinds of business or occupations are to be carried on or conducted; traveling or other shows, circuses, plays, dances, exhibitions, concerts, theatrical performances, and all street parades in connection therewith; and also theatres, show houses, opera houses, concert halls, dance halls, pool or billiard parlors, exhibitions grounds, and all other places of public amusement; Certain businesses; Circuses, shows, parades, billiard and dance halls, etc.;

(e) All signs or other objects projecting beyond the building line, into or over any public street or highway; also all street stands for the sale or distribution of merchandise or other articles. Signs and street stands.

Approved April 29, 1929.

CHAPTER 216.

A SUPPLEMENT to an act entitled "An act creating a Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith," passed March twenty-ninth, one thousand nine hundred and twenty-one, amended April third, one thousand nine hundred and twenty-eight.

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

Standard uniform:

1. In addition to the regulations and powers conferred by the provisions of the act to which this act is a supplement, the Department of State Police, on or before July first, one thousand nine hundred and twenty-nine, shall have the following standard uniform to be worn only by the members of said department:

Winter dress;

(a) Winter Uniform: French blue blouse, dark blue breeches, with yellow stripe, cap with dark blue band and French blue bell, black boots, black pistol belt, long dark blue trousers with yellow stripe for officers, French blue overcoat; all according to State Police specifications.

Summer dress;

(b) Summer Uniform: French blue shirt, dark blue breeches, with yellow stripe, cap with dark blue band and French blue bell, black boots, black pistol belt, long dark blue trousers with yellow stripe for officers, French blue overcoat; all according to State Police specifications.

Regulations.

(c) The foregoing paragraphs (a) and (b) are subject to State Police regulations.

Imitation of uniform illegal.

2. Every person, agent, officer or official, whether elected or appointed by any municipality, corporation, association, of whatever kind or nature, is hereby prohibited and forbidden directly or indirectly to wear, use, or order to be used or worn, copy or imitate in any

respect or manner, the above standard uniform as set out in this act; and any person not a member of the Department of State Police who shall violate this provision shall be guilty of a misdemeanor and punished by a fine of not exceeding two hundred and fifty dollars ($250), or by imprisonment in the county jail for a term not exceeding one year, or both, at the discretion of the court. The term "person" as used in this act includes individuals, associations, corporations, or agents, officers or officials elected or appointed by any municipality, including counties.

Penalty.

Definition.

3. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 217.

AN ACT to amend the title and body of an act entitled "An act providing for the appointment and compensation of secretaries to Circuit Court judges in counties of the first class in this State," approved March third, one thousand nine hundred and twenty-one.

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

1. The title of an act entitled "An act providing for the appointment and compensation of secretaries to Circuit Court judges in counties of the first class in this State," approved March third, one thousand nine hundred and twenty-one, be and the same is hereby amended so that henceforth it shall read as follows: "An act providing for the appointment and compensation of secretaries to the Circuit Court judges of this State."

Title amended.

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 one amended.

1. Any Circuit Court judge assigned to and holding the Circuit Court in any county in this State may, when-

Secretary to judge of Circuit Court.

ever he deems it necessary for the proper and expeditious performance of the work of said court, appoint a secretary, to serve during the pleasure of said judge, and fix the compensation to be paid said secretary at a sum not exceeding two thousand five hundred dollars ($2,500) per annum.

Salary.

Section two amended.

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:

Certification of appointment and payments of salary.

2. Upon making such appointment the said Circuit Court judge shall certify to the board of chosen freeholders of the county in which such judge has the greatest number of listed cases for trial the name of the person so appointed and the compensation fixed, and thereupon the said board of chosen freeholders shall cause such compensation to be paid to such secretary in equal semimonthly payments. In case said Circuit Court judge shall fix a compensation for said secretary less than the maximum herein allowed, he may from time to time increase such salary until the maximum is reached, and notify the board of chosen freeholders of such action, and the increase shall be paid accordingly.

Increasing from minimum pay.

4. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 218.

AN ACT to enable counties of this State, which have no county hospitals, to aid and assist in supporting and maintaining contagious buildings, and pavilions, permanently maintained by any hospital or hospitals located in such county.

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

Contribution to hospital for contagious diseases by counties.

1. It shall and may be lawful for the board of chosen freeholders of any county of this State, which has no county hospital, which permanently maintains a building or pavilion for the care and treatment of contagious

and infectious diseases, other than the sick ward of the county poor home, or county tuberculosis hospital or sanitarium, or county hospital or sanitarium for the insane, to appropriate a sum of money not to exceed fifty thousand dollars ($50,000), in any one year to any one hospital, which permanently maintains and operates a building or pavilion for the care and treatment of contagious and infectious diseases.

Amount.

2. Said appropriations shall be made in the same manner as appropriations are made for other county purposes and the sum or sums so appropriated shall be included in the annual tax levy in the same manner, as other county taxes, and shall be applied to the purpose of assisting in supporting such building or pavilion for the care and treatment of residents of such county afflicted with any contagious or infectious disease.

How appropriation made.

3. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 219.

AN ACT to amend an act entitled "A further supplement to an act entitled 'An act for the appointment of commissioners for the better protection of fishing interests of the State of New Jersey,' approved March seventeenth, one thousand eight hundred and seventy," which said supplement was approved September twenty-fifth, one thousand nine hundred and seven.

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

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

Section one amended.

1. The Board of Fish and Game Commissioners shall be appointed by the Governor, with the advice and consent of the Senate, and shall be composed of nine competent persons, two of whom shall be appointed upon

Fish and game Commission—number.

Term.

the approval of this act for a term of five years. The present members of said board shall continue in office until the expiration of the terms for which they were respectively appointed. All future appointments to said board, except to fill an unexpired term, shall be for a term of five years, and until his successor shall have been appointed and qualified. Vacancies occurring by death, resignation or otherwise, shall be filled in the same manner and for the unexpired term of the commissioner whose office shall become vacant. No commissioner shall hold more than one office in the said board at one and the same time.

Vacancies.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 220.

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:*

Acquiring property in State or outside.

1. Whenever any municipality of this State, acting in its governmental or public capacity or in its proprietary or private capacity, has determined, or shall hereafter determine, to acquire any property in this State for any public use, and certain other property located in a foreign State is necessary to the beneficial use thereof, it shall be lawful for such municipality to acquire and hold all such property located in a foreign State, together with the appurtenances thereunto belonging, which is necessary to the beneficial use of the property located in this State. Such property, together with the appurtenances, having a situs in a foreign State, may be acquired either in the corporate name of the municipality or in the name of some person, either natural or artificial as trustee for such municipality.

Title to property.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 221.

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" (Revision of 1927), approved March thirteenth, nineteen hundred and twenty-seven.

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

1. Section one hundred and eleven of the act to which this act is an amendment is hereby amended to read as follows: Section 111 amended.

111. In addition to (and not in limitation of,) its general powers, the State Highway Commission shall have power: Powers:

a. To determine and adopt rules, regulations and specifications and to enter into contract covering all matters and things incident to the acquisition, improvement, betterment, construction, reconstruction, maintenance and repair of State highways. Rules and regulations;

b. To execute and perform as an independent contractor or through contracts made in the name of the State of New Jersey, all manner of work incident to the maintenance and repair of State highways. As contractor;

c. To establish and maintain as an independent contractor or employer a patrol repair system for the proper and efficient maintenance and repair of State highways. Patrol repairs;

d. To employ and discharge, subject to the provisions of the civil service act, all foremen and laborers, prescribe their qualifications and furnish all equipment, tools and material necessary for such patrol repair system. Workmen;

e. To widen, straighten and regrade any State highway and to acquire any lands or rights therein by gift, devise, purchase, or by condemnation, according to the procedure as contained in an act entitled "An act to regulate the ascertainment and payment of compensation Improve roads.

for property condemned or taken for public use" (Revision of 1900), approved March twentieth, one thousand nine hundred, and vacate any State highway or any part thereof, the State Highway Commission shall have the right and power to enter upon and take property in advance of making compensation therefor in any case where it cannot acquire land or other property by agreement with the owner, whether by reason of disagreement as to the price, or the legal incapacity or absence of the owner, or his inability to convey valid title, or by reason of any other cause. In any such case, upon the said highway commission exercising this right and entering upon and taking land in advance of making compensation therefor, it shall present a petition, and proceedings shall be had to fix the compensation, to be paid to the owner, as provided in the said 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. To do and perform whatever may be necessary or desirable to effectuate the object and purposes of this act. To do and perform all acts now required by law to be done and performed by the State Commissioner of Public Roads, the State Highway Commission and the highway commission; *provided, however,* that where the State Highway Commission may find it necessary to acquire lands owned and used by municipalities for public uses and purposes the State Highway Commission shall before taking over such property for highway purposes and after hearing had in the manner already prescribed in section one hundred and two of the act of which this act is an amendment if before the time fixed for said hearing the municipality whose land is subject to be acquired shall file a notice with the said State Highway Commission setting forth that said land is necessary for the public use of the municipality owning the same then the said State Highway Commission shall determine whether or not it is a reasonable public necessity to acquire the land in question and in the event that it decides that it is a reasonable public necessity to acquire such lands for the State Highway System, it

Entry on property.

Fixing Compensation.

Do whatever necessary.

Proviso.

Notice of necessity.

shall give notice of its finding by serving a copy thereof upon the clerk of the governing body of such municipality within ten days after the rendering of such decision and the municipality may within twenty days after service upon it of such notice, appeal from the decision of the State Highway Commission to the judge of the Circuit Court of the county within which such municipality is situate, who shall hear and determine the question of whether or not the taking of the land in question in preference to some other route is a reasonable public necessity. Hearing by court.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 222.

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

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

1. Any municipality not owning and operating a water-works system or plant is hereby authorized to acquire by purchase, lease or condemnation, an existing water-works system or plant and its real estate, personal property and works, and all its corporate rights, powers, franchises and privileges or any part thereof, for the public and private uses of such municipality. Where the supply of water is from more than one source, or the distribution plant to be acquired is connected with a distribution system of the owner in an adjoining municipality, both of which are served with water from the same source or sources, it shall be lawful for such municipality to purchase, lease or condemn not only the source or sources of supply as aforesaid and the distribution system in said municipality but also the distribution system in the adjoining municipality. Acquiring water system. Acquiring sources of supply.

Supplying other municipality.

2. The municipality acquiring said property as aforesaid, shall furnish and supply water to the adjoining municipality in which the connected distribution system is located and to any other municipality served from the same source or sources of supply when acquired, to the extent, for such length of time and under such terms and conditions as may be ordered by the Board of Public Utility Commissioners of this State.

Payment of award.

3. That said municipality so condemning shall, at the request of the owner of the utility so condemned, pay as part of the award of the commissioners, such sum in gross as said commissioners may fix and determine to be the fair value of the bills receivable for water furnished by the utility to its consumers on the part taken; or, at the request of the utility, will exercise any right vested in the municipality to enforce the payment of said sums by refusing to furnish water to such delinquent consumer until its debt due the utility is paid.

4. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 223.

AN ACT to amend an act entitled "An act to provide for the licensing of private nursing homes for the care, treatment and nursing of persons ill with disease or who are crippled, infirm or in any way afflicted," approved March twenty-fifth, one thousand nine hundred and twenty-seven.

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

Section three amended.

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

Operating without license.

3. Any person, firm, corporation or association who shall operate or conduct a private nursing home or

private hospital without first obtaining the license specified in this act shall be liable to a penalty of five hundred dollars ($500), or to imprisonment for six months, or both. In default of the payment of the fine fixed by this section, the defendant may be imprisoned in the common jail of the county, but such imprisonment shall not exceed the maximum fixed by this act. An action to recover the penalty incurred under the provisions of this act shall be in the nature of an action in debt, and jurisdiction is hereby conferred upon the Court of Common Pleas of any county in this State to hear and recover the penalty in the aforesaid action. The procedure and practice in all such cases shall conform to the practice and procedure prevailing in the court in which the action is instituted. All such actions shall be brought in the name of the Commissioner of Institutions and Agencies, and the penalty when recovered shall be payable to the Department of Institutions and Agencies for the use of said department. The said Department of Institutions and Agencies is authorized and empowered, after hearing, to revoke any and all licenses granted hereunder to any person, firm, corporation or association violating the provisions of this act.

Penalty.

Procedure to recover penalty.

Use of recovered penalty.

Revocation of license.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 224.

AN ACT to amend an act entitled "An act relating to, regulating and providing for the government of cities of the second class which now have or may hereafter have a population of less than twenty thousand," approved April twenty-third, one thousand nine hundred and seven.

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

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

Section ten amended.

Council to elect commissioners.

10. At the annual meeting of city council, next after this act shall take effect, or within twenty days after such annual meeting, said city council shall, by a call of the roll, elect a competent person as commissioner of public safety for the term of one year; a competent person as commissioner of streets and highways for the term of two years; and a competent person as commissioner of public works and buildings for the term of three years; and thereafter the term of each commissioner shall be three years and until his successor is elected and qualified. Each commissioner shall be elected by the majority vote of all the members of city council, and shall have such powers and perform such duties, not by this act vested in or imposed upon other officers of said city, as city council may, by ordinance, prescribe.

Powers and duties.

Section fifty-three amended.

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

Organization of assessors.

53. The board of city assessors shall meet on the first day of July in each year, or within ten days thereafter, and elect one of their number to act as president of said board for the ensuing year; the acts of two members shall be the acts of said board; the board shall make such rules and regulations for the transaction of their business as are not inconsistent with this act or any ordinance of such city, or with any law of this State; the salary of such assessors shall be fixed by ordinance by city council; city council shall elect a secretary for such board of assessors by the majority vote of all the members of city council for the term of three years and by ordinance fix the compensation of such secretary.

Rules and regulations.

Salary.

Secretary.

Repealer.

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

4. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 225.

AN ACT to amend an act entitled "An act concerning free public libraries," approved April fourteenth, one thousand nine hundred and five.

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

1. Amend section five of the act to which this act is an amendment so as to read as follows: Section five amended.

5. A board of trustees of the free public library shall be formed immediately in any municipality which shall adopt the provisions of this act, said board to consist of seven members, one of whom shall be the mayor or the chairman of the governing body of such municipality, as the case may be, ex-officio, and one the local superintendent of schools or the supervising principal, as the case may be, ex-officio, or in the event that there be neither of such officials, the principal with power of supervision over the local school system, ex-officio, or in case such municipality shall have none of the school officials hereinbefore mentioned, then the president of the board of education, ex-officio, and five citizens to be appointed by the mayor or chairman of the governing body of such municipality, at least four of whom shall be from among the residents therein; such appointments, in all municipalities except cities, to be made by and with the consent of the governing body of such municipality, and for the terms of one, two, three, four and five years respectively, as they may be selected by such mayor or chairman. Upon the expiration of the term of office of any trustee the mayor or the chairman of the governing body of such municipality shall appoint some citizen for a term of five years in the same manner as the original appointment was made; vacancies occurring in said board of trustees shall be filled for the unexpired term only, in the same manner as the original appointments are made. Trustees of library. Membership. Appointments. Vacancies.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 226.

AN ACT to amend a supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereof and the supplements thereto, which supplement was passed October ninth, one thousand nine hundred and twenty-eight.

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

Section two amended.

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

Registrant notified.

2. The said superintendent of elections shall, before signing such order in writing to any district board of registry and election, give notice of his proposed action to such registered person, either personally or by leaving the same at said registered place of resident, with some person above the age of fourteen (14) years, if any such person can be found, and if not, a copy of said notice shall be affixed to the outer door of said registered place of residence, or to any other portion of said premises, if no building be found thereon, or by registered mail addressed to such person at his registered place of residence, at least two (2) entire days before the issuance of such order by the superintendent of elections to said district board of registry and election; or the said superintendent of elections may cause a list of the names of such persons, with the registry addresses of the persons affected, to be published at least two (2) entire days before the issuance of such order in two (2) or more daily newspapers published within the county. The said superintendent of elections may cause a list of the names of any or all such persons, with the registry addresses of the persons affected, to be published, in addition to the daily newspapers aforesaid, at least two (2) entire days before the issuance of such order in one (1) or more weekly newspapers

How notification given.

List published.

published within the county, and said published notice in addition to containing the names and addresses as aforesaid, shall give notice to the persons affected thereby of the proposed action of the said superintendent of elections to issue the order aforesaid to the district board of registry and election. No such order in writing shall be signed by the superintendent of elections subsequent to the Tuesday preceding such election.

Repealer.

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

Approved April 29, 1929.

CHAPTER 227.

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:*

As to issuing bonds.

1. In every school district where the legal voters have adopted a proposal authorizing the issuance and determining the maturities of bonds, and the board of education has deferred the issuance of the bonds until after the date or dates fixed for the earlier maturities, the board of education may refrain from issuing the bonds maturing before the date of issuance, and may issue the remaining bonds.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 228.

AN ACT to amend an act entitled "An act to impose a tax on the sale of motor vehicle fuels as herein defined to be paid by distributors as herein defined; regulating the sale of such fuels; providing for the collection of said tax, for reports of sales of such motor fuels and for the disposition of the revenue derived from such tax, and fixing penalties for the violation of the terms thereof," approved April first, one thousand nine hundred and twenty-seven.

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

Section one amended.

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

Definitions:

1. The terms used in this act shall be construed as follows, unless other meaning is clearly apparent from the language or context, or unless such construction is inconsistent with the manifest intention of the Legislature:

Motor vehicle;

(1) The term "motor vehicle" shall include any vehicle propelled or drawn along any public road by any power other than muscular, and motor boats or any boat or scow propelled wholly or in part from power derived from a gasoline engine, except road rollers, street sprinklers, fire engines or fire department apparatus, police patrol wagons, ambulances owned by municipalities or hospitals, motor-cycles of State and municipal police, motor vehicles of the United States Government, auto buses, commonly called jitneys, which now pay a municipal or franchise tax on their gross receipts, agricultural tractors, and such vehicles as run only on rail or tracks.

Exceptions.

Fuels.

(2) The term "fuels" shall include gasoline, benzol, or other products to be used by the purchaser thereof in the propelling of motor vehicles using combustible type engines over the highways of this State.

(3) The term "distributor" shall include any person, association of persons, firm or corporation, wherever resident or located, who imports or causes to be imported into the State fuels as herein defined, for use, distribution, or sale after the same reach the State; and also any person, association of persons, firm or corporation who produces, refines, or manufactures or compounds, or causes to be produced, refined, manufactured or compounded fuels as herein defined within the State. Distributor.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 229.

A FURTHER SUPPLEMENT to an act entitled "An act respecting conveyances" (Revision), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

1. All affidavits, acknowledgments and proofs of deeds, mortgages and other writings, and the certificates thereof, heretofore taken or made before or by any commissioner of deeds in and for this State, or before or by any foreign commissioner of deeds for this State, or before or by any notary public of this State, who 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 affidavits, 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 Validating affidavits, etc., by notaries and commissioners of deeds.

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 April 29, 1929.

CHAPTER 230.

AN ACT to incorporate the First Judicial District of the County of Burlington.

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

First Judicial District of Burlington County.

1. There is hereby created, established and incorporated the First Judicial District of the county of Burlington, and the territory comprised therein shall be coextensive with the territory comprised within the limits of the said county of Burlington; 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 acts amendatory thereof and supplemental thereto, as far as the same may be applicable, shall apply to the district hereby established.

Where court held.

2. The district court of said district shall be held at at least two places in said district, at stated periods, which said places shall be designated by the board of chosen freeholders of the county of Burlington; and said board of chosen freeholders shall provide suitable rooms for the transaction of the business of the said court, and further shall provide suitable furniture therefor, and such books, stationery and other supplies as may be necessary.

Accommodations, etc.

Does not affect small cause court, etc.

3. Nothing in this act contained shall be construed to interfere with or in any wise alter the jurisdiction of any small cause court within such county, or the jurisdiction now exercised, or hereafter conferred upon any magistrate, recorder or justice of the peace of such county.

4. The clerk of the district court shall receive an annual salary of twelve hundred dollars ($1200), to be paid in the same manner as other district court salaries are now paid. Salary of clerk.

5. If any section or part of this act be questioned in any court of competent jurisdiction and declared to be unconstitutional, such section or part shall be exscinded and the remainder of the act continue in force and effect. Validity of act.

6. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 231.

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

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

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

7. Any person or persons who shall establish or conduct any pharmacy or drug store for the retailing, dispensing or compounding of drugs, medicines, physicians' prescriptions or poisons, not being a duly registered pharmacist of this State, or shall be engaged as clerk or assistant or apprentice in any store or pharmacy, and retailing, dispensing or compounding drugs, medicines or physicians' prescriptions, not having first obtained a certificate of registration as a pharmacist or registered assistant in accordance with the provisions of this act, or, being a duly registered pharmacist or registered assistant or an apprentice, shall violate any of the provisions of this act, or shall adulterate or sell any adulterated drug, medicine or chemical; or any person who shall procure or attempt to procure registration for himself or herself or any other person under this act, Violations and penalties.

by making or causing to be made any false representations, or shall fraudulently represent himself or herself to be registered in accordance with this act, or any person who shall violate any of the provisions of this act shall forfeit and pay a penalty of not less than twenty-five nor more than fifty dollars ($50) for the first offense, not less than fifty nor more than one hundred dollars ($100) for the second offense, and not less than one hundred dollars ($100) for the third and each subsequent offense to be sued for and recovered by and in the name of "The Board of Pharmacy of the State of New Jersey."

Approved April 29, 1929.

CHAPTER 232.

An Act to amend an act entitled "An act fixing the compensation of members of boards of chosen freeholders, directors of boards of chosen freeholders and county supervisors in certain counties of this State," approved March nineteenth, one thousand nine hundred and twenty.

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

Section one amended.

1. Section one of the act entitled "An act fixing the compensation of members of boards of chosen freeholders, directors of boards of chosen freeholders and county supervisors in certain counties of this State," approved March nineteenth, nineteen hundred and twenty, be and the same is hereby amended to read as follows:

Salaries of small boards of freeholders.

1. The salaries of members of boards of chosen freeholders and directors of boards of chosen freeholders in any county in this State, which has adopted or may hereafter adopt or which is now governed by the provisions of "An act to reorganize the boards of chosen

freeholders of the several counties of this State, reducing the membership thereof, fixing the salaries and providing for the election and terms of office of the members, and also for the appointment and terms of office of officers appointed by such boards" (Revision of 1912), approved April first, one thousand nine hundred and twelve, or by the provisions of "An act to reorganize the government of counties of the first class in this State," approved March twenty-sixth, one thousand nine hundred and twelve, and the salaries of county supervisors in counties of the first class in this State shall be as follows: In counties of the fourth class, each member of the board of chosen freeholders shall receive an annual salary of twenty-five hundred dollars ($2,500); in counties other than counties of the fourth class, having less than five hundred thousand inhabitants, each member of the board of chosen freeholders shall receive an annual salary of four thousand dollars ($4,000), and in counties having more than five hundred thousand inhabitants each member of the board of chosen freeholders shall receive an anuual salary of six thousand dollars ($6,000). In counties where such boards of chosen freeholders consist of nine members, the director of any such board shall receive in addition to his salary or compensation as a member of such board, the sum of five hundred dollars ($500) per annum. Each county supervisor shall receive an annual salary which shall be fixed by the board of chosen freeholders of the county; *provided, however,* that such annual salary so fixed shall not be less than seven thousand five hundred dollars ($7,500) per annum.

Salaries of supervisors.

Schedule of salaries.

Salary of director.

Supervisor.

Proviso.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 233.

An Act to amend an act entitled "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," and which further amendment was approved February third, one thousand nine hundred and twenty-five.

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

Section twelve amended.

1. Section twelve of an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which said supplement was approved March eleventh, one thousand nine hundred and twenty-two, as the same has been heretofore amended, be and the same is hereby further amended so as to read as follows:

Voter's name on registry list.

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; *provided, however,* that any person who shall have become of age since the preceding general election and shall be otherwise possessed of all the quali-

Proviso.

fications 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 purpose 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.

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 (5%) 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, *and provided, further,* that whenever at two consecutive annual school elections there shall be more than five hundred ballots cast, then and in such case the board of education shall provide an additional polling place for each five hundred, or part thereof, ballots cast as aforesaid, and shall so divide the school district that an equal number of voters or as near an equal number as may be possible, shall be eligible to vote in the respective polling places provided, and shall in the notice of said election set forth said polling places and the boundaries of the sections of said school district the voters of which shall be entitled to vote at the respective polling places.

Polling places.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 234.

An Act to permit the retirement, on pension, from public office or position, of the librarians in cities of the first class, after twenty-five years' continuous service in public office or position and after having attained the age of seventy years, and defining the manner of payment of the said pension.

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

Retirement of city librarian.

1. Whenever any librarian in any city of the first class in this State has or shall have been for twenty-five years continuously in public office or position in such city, and has or shall have attained the age of seventy years, it shall be lawful for the body, board or officer having power to appoint his successor in case of vacancy to allow his retirement from service, upon his own request.

Pension.

2. In case of such retirement, the person so retired shall be entitled, for and during his natural life, to receive, by way of pension, such sum as said body or board may by resolution determine, not less, however, than one-half of the 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.

Provision for pension.

3. Provision for all pensions arising under this act shall be made in the appropriation of tax levy for the department of the public service from which such person shall be retired, and no pension shall cease or become invalid by reason of the abolition of the department or office in which he served, or any change in its title.

4. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 235.

An Act to amend an act entitled "An act to amend an act entitled 'An act to provide for the payment of wages in lawful money of the United States every two weeks,' approved March sixteenth, one thousand eight hundred and ninety-nine," approved April third, nineteen hundred and twenty-eight.

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

Section one amended.

1. Section one of the act entitled "An act to amend an act entitled 'An act to provide for the payment of wages in lawful money of the United States every two weeks,' approved March sixteenth, one thousand eight hundred and ninety-nine," as amended by the act to which this act is an amendment, be and the same is hereby amended to read as follows:

Bi-weekly payments in lawful money.

1. Every person, firm, association or partnership doing business in this State, and every corporation organized under or acting by virtue of or governed by the provisions of an act entitled "An act concerning corporations" (Revision of one thousand eight hundred and ninety-six), in this State, shall pay at least every two weeks, in lawful money of the United States, to each and every employee engaged in his, their or its business, or to the duly authorized representative of such employee, the full amount of wages earned and unpaid in lawful money to such employee, up to within twelve days of such payment; *provided, however,* that if at any time of payment, any employee shall be absent from his or her regular place of labor and shall not receive his or her wages through a duly authorized representative, he or she shall be entitled to said payment at any time thereafter upon demand; *provided, further,* that any person, firm, partnership, association or corporation that can reasonably satisfy the Commissioner of Labor that he, they or it have a paid up cash capital invested in this State of not less than two hundred

Proviso.

Proviso.

New Jersey State Library

thousand dollars ($200,000), and that arrangements have been made with a banking institution for the payment in full of any negotiable check issued for the payment of wages may, with the written consent of the Commissioner of Labor, pay any such wages by negotiable check instead of in lawful money; any employer or employers as aforesaid who shall violate any of the provisions of this section shall, for the first offense, be liable to a penalty of fifty dollars, ($50.00), and for the second and each subsequent offense to a penalty of one hundred dollars ($100.00), to be recovered by and in the name of the Department of Labor of this State. Every district court, justice of the peace, and police magistrate, is hereby empowered, upon filing of a complaint in writing by any person alleging that a violation of this act has occurred, which complaint may be made upon information and belief, to issue process at the suit of the Department of Labor of New Jersey as plaintiff; such process shall be either in the nature of a summons or warrant, which warrant may issue without any order of the court first being obtained against the person or persons 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 five or more than fifteen entire days; such process shall state what provision of the law is alleged to have been violated by the defendant or defendants, and on the return of such process or at any time to which the trial shall be adjourned, the said court shall proceed in a summary manner, without a jury, to hear testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of such penalty, with costs or for the defendant, and the said court shall, if judgment be rendered for the plaintiff, cause any such defendant, who may refuse or neglect to forthwith pay the amount of the judgment rendered against him and all the costs and charges incident thereto, to be committed to the county jail for any period not exceeding one hundred days, that the officers to serve and execute all process under this act shall be the officers authorized to serve and execute process in said court;

Payment by check.

Penalties.

Jurisdiction of courts.

Process.

Summary procedure.

On refusal to pay judgment.

that said district court, justice of the peace, or police magistrate shall have power to adjourn the hearing or trial in any case from time to time, but in such case, except in cases in which the first process was a summons, it shall be the duty of the judge of the district court, justice of the peace, or police magistrate, to detain the defendant in safe custody, unless he shall enter into bond to the said Department of Labor, with at least one sufficient surety in double the amount of the penalty claimed, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the case is disposed of, and then to abide by the judgment of the said court, and such bond, if forfeited, may be prosecuted by the said board.

Adjourning hearing.

Bail.

The convictions in prosecutions under this act shall be in the following similar form:

Form of conviction.

State of New Jersey }
} ss.
County of }

Be it remembered that on this day of , at , in said County, C. D., defendant, was by (the district court of , or , justice of the peace, or police magistrate, or as the case may be), convicted of violating the first section of an act entitled: "An act to amend an act entitled 'An act to provide for the payment of wages in lawful money of the United States every two weeks', approved March sixteenth, one thousand eight hundred and ninety-nine," approved April third, nineteen hundred and twenty-eight, in a summary proceeding at the suit of the Department of Labor of New Jersey upon a complaint made by , and further, that the witnesses in said proceeding, who testified for the plaintiff were (name them), and the witnesses who testified for the defendant were (name them).

Wherefore, the said court doth hereby give judgment that the plaintiff recover of the defendant dollars, penalty, and dollars, costs of this proceeding.

The conviction shall be signed by the judge of the district court, justice of the peace or police magistrate before whom the conviction is had. In case the defendant is committed to jail in default of payment of the penalty, a commitment in the following form shall be added, beneath the judge's, justice of the peace's, or police magistrate's signature, to the conviction:

Form of commitment.

"And the said C. D., neglecting and refusing to pay the amount of the penalty above mentioned, with costs, it is hereby ordered that the said C. D. be, and he hereby is committed to the common jail of the county of for the period of days, unless the said penalty and costs are sooner paid."

This commitment shall also be signed by the judge, justice or magistrate, and in case of commitment of any defendant to jail, the conviction and commitment shall be signed in duplicate, and one of the duplicate copies shall serve the purposes of a warrant of commitment.

Penalty for subsequent violations.

In case any person shall, after conviction of any violation of this act, be again convicted of another violation of this act or of continuing the violation for which he was previously convicted, he shall be liable to a penalty of one hundred dollars ($100) for each such violation or continuation, to be sued for and recovered in the manner above set forth. In case any defendant against whom judgment has been recovered for a penalty of one hundred dollars ($100) shall fail or neglect to forthwith pay the amount of said penalty, the court shall commit him to jail in the manner above set forth, for any number of days not exceeding two hundred days. Any penalty recovered for any violation of this act shall be paid to the said Department of Labor for the use of the State.

Signing and sealing process.

The clerk of any district court or magistrate's court may sign and seal any process required to be issued under this act except a warrant of commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in the district court. Execution may issue for the collection of any judgment and costs, against the goods and chattels and body of the defendant without any order first obtained for such purpose.

It shall be lawful at all times for the court, justice or magistrate to amend all defects and errors in the complaint and process, in order that a determination may be reached as to whether a violation of this act has occurred. Corrections by court.

The provisions of this section shall not apply to any employee or employees engaged in agricultural work or as watermen. Certain workmen excepted.

2. Section four of the act to which this act is an amendment be and the same hereby is repealed. Section four repealed.

3. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 236.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

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

69. Establishment of Reserve Fund. Reserve fund.

Every such association shall set apart, as a reserve fund out of the net profits of each year before any dividends are declared, or any division or apportionment of profits is made two per centum (2%) of said net profits and may set aside to the said reserve fund an additional amount not to exceed such sum as the constitution shall provide, and at no time shall said reserve fund exceed fifteen per centum (15%) of the total assets of such association. The reserve fund shall not be used except to make good any unforeseen losses or to meet extraordinary expenses. Certain use forbidden.

Undivided profits.

Loans and investments.

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 five per centum (5%) 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.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 237.

An Act relating to testamentary trusts.

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

Action by trustee under will when absentee unknown.

1. If any trustee of a trust created by the last will and testament of a resident of this State, which last will and testament has been duly admitted to probate in a court of this State, holds the trust estate, the final disposition of which, or of any portion thereof, depends upon or would be affected by the death of an absentee as hereinafter defined, such trustee, or any person who might be interested in the trust estate, of such absentee were dead, may, at any time after the corpus of such estate or any part of such corpus would be distributable if such absentee were dead, file a petition under oath in the Court of Chancery of New Jersey stating to the best of his knowledge and belief, the name, age, last known occupation, last known residence and address of such absentee and the last place where he was known to be, the date and circumstances of his disappearance or absconding, the names and respective residences of the wife or husband, as the case may be, and of the children and issue of the absentee at the time of his disappearance or since, and of those who would have been his heirs at law and next of kin if he had died at the time of filing the petition and the names and residence of other

persons, if any such can be ascertained, of whom inquiry may be made and containing a schedule or statement of such trust estate, real and personal, so far as known, and the names and respective residences so far as known, of the persons who might be entitled to the trust estate if said absentee had died intestate within the State on the day fourteen years after the date of his disappearance. Such petition shall name as parties the trustee, such absentee and, so far as known to the petitioner, the persons who might be entitled to the trust estate if such absentee had died intestate within the State on the day fourteen years after the date of his disappearance and, if the names of such persons or their existence are unknown to the petitioner, a description shall be given of the class of persons who might be entitled as aforesaid. Such petition shall also name as parties all persons whom it may concern and shall pray that the trust estate, both principal and any accumulations from unpaid income, or otherwise, shall be transferred to the persons, as trustees, to whom and in the shares or proportions in which it would, under the provisions of the trust of said property as set forth in the will, be distributed if such absentee had died intestate within the State on the day fourteen years after the date of his disappearance and had left no wife or husband or issue him surviving, other than those whose existence is disclosed in said petition. In case the name of the absentee is not known to the petitioner and such petitioner has been unable to ascertain the same after diligent inquiry, such absentee shall be described in the petition by the language by which he is designated in said last will and testament and by such other general description as may be practicable under the circumstances. For the purpose of this act, the word "absentee" shall mean a beneficiary under such will who has disappeared, absconded or is absent from the State, or has disappeared or absconded from the place without the State, where he was last known to be, and it is not known by the petitioner where he is, and the date of such disappearance or absconding and the time when it was last known by the petitioner where he was and when he was last heard

Schedule presented.

What petition to show.

Petition asking transfer of trust.

General description of absentee.

Definition of "absentee."

from or heard of shall have been more than fourteen years before the filing of the petition provided for in this act.

Notice issued by chancellor.

2. If the petition is filed by such trustee the Chancellor shall order that a notice be issued, served and published as hereinafter provided. If the petition is filed by a person other than the trustee a citation shall be served upon the trustee in the manner in which subpœnas to answer issuing out of such court are served, and upon proof of the existence of such estate as aforesaid by answer of such trustee or otherwise, which answer shall be filed within twenty days after the return day of such process, the Chancellor shall order that a notice be issued, served and published as hereinafter provided. The notice shall recite the substance of the petition, and shall be addressed to such absentee by name if his name is known to the petitioner or can be ascertained by making such inquiry as the Chancellor may, by general rule or special order, prescribe and by the description contained in the petition or such other description or designation as may be prescribed by the Chancellor if his name is not known and cannot be so ascertained, and to all persons who may claim an interest in such trust estate, and to all whom it may concern, and to all the persons and classes of persons named as parties in the petition, directing them to appear at a time and place named and show cause why said trust estate should not be held and disposed of as hereinafter provided.

Accounting annexed to petition.

3. If such petition is filed by the trustee he shall annex thereto an account of the administration of the trust since the date of the last accounting, together with a statement showing all changes in investment since said date and a schedule of the assets comprising the corpus and income of such trust. If such petition is filed by some one other than the trustee, the trustee shall annex such account, statement and schedule to his answer to said petition.

Service of notice.

4. The return day of said notice shall be not less than six months after the date of such order. A copy of said notice shall be served in the manner in which process issuing out of said court may be served on all

of the parties to said petition who reside within this State within sixty days after the date of such order. Said notice shall be published as directed by the order of the Chancellor in a newspaper to be designated in said order, published in the municipality, whether within or without this State if within the United States, where the absentee last resided or was known to have last been, if a newspaper is published in such municipality. In case no publication is required by the next preceding provision or if such publication shall be in a newspaper published outside of this State then such notice shall also be published in one or more newspapers published in this State to be designated by the Chancellor. The Chancellor may order such additional publication as, in his judgment, may be advisable. Such publication shall be made in each of such newspapers four times during four consecutive weeks at least once in each week and shall commence in the case of a newspaper published in this State within thirty days after the date of the order and in case of a newspaper published outside of this State within sixty days after such date. A copy of the notice shall be mailed within thirty days after the date of the order to the absentee, postage prepaid, at his post office address, unless his name or post office address is unknown to the petitioner and cannot be ascertained after making such inquiry as the Chancellor may, by general rule or special order, prescribe. A copy of such notice shall also be mailed to each of the other parties to said petition who reside outside of this State, postage prepaid, addressed to them respectively at their respective post office addresses, except the parties whose names or post office addresses are unknown to the petitioner and cannot be ascertained after making such inquiry therefor as the Chancellor may, by general rule or special order, prescribe. The Chancellor may order further notice to be given within or without the State. Proof of such publication and mailing shall be made by affidavit or in such other manner as the Chancellor may order.

Publication of notice.

Copy of notice mailed to parties concerned.

5. The respondents and the absentee and any person claiming an interest in the estate may appear and show cause why the prayer of the petition should not be

Appearance.

granted, and may appear and answer on or before the return day or within such further time as the Chancellor may allow. By the description in the notice, "to all whom it may concern", all the world are made parties defendant and shall be concluded by the order or decree.

Guardian ad litem named.

6. The Chancellor may order a suitable person to appear and act in said proceedings as guardian ad litem for minors and for all persons and classes or descriptions of persons under disability or not ascertained or unknown or not in being or out of the State, and who, under the provisions of the will in regard to said trust estate or otherwise, may be or may become interested in said trust estate, and the Chancellor shall appoint a suitable person to appear and act therein as guardian ad litem of said absentee. An order or decree in such proceedings, made after such appointment, shall be conclusive upon all persons for whom such guardian ad litem was appointed. The guardians ad litem so appointed may be authorized by the Chancellor to retain counsel and the compensation and expenses of such guardians and their counsel and of the trustee and his counsel, as determined by the Chancellor, shall be paid from the portion of such trust fund affected by the proceeding.

Counsel for guardian.

Hearing by Chancellor.

7. Upon the return day of the notice or on the date to which the hearing shall be adjourned the Chancellor shall hear all persons who may appear and desire to be heard and after such hearing shall find the date of the disappearance or absconding of the absentee and all other material facts. If the Chancellor finds that such disappearance has been continuous for more than fourteen years next preceding the filing of the petition, that upon the evidence presented the absentee has not been heard from or known of within such fourteen years, and that the facts found warrant a presumption of death, or in case the facts found do not warrant a presumption of death, if the Chancellor shall find from the circumstances attending the disappearance of the absentee and from the facts disclosed at such hearing that it is improbable that the absentee will ever be located or his identity established, the Chancellor shall order the trust estate transferred to the persons as trustees to whom,

Absence of fourteen years.

Order for transfer of trust estate.

and at the time or times and in the shares and proportions in which, it would, under the provisions of the trust of said property as set forth in the will, be distributed if said absentee had died intestate within the State on the day fourteen years after the date of the disappearance or absconding, as found and recorded by the Chancellor, without leaving a wife or husband or issue him surviving, other than those whose existence is disclosed in said petition or in the proceedings thereon prior to said order and by such order all the right, title and interest of said absentee in said trust estate and of all other persons, except those to whom, as trustees, said trust estate is to be turned over and paid in pursuance of said order, shall, as against the said trustee of the trust created by such last will and testament, be barred, and no action, suit or petition in any form shall be begun by, or for the benefit of, such absentee or such other persons against the said trustee for or on account of the said trustee estate or its proceeds; and the Chancellor may authorize the said trustee to sell at public or private sale the said trust estate or any part thereof and to convert it into money in order to make transfer thereof as aforesaid. The Chancellor, on application of any party to said proceeding or on his own motion, may, at any time prior to the hearing, refer the matter to any Vice-Chancellor or special master to hear the same for the Chancellor and advise the order or decree which should be made therein.

Action barred.

Reference.

8. Upon the transfer in pursuance of such decree to each of such new trustees of his portion of the trust estate or fund, he shall give bond to be filed in the office of the clerk in chancery in said case, in such sum and with or without sureties as the Chancellor may order, to the Chancellor and his successors in office and with condition substantially that he will pay and deliver to such absentee, if living, or to any persons claiming under him as his heirs at law, next of kin or otherwise, or as named in his will as recipients of such trust estate under the exercise of any power of appointment by the said absentee or persons otherwise claiming the fund, the fund which such trustee has received with the accumulations thereof, if any, less reasonable disburse-

Bond for delivery of fund.

ments and compensation if, in the suit on said bond, such absentee or other person shall be found to be lawfully entitled to said trust estate or fund. Suit may be brought on such bond by such absentee or other persons in his or their names and for his or their own benefit.

Attorney of new trustee for serving process.

Upon such transfer each of such new trustees who do not reside within this State shall file with the clerk of the Court of Chancery, a duly executed instrument in writing constituting the said clerk and his successors in office, his lawful attorney upon whom all original process in any suit to be brought upon said bond may be served and shall therein set forth his post office address, street and number, and shall agree that any original process against him in any suit on said bond shall be of the same force and effect if served upon such attorney as if duly served upon him within this State. Service of such process shall be made upon any such new trustee who does not reside in this State by leaving a copy of the same with the clerk of the Court of Chancery or with any clerk employed in the office of such clerk, together with a fee of two dollars ($2.00) to be taxed in the plaintiff's costs of suit. The said clerk of the Court of Chancery shall forthwith notify the said new trustee of such service by mailing a letter with a copy of the process served enclosed, with full postage thereon prepaid, directed to such new trustee at the post office address given in said power of attorney.

How process served.

Fee.

Liability of trustee.

9. Such new trustee shall be liable only for gross negligence. He may, in his discretion, invest and reinvest the trust fund or estate delivered to him and sell real and personal estate at public auction or private sale and execute instruments necessary to transfer the title thereto.

Investments.

No action brought after six years.

10. After the expiration of six years from the filing of said bond by said new trustee no action, suit or petition in form shall be brought against him on said bond or otherwise by said absentee or person claiming under him or otherwise claiming the estate in the hands of such new trustee.

Distribution of trust.

11. If, during the continuance or upon the termination of a trust under a will of a resident of this State, which will has been duly probated in this State, one of

the beneficiaries becomes an absentee as defined in section one hereof, the trustee may pay the income or distribute the trust estate to the known beneficiaries in the proportions to which they would be entitled if such absentee were present in the State and as to the remaining part to which such absentee would be entitled if present, the trustee, such absentee or any person who would be interested in the share of such absentee if he were dead, may take like proceedings with reference to such share as are in this act provided.

Chancellor may decree payment of income.

12. The Chancellor may, at any time during the continuance of the trust on like petition and other proceedings as hereinabove provided, decree that any income then accrued or thereafter accruing for the benefit of such absentee shall be paid to the persons as trustees to whom and at the time or times and in the shares and proportions in which it would be distributed if said absentee had died on the day fourteen years after the date of the disappearance or absconding as found and recorded by the Chancellor without leaving wife, husband or issue him surviving other than those whose existence is disclosed in said petition or in the proceedings therein prior to said decree.

Application of act.

13. This act shall apply to existing trusts heretofore established as well as to trusts hereafter established.

14. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 238.

An Act to regulate fishing by vessels, other than those engaged in the taking of menhaden, in the waters of the Atlantic Ocean, within the jurisdiction of the State of New Jersey, with shirred or purse seines, otter or beam trawls, and to require a license for such fishing.

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

Taking fish within three miles of coast.

1. It shall be unlawful for any person or corporation to take, or attempt to take, with shirred or purse seines, otter or beam trawls, fish, of any kind, in the waters of the Atlantic Ocean within the jurisdiction of the State of New Jersey, within three nautical miles from the coast line, without having first obtained a license for that purpose, as hereinafter set out.

Application for license.

2. Any person or corporation intending to take fish with shirred or purse seines, otter or beam trawls in the waters of the Atlantic Ocean within the jurisdiction of the State of New Jersey, shall make application for that purpose to the Board of Fish and Game Commissioners of this State for each vessel proposed to be engaged in such fishing.

License fee.

3. Upon the receipt of such application, the Board of Fish and Game Commissioners shall, upon the payment to it of the sum of fifty dollars ($50) for each vessel proposed to be engaged in such fishing, issue to such applicant, a license for such vessel to take, with shirred or purse seine, otter or beam trawl, fish of any kind, in the waters of the Atlantic Ocean within the jurisdiction of the State of New Jersey at a distance of not less than two miles from the coast line. Such license shall expire on the thirty-first of December in the year in which it is issued.

Expiration of license.

Menhaden fishing excepted.

4. Nothing in this act contained shall apply to vessels engaged in the taking of menhaden but such vessels shall, as heretofore, be licensed to operate in the taking

of menhaden pursuant to the provisions of an act entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing," approved March twenty-sixth, one thousand eight hundred and ninety-six.

Penalty.

5. Any person or corporation violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction thereof shall pay a penalty of one thousand dollars ($1,000). Any person or corporation violating any of the provisions of this act shall, whether or not such a person has been criminally prosecuted for such violation, be liable to a penalty of one thousand dollars ($1,000) for each offense, to be sued for and recovered in the manner provided and by the person or persons authorized to sue for and recover penalties by the provisions of an act entitled, "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the acts amendatory thereof and supplementary thereto.

Recovery of penalty.

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 April 29, 1929.

CHAPTER 239.

An Act to amend an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898).

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

Section six amended.

1. Section six of the act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), as set out in the compiled statutes of New Jersey, and which now read as follows:

1. (Public Laws of one thousand eight hundred and ninety-eight, Page eight hundred and sixty-eight).

Be and the same is hereby amended to read as follows:

Presentments, indictments, discharge of jury when justice absent.

6. If one of the justices of the Supreme Court shall not be present at the courthouse in any county of this State in which the judge of the inferior Court of Common Pleas, sitting alone, cannot, in the absence of the justice of the Supreme Court, hold the Court of Oyer and Terminer on any day when the grand jury, sitting in and for said county, desires to present any indictment or make any presentment, or to be discharged, then the Court of Quarter Sessions in and of any such county may receive such indictments or presentments as may be presented by said grand jury, and may also discharge the grand jury, the same as the Court of Oyer and Terminer might do if said justice of the Supreme Court were personally present; and all indictments so received, which are not triable in the Courts of Quarter Sessions, shall be delivered by said courts to the Courts of Oyer and Terminer in their respective counties; *provided, however,* that in any and all cases when the grand jury may desire to make a presentment or return any indictment, and there shall not be present at that time a justice of the Supreme Court or a judge of the inferior Court of Common Pleas of said county, then, and in such case, the clerk of the court, or any duly authorized

Proviso.

deputy clerk of the court, may receive from said grand jury such indictment or presentment; and the same shall thereupon be delivered to the proper courts, and be in all manner as legal and effective as if returned in the presence of such justice or judge; *and provided, further,* that such clerk or deputy clerk shall only so act when in writing, signed by such justice or judge, he is so ordered to do, and all such indictments and presentments shall be impounded by said clerk. Proviso.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 240.

An Act to amend an entitled "An act to incorporate the First Judicial District of the County of Morris."

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

1. The following described territory, to wit: all that part of the county of Morris, in the State of New Jersey, comprised within the following boroughs, townships and town within said county, to wit: boroughs of Chatham, Madison, Florham Park and Mendham, the townships of Morris, Chatham, Chester, Washington, Mendham, Passaic and Harding, and the town of Morristown, be and the same hereby is established and incorporated to the First Judicial District of the County of Morris, and the provisions of an act entitled "An act concerning district courts" (Revision of 1908), approved June fourteenth, one thousand eight hundred and ninety-eight, and the various amendments thereof and supplements thereto, as far as the same may be applicable, shall apply to the district hereby established. Limits of district. District court act applies.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 241.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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

Additional route.

1. The State Highway Commission shall, as soon as practicable, lay out and construct as an addition to the present State Highway System, as determined by the act to which this act is a supplement, the following described route:

Route 29A.

Route No. 29A. Beginning at a point on Route No. 29 in or near Lambertville, thence as near as practicable along the Delaware River, through Stockton, Prallsville, Raven Rock, Byram, Tumble Station to connect with Route No. 12 at Frenchtown.

Construction and expenditure.

2. Said route, as fixed and determined by this act, shall be constructed by the State Highway Commission in the same manner and subject to the procedure provided by the provisions of the act to which this act is a supplement, from the moneys forwarded by the Commissioner of Motor Vehicles to the Treasurer of the State to be used by the State Highway Commission for the construction of roads and bridges, which said moneys are derived pursuant to the provisions of an act entitled "An act to impose a tax on the sale of motor vehicle fuels as herein defined to be paid by distributors as herein defined; regulating the sale of such fuels; providing for the collection of said tax, for reports of sales of such motor fuels, and for the disposition of the revenue derived from such tax, and fixing penalties for the violation of the terms hereof," passed April first, one thousand nine hundred and twenty-seven, and being

Source of funds.

Chapter three hundred and thirty-four of the Laws of one thousand nine hundred and twenty-seven.

3. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 242.

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" (Revision of 1927), approved March thirtieth, one thousand nine hundred and twenty-seven.

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

Reimbursing counties for certain road construction.

1. Whenever any State highway, or portion thereof, provided for in the act to which this act is a supplement, has been or shall be improved or reconstructed by the board of chosen freeholders of any county of this State under an agreement with the State Highway Commission of this State and such State Highway Commission has agreed, or shall agree, with said board of chosen freeholders that said board of chosen freeholders shall be reimbursed or repaid for the cost of the construction or improvement of such highway, or portion thereof, from funds belonging to the State, the State Highway Commission shall also agree to pay and the proper State agency shall pay to such board of chosen freeholders, in addition to the cost of such improvement and reconstruction, the actual amount of interest which has been paid by such board of chosen freeholders for any money raised, or borrowed, by said board for the purpose of making such improvement or construction of said highway or highways or portion thereof; which said interest shall be considered as part of the construction cost of said road or highway.

Interest included.

Roads affected.

2. This act shall apply to any roads constructed or to be constructed, under Chapter 319, P. L. 1927, and shall apply to any agreement relative to the construction thereof and the payment therefor entered into between the State Highway Commission and any board of chosen freeholders, or to any contract which may hereafter be made between said State Highway Commission and any board of chosen freeholders of any county of this State.

3. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 243.

A Supplement to an act entitled "An act relative to the appointment of court criers to Supreme and Circuit Courts, and providing for the compensation thereof," approved April eighth, one thousand nine hundred and fourteen.

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

Appointment of court crier.

1. In any county now or hereafter having a population exceeding two hundred and five thousand and not more than four hundred thousand inhabitants, upon the passage of this act the county clerk of such county shall appoint a suitable person as court crier, in and for the Circuit Court of said county, and in and for the Circuit of the Supreme Court of said county, who shall receive and be paid an annual salary of twenty-four hundred dollars ($2400) in lieu of any per diem compensation, such annual salary to be paid monthly by the county collector of such county upon the certificate of the county clerk of such county, whose duty it shall be to attend daily upon the said courts wherein appointed

Salary.

Duty.

during the several terms thereof. The tenure of any person now holding the position of court crier, pursuant to the provisions of the act of which this act is amendatory, shall terminate upon the passage hereof, and said position or employment is hereby vacated, and the new appointment thereto shall be made by the county clerk upon the taking effect of this act. Tenure. New appointment.

2. This act shall take effect immediately.

Approved April 29, 1929.

CHAPTER 244.

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

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

1. In any county of this State it shall be the duty of the board of chosen freeholders of such county, as hereinafter provided, to appoint five persons, not more than three of whom shall be of the same political faith, who shall be residents and citizens of said county, to be known as "The County Park Commission" (inserting the name of the county). The commissioners first appointed shall hold office respectively for the term of one, two, three, four and five years, as indicated and fixed by the board of chosen freeholders and all commissioners thereafter appointed shall be appointed for a term of five years. Vacancies happening by resignation, death or otherwise, shall be filled by the board of chosen freeholders for the unexpired term only. Such commission shall have power to sue and be sued, to use a common seal and to make by-laws and carry out the objects of this act as hereinafter set forth. The members of such park commission shall serve without compensation; their necessary expenses shall be allowed and paid by County park commission. Official name. Terms. Vacancies. Seal and by-laws. Expenses met.

Organization.

the county treasurer upon warrants signed by the president or vice-president and secretary. Every such commission shall annually choose from among its members a president, vice-president, and shall appoint a secretary and such other officers and employees as it may deem necessary to carry out the purposes of this act. They shall also fix and determine the compensation, term of office, duties and powers of such appointees and make all reasonable rules and regulations respecting the same. The commission shall keep a record of its proceedings which together with its maps, plans, documents and accounts, shall be a public record and be open to public inspection at such times and under such reasonable regulations as the commission shall determine. The said commission shall maintain a suitable office where its maps, plans, papers and records shall be kept and for the purposes of this act. It shall be a misdemeanor for any member of said park commission or any officer or employee appointed by said park commission, to be interested directly or indirectly in purchasing any land or in furnishing any of the materials, supplies or labor for the erection or construction of any building or improvement contemplated by the provisions of this act or in any contract which said park commission is empowered to make.

Rules, regulations, etc.

Records.

Office.

Commissioner not interested in furnishing materials, etc.

Duties of freeholders.

2. The board of chosen freeholders shall provide said commission with a suitable office or offices and shall annually appropriate such moneys as may be necessary for the payment of salaries and wages, office, traveling and other expenses, and the upkeep and maintenance of parks, parkways, playgrounds and recreation places acquired or established by such commission. For the purpose of providing moneys for the purchase of lands and rights in lands, and the laying out, construction, reconstruction and alteration of parks, parkways, playgrounds and recreation places as herein provided, the board of chosen freeholders of such county may, from time to time, on the requisition of said county park commission, in the name and on the credit of such county, make available by the issuance of permanent or temporary bonds, or by taxation, or by both methods, sums of money not exceeding two million five hundred

Bond issue to meet expenses.

Maximum fund.

thousand dollars ($2,500,000.00), in the first five years next after the adoption of this act at the rate of five hundred thousand dollars ($500,000.00) per annum for each of said five years; *provided,* that if in any one year the entire amount of five hundred thousand dollars ($500,000.00) is not requisitioned, any unexpended part thereof may be made available in any following year upon requisition. Such moneys shall be paid out by the county treasurer on warrants signed by the president or vice-president and secretary of the county park commission. Only the amounts raised as herein provided by permanent or temporary bonds shall be included in any debt statement prepared in pursuance of any law of this State.

Proviso.

Payments.

Amount included in debt statement.

3. Such commission shall also have authority to appoint and establish a constabulary to preserve order in the parks, parkways, playgrounds and recreation places under its control, and to secure the enforcement of the rules and regulations passed and enacted by said board and to organize said constabulary into a police system to be known as the Park Police of the County of , which police system shall consist of a chief and such subordinate officers as may be deemed necessary and proper for the enforcement of the rules and regulations of said board within said parks, parkways, playgrounds and recreation places and the proper protection of public property therein. Said commission shall establish rules and regulations for the appointment, control, compensation and management of the members of such constabulary for the securing of proper discipline and efficiency among such members. Members and officers of said park police shall have power to arrest on view and without warrant and conduct before the nearest police magistrate of the municipality in which said arrest is made, or a police magistrate of a neighboring municipality, any person found violating the rules and regulations enacted by said board, for the protection, preservation, regulation and control of said parks, parkways, playgrounds and recreation places and all property and other things therein, and in addition shall have all the powers conferred by law on police

Policing park.

Police force organized.

Rules to govern police.

Power of arrest.

General powers of police.

officers or constables in the enforcement of the laws of this State and the apprehension of violators thereof.

Powers of park commission.

4. Such commission shall have power to acquire, maintain and make available to the inhabitants of the county, public parks, parkways, playgrounds and recreation places, and shall have power to locate such public parks, parkways, playgrounds and recreation places at such point or points within the limits of the county as it may determine; it shall also have power to preserve and care for and to lay out, construct, maintain and improve any such parks and places and to connect any road, parkway, park or public open space with any other park, parkway or public open space, and also with any city or municipality of such county, by a suitable roadway, parkway or boulevard, or otherwise, and by itself, or jointly with the State Highway Commission, board of chosen freeholders, or any municipality or other public body, to provide for the construction, improvement or maintenance thereof; to lay out, construct and maintain such sidewalks, roadways, serviceways, bridlepaths, footpaths, or other ways within any such park or parks or other places; to construct, reconstruct, alter, provide and renew and maintain such buildings or other structures, playgrounds and the equipment thereof, as it may determine proper, and to enter into contracts with any person, firm or corporation, municipality or other public body, with respect to the laying out, construction or maintenance thereof.

Care and improvement of parks.

Parkway.

Roads, paths, etc.

As to buildings.

Acquisition of land and other property.

5. Every such commission shall have power to acquire by gift, purchase or condemnation, such lands and rights in lands and other property as it may determine is necessary and proper for the purposes of this act. All such lands and property shall be acquired by such commission in the name of the county.

As to grades.

6. Such commission shall have power and authority not only to lay out and open roadways, parkways, and boulevards as herein provided, but shall have power and authority to establish the grade thereof and to change or alter the same; also to straighten, widen, alter or relocate any existing or new roadway, parkway or boulevard which may be acquired by such commission.

General power to make changes to effectuate purpose of commission.

7. Such commission shall have full power and authority to make, alter, amend and repeal rules and regulations for the protection, regulation and control of such parks, parkways and the roads, driveways, sidewalks, paths, lakes, pools, fountains, trees, flowers, shrubs, statuary, buildings and other things contained therein, and to prescribe fines and penalties for the violation of such rules and regulations, and to fix the amount of the same. Such rules and regulations shall not take effect until ten days after their adoption by said commission and after their publication once a week for two weeks in at least five newspapers circulating in said county.

Railroads excluded.

8. All lands taken or held under this act for the purpose of public parks shall be forever kept open and maintained as such and no steam or other railroad shall be laid out on or maintained in, or operated on any portion of the parks, open spaces, boulevards, parkways or roadways laid out and located under this act, except at such places and in such manner as said board of park commissioners shall in writing approve; *provided, however,* that if all the members of the park commission shall, by resolution, determine that any lands or parts of lands acquired in pursuance of this act, are no longer required for park purposes and that the interest of the public will be better served by the sale thereof, such commission may certify such resolution to the board of chosen freeholders and if such board of chosen freeholders concur therein, such lands may be sold for cash at public sale to the highest bidder; *and provided, further,* that said commission may by unanimous vote vacate or surrender any roadway, parkway or boulevard within its jurisdiction and control if such vacation or surrender shall appear to be in the public interest.

Proviso.

Proviso.

Parks, etc., may be transferred to commission.

9. The board of chosen freeholders of the county or any municipality within the county may with the consent of such park commission, transfer the care, custody and control of any parks, public place, roadway, parkway or boulevard under its care or control to said park commission to be held by such commission for the purposes of this act.

Consent of freeholders necessary.

10. All expenditures to be made by said park commission and all appointments of any officer and employees

except the president, vice-president and secretary of said park commission, shall be made by and with the approval of the board of chosen freeholders of the county.

Referendum.

11. This act shall not become operative in any county unless the same shall have been submitted to the voters of such county at any general election for the members of the general assembly in such county and shall have been approved by a majority of the votes cast at such general election upon the question of adoption as submitted. Whenever the board of chosen freeholders of any county in which this act may become operative, shall pass a resolution authorizing the submission of this act to a popular vote at a general election in the county, which resolution shall be passed not later than sixty days before the next ensuing general election, it shall be the duty of the county clerk to give public notice by publication at least once a month in each calendar month after the passage of the resolution, in two or more newspapers published and circulating in the county that such submission will be made at the ensuing general election, stating briefly the question to be submitted, and cause to be printed upon the sample and official ballots to be used at such general election in the manner required by "An act regulating elections" (Revision 1920), passed May fifth, one thousand nine hundred and twenty, and the acts amendatory thereof and supplemental thereto, the following public question, to wit: "Shall a county park commission be appointed pursuant to the provisions of Chapter (inserting the number of the Chapter of this act), Pamphlet Laws of one thousand nine hundred and twenty-eight?" If upon the canvass of the vote at such election it shall appear that a majority of those voting for or against the question so submitted have voted in favor of the appointment of a county park commission pursuant to this act, this act shall thereupon become operative and the board of chosen freeholders of such county shall, within thirty days thereafter, appoint the commissioners herein authorized to be appointed.

Resolution asking for submission of question.

Public notice.

Proposition printed on ballot.

When act operative.

Existing law not affected.

12. Nothing herein contained shall repeal any existing law relating to the establishment of county parks or be

construed to apply to any county which may have heretofore established a county park system or a county park commission under the provisions of any other act; *provided,* that in case proceedings have been had in any county to which this act is applicable, for the submission of the provisions of any other act for the establishment of county parks or the appointment of a county park commission, to the voters of such county and the board of chosen freeholders of such county shall, not less than sixty days prior to the general election at which submission is to be made, adopt a resolution authorizing the submission of this act as hereinbefore provided, to the voters of such county, then and in that case the question of the submission of any other act shall not be submitted at the next succeeding general election and the question of the adoption of the provisions of this act shall be submitted in lieu thereof.

Proviso.

As to resubmission of question.

13. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 245.

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

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

1. Whenever in any county of this State there shall have been or may hereafter be submitted to the voters of said county at a referendum the question of the establishment of a county park system or county park commission under the provisions of any act of this State, and at said referendum said question or proposition shall have failed of adoption as provided by the statute under the terms of which the same was submitted, then and in such case no proposition for the

When referendum lost, petition for another election may be filed.

establishment of a county park system or county park commission shall thereafter be submitted to the voters of said county unless and until there shall have been filed with the board of chosen freeholders of said county, at least sixty days prior to the next following general election, a petition signed by at least two per centum (2%) of the persons who were qualified to vote at the last preceding general election.

Nature of petition.

2. Said petition shall request the board of chosen freeholders of said county to again submit to the voters of said county a proposition for the establishment of a county park system or county park commission in said county, and shall further request said board of chosen freeholders of said county to cause to have printed upon the ballots to be used at the next following general election, such proposition.

Resubmission of proposition.

3. If the board of chosen freeholders shall find said petition to be in proper form and signed by the required number of legal voters of said county, they shall, determine what statute for the establishment of a county park system or county park commission applicable to the county shall be submitted at the referendum requested and the fact that the provisions of any act may have been submitted and rejected at a previous referendum shall not prevent said board of freeholders from again submitting such rejected act, and not later than forty-five days preceding the next general election, said board of freeholders shall certify to the county clerk of said county the question to be submitted to the voters of the county, and the county clerk of said county shall cause to be printed on the sample and official ballots to be used at such general election in the manner required by "An act regulating elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the acts amendatory thereof and supplementary thereto, the public question in relation to the establishment of a county park system or county park commission, as determined upon and certified to him by the said board of chosen freeholders, and the county clerk of said county or any other public official or board shall not be required to submit to the voters of said

Voting at general election.

Proposition printed on ballot.

county any proposition for the establishment of a county park system or county park commission in and for said county under any statute of this State except in the manner herein provided.

Repealer.

4. All acts or parts of acts inconsistent with this act are hereby repealed as to their inconsistent parts, and this act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 246.

A Further Supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Provision for struck jury in murder trial.

1. When a rule for a struck jury shall be entered upon any indictment for murder, the court granting such rule may, upon motion of the prosecutor, or of the defendant, or on its own motion, select from the persons qualified to serve as jurors in and for the county in which any indictment was found, whether the names of such persons appear on the list of jurors prepared and selected by the commissioners of jurors of the persons qualified to serve as jurors in and for such county or not, sixty names, with their places of abode, from which the prosecutor and the defendants shall each strike twelve names in the usual way, and the remaining thirty-six names shall be placed by the sheriff in the box in the presence of the court, and from the names so placed in the box, a jury shall be drawn in the usual way.

Drawing jury.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 247.

An Act to amend an act entitled "An act for the settlement and relief of the poor, and providing for municipal, county or joint county relief, excepting from county or joint county relief, certain municipalities" (Revision of 1924).

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

Section three amended.

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

Board of welfare.

3. When the board of chosen freeholders shall have determined to establish a welfare-house for the permanent maintenance of the poor of any county or portion thereof, and shall have acquired a site therefor, and shall have awarded contracts for the necessary buildings and improvements thereon, or shall have resolved to maintain and operate a welfare-house as provided in this act, there shall be constituted and appointed a welfare board composed of five citizens of the county, as

Membership.

follows: The director of the board of chosen freeholders of said county, and four citizens of the county or municipalities participating, two of whom may be women, to be appointed by the board of chosen freeholders, who shall constitute the managers of said welfare-house.

Terms.

Members shall hold office for four years, except that the first appointments shall be respectively for one, two, three and four years, which terms as to duration shall be in the order of appointments as made and indicated.

Vacancies.

Vacancies in such offices shall be filled for the unexpired

Board may be increased.

term only. The board of chosen freeholders may at any time if deemed advisable, increase the number of the board of managers to seven by the appointment of two additional managers, one for the term of four years, and one for the term of three years, and appointments of their successors shall be for the full term of four years, except to fill a vacancy which shall be made for

the unexpired term; *provided, however,* that in counties of the first class the board of chosen freeholders, or such a committee or committees thereof as such board may designate, may exercise all the functions therein conferred on such board of managers. The holding of any other office by any member of said welfare board shall not constitute such holding as incompatible with his office as member of such welfare board. They shall receive no compensation for their services, except a fee of five dollars for attendance at the regular monthly meetings of the board, and shall be allowed their actual and necessary expenses, on the approval of the director, all of which shall be audited and paid in the same manner as other expenses are paid in and for such county.

Proviso.

Holding other office.

Fee for attendance and expenses.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 248.

An Act validating the sale of certain lands, hereditaments or real estate made under any decree, judgment, or order of any court of this State, or any execution or other process issued thereon.

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

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by virtue of any decree, order or judgment of any court of this State, or any execution or other process issued thereon, shall be invalidated by reason of any omission to advertise such sale or any adjournment thereof in the manner and for the length of time and in the number of newspapers then required by law, or by reason of any other irregularity or default in such advertisement, but the purchaser or purchasers of such lands, tenements, or hereditaments or real estate having paid the price therefor and having

Failure to advertise property not to invalidate sale.

received his, her or their deed therefor, and his, her or their heirs, successors or assigns shall be deemed to have as good and complete title thereto as if such sale or adjournment had been in all particulars duly advertised; *provided,* that no proceeding shall have heretofore been instituted in any court of law or equity to set aside said sale or the deed or of any proceedings in connection therewith.

Title valid.

Proviso.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 249.

An Act to authorize counties to appropriate moneys for the maintenance of charitable hospitals in such counties.

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

County appropriation for charitable hospital.

1. It shall and may be lawful for any county in this State, other than a county having a population in excess of five hundred thousand, to make annual appropriations not exceeding in the aggregate one-twentieth (1/20) of one per centum (1%) of the total assessed valuations of real and personal property of such county, or a sum of money not in excess of the amount which might be raised at the aforesaid rate, in the same manner as other appropriations for county purposes are made, for the maintenance of a charitable hospital or hospitals located in the county, the facilities of which hospital or hospitals are used by the poor or indigent residents of the county, to an amount not exceeding the estimated annual deficit in operating expenses of any such hospital or hospitals, which sum, so appropriated, shall be included in the annual tax levy of such county and collected in the same manner and at the same time as other county taxes. The amount so appropri-

Amount included in tax levy.

Use.

ated when paid over to any such charitable hospital or hospitals shall be used towards the current maintenance and expense of operation thereof. Any such appropriation may be made for a specifically named hospital or it may be made generally, and in such case, the board of freeholders may, by resolution, apportion the amount so appropriated to any such hospital in such manner as in their judgment may be deemed for the best interest of the county, but in no case shall any such hospital receive more than the amount of its actual deficit in operating expenses. The officials and auditors of such county shall have access at all reasonable times to the books and records of any such hospital or hospitals which shall receive any such appropriation or part thereof, for the purpose of ascertaining the deficit in operating expenses and the application of the moneys so appropriated or apportioned and the financial needs or requirements of any such hospital.

Apportionment of money.

Accounting and auditing.

2. Nothing herein contained shall be construed to repeal any other act or acts, but this act shall be construed as granting further and additional power to counties to provide for the health and general welfare of its residents.

Construing act.

3. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 250.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

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

Section seven amended.

7. Directors; elections.

Mangement.

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 the 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 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 to be for not more than one year.

Directors elected.

Vacancies.

Attorneys.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 251.

An Act to establish a commission to study and report upon plans for providing a comprehensive scheme of rapid passenger transit between the several communities in the counties of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean and Salem, as well as between such communities and the city of Philadelphia, and making an appropriation for the expenses of said commission.

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

Commission on rapid transit in South New Jersey.

1. The Governor shall, with the advice and consent of the Senate, appoint eight commissioners who shall

have power to study and report upon the best plan or plans to be followed in providing a comprehensive scheme of rapid passenger transit between the several communities in the counties of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean and Salem, as well as between such communities and the city of Philadelphia. All of the commissioners shall serve for three years and shall be residents of the aforesaid counties and one shall be appointed from each of said counties. Before making its report, the commission shall make a thorough study of rapid transit conditions in the aforesaid area, and shall take and employ such professional skill and assistants as it may need for the effective working out of a comprehensive and adequate plan of rapid transit to facilitate and provide inter-communication between the different communities in the aforesaid counties, as well as between such communities and the city of Philadelphia.

Term.

What report to cover.

2. The commissioners appointed pursuant to the provisions of this act, shall be paid necessary expenses incurred in the performance of their duties, but shall serve without compensation. They shall select one of their number as chairman, and may employ a secretary and such other assistants as are needed in the performance of their duties. The sum of twenty-five thousand dollars ($25,000), or so much thereof as may be necessary, is hereby appropriated when included in any appropriation bill. The monies hereby appropriated shall be paid out by the State Treasurer upon warrant of the comptroller, upon vouchers signed by the chairman of said commission.

Expenses met.

Organization.

Assistants.

Appropriation.

3. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 252.

An Act to repeal an act entitled "An act requiring cable railroad companies, electric railroad companies and horse railroad companies to make annual returns to the State Board of Assessors," approved May third, eighteen hundred and eighty-nine.

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

Act repealed.

1. An act entitled "An act requiring cable railroad companies, electric railroad companies and horse railroad companies to make annual returns to the State Board of Assessors," approved May third, eighteen hundred and eighty-nine, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 253.

An Act to amend an act entitled "An act to establish a Department of Banking and Insurance," approved February tenth, one thousand eight hundred and ninety-one.

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

Section two amended.

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:

Head of department.

2. The chief officer of said department, to be denominated the Commissioner of Banking and Insurance, shall be appointed by the Governor, by and with the

advice and consent of the Senate, and shall hold office for the term of three years, and until his successor shall be appointed and confirmed, unless sooner removed by the Governor for cause; no person shall be appointed as such commissioner who is in any way connected with the management or control of any corporation, firm, association, institution or licensee affected by this act, and his term of office shall immediately cease if at any time he shall become so interested; before entering upon the discharge of his duties the said commissioner shall give bond, conditioned for the faithful discharge of his duties, in the sum of twenty-five thousand dollars ($25,000) with two good and sufficient sureties, freeholders of this State, to be approved by the Governor; he shall also take an oath of office before one of the justices of the Supreme Court in form similar to that now required of the Secretary of State, which bond and oath of office shall be filed in the Department of State. Neither the commissioner nor any of his deputies or examiners shall have any dealings or transactions in any capacity whatsoever with any bank or trust company under the jurisdiction of said department save in the strict performance of his or their duties, except such institutions with which he or they were dealing prior to his or their respective appointments, under penalty of immediate termination of office if this section is violated by said commissioner, and under penalty of immediate termination of employment if violated by any deputy or examiner.

Term.

Disinterested person.

Bond.

Oath.

No dealings with banks or trust companies.

Exception.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 254.

An Act to validate certain ordinances heretofore passed by boroughs.

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

Validating ordinance granting consent to water company.

1. Any ordinance heretofore finally passed by the borough council of any borough, granting consent of said borough to a water company to use the streets, avenues, highways and public places of said borough for the purpose of laying water pipe or mains beneath the surface thereof, shall be valid, and same is and are hereby validated, ratified and confirmed, notwithstanding that the petition was presented by the incorporators instead of the corporation, and that the notice of the presentation of the petition required by Chapter three hundred and seventy-seven, P. L. one thousand nine hundred and twelve, did not set forth the place, date and hour when the same was to be considered by the said board or body,—*provided, however,* that all other notices have been given of the introduction and passage thereof as required by the Municipalities Act of 1917, Chapter one hundred and fifty-two, and the acts amendatory thereof or supplemental thereto; *provided, however,* that said ordinance shall otherwise be within the power of the municipality and shall have otherwise been duly adopted.

Proviso.

Proviso.

2. This act to take effect immediately.

Approved April 30, 1929.

CHAPTER 255.

A Supplement to an act entitled "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:*

Amount from motor vehicle fund paid counties.

1. There shall be set aside annually on the first day of October or as soon thereafter as available from the net receipts of the motor vehicle fund the sum of two hundred and ten thousand dollars which shall be used by the State Highway Commission to pay to the various boards of chosen freeholders of the several counties of this State in which roads have been constructed under the act to which this act is a supplement. Said funds shall be paid to the said boards of chosen freeholders by the said Highway Commission in such proportions as the said commission may determine for the purpose of aiding the various municipalities of this State, which have constructed roads under the act to which this act is a supplement, in the maintenance and repair of such roads and in such distribution the said State Highway Commission may take into consideration the number of miles of roads which have been constructed under said act and the cost to the various municipalities of the maintenance thereof.

Proportion determined.

Use.

Distribution to certain municipalities.

2. The several boards of freeholders of the various counties to which said funds are allotted are hereby authorized and directed to distribute said funds to the various municipalities which have constructed roads under said act in accordance with the intent and provisions of this act.

Use of funds.

3. The said funds when so received by such municipalities shall be used by said municipalities towards the maintenance of such township roads as have been improved under the provision of this act, or such

municipalities may request the board of chosen freeholders to use said funds for the maintenance of said roads, which the said board of chosen freeholders may do if they so desire, and in such case said fund or amount due the municipality shall be retained by said board of freeholders and used for such purpose.

One-half used for road repairs.

4. The State Highway Commission or the said boards of chosen freeholders shall require the municipalities receiving aid under this act to contribute or pay such sum or sums towards such repairs as it or they may determine which shall not be less than one-half of the cost thereof.

Approved April 30, 1929.

CHAPTER 256.

An Act to amend an act entitled "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, approved April third, one thousand nine hundred and twenty-eight.

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

Section one amended.

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

State's aid for county roads.

1. There shall be set aside annually on the first day of October or as soon thereafter as available from the net receipts of the motor vehicle fund the sum of two million one hundred thousand dollars ($2,100,000) 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 High-

Payments.

way Commission shall reserve each year a sum of one hundred thousand dollars ($100,000) 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 the said State Highway Commission for the work contemplated by this act. Reservation. Redistribution.

2. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 257.

An Act to amend an act entitled "An act to regulate elections" (Revision 1920), approved April eighth, one thousand nine hundred and twenty-one.

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

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

17. The county board of elections shall consist of four persons, who shall be legal voters of the counties for which they are respectively appointed. Two members of such county board shall be members of the political party which at the last preceding general election cast the largest number of votes in this State for members of the General Assembly, and the remaining two members of such board shall be members of the political party which at the said election cast the next largest number of votes in the State for members of the General Assembly; *provided, however,* that the office of member of the county board of elections in any of the counties of this State shall be deemed vacant upon such member becoming a candidate for any office to be voted upon at any primary, general election or special election, except for nomination for or election to membership in any county committee or State committee, County board of elections. Membership. Proviso. Candidacy for office vacates position.

said candidacy to be determined by the filing of a petition of nomination duly accepted by such member in the manner provided by law; *provided, further,* that no person who now or hereafter holds elective public office shall be eligible to serve as a member of the county board of elections during the term of such elective office.

Proviso.

Clerks to board.

In all counties of the first class said county board of elections shall appoint some suitable person, clerk of such board, and may also appoint not more than two assistant clerks, and one clerk-stenographer, all of whom shall be appointed from the competitive class of civil service; *provided, however,* that all persons holding such positions as clerk, assistant clerks and clerk-stenographer of such county board of elections at the time of the adoption of this act shall continue to hold said positions and shall be classified in said competitive class of civil service.

Proviso.

Under civil service.

Repealer.

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

3. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 258.

An Act to amend an act entitled "An act concerning railroads" (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 seven amended.

1. Section seven of an act entitled "An act concerning railroads" (Revision of 1903), be and the same is hereby amended to read as follows:

Width of right-of-way.

7. The right-of-way of any railroad, or of any branch thereof, shall not exceed two hundred feet in width unless more land shall be required for the slopes of cuts or embankments, or for retaining walls, in which

case such land may be acquired as part of such right-of-way; it shall be lawful for any railroad company, its incorporators and agents, to enter at all times upon all lands or waters for the purpose of exploring, surveying and laying out the route or routes of its railroad, and of locating the same, and to locate all necessary works, buildings, conveniences and appurtenances, doing no unnecessary injury to property, and when the route of railroad shall have been determined upon, a survey of such route and location, particularly describing the same, shall be filed in the office of the Secretary of State; the company may also, from time to time, after the filing of the survey of the route of the main line and either before or after construction thereon, file surveys of the route and location of branches within the limits of any counties in or through which the main line may be located and of any county adjoining such counties.

Right of entry.

Survey of route filed.

Branches.

2. Section twelve of an act entitled "An act concerning railroads" (Revision of 1903), be and the same is hereby amended as follows:

Section twelve amended.

12. Any portion of the location of the route of any railroad company may be relocated by the board of directors before construction and after filing of the original survey, by filing and recording an amended survey thereof in the same manner as the original survey; the directors of any railroad company owning or operating any railroad in this State, may change the location of a part of its route for any section not exceeding one mile in length, by filing and recording a survey of the new location and of the section abandoned with the Secretary of State, where in the judgment of the directors, such change is necessary to avoid any quicksand, quagmire or sinkhole, or other physical obstacle in the way of the safe and convenient construction, maintenance or operation of the railroad, *provided,* that such alterations shall not be made in any city after the road has been actually constructed within its limits; any railroad company may straighten, shorten or improve the route of its railroad or connect points thereon by shorter lines or branches, and may take and acquire by condemnation all such lands as shall be necessary in the judgment of the directors for that purpose,

Relocating route.

Proviso.

Improving route.

Taking other land.

and also all such land as shall be necessary as aforesaid for the erection of freight and passenger stations and all the legitimate purposes of such company upon such straightened, shortened or improved line by filing and recording a survey thereof in the same manner as is required in the case of an original survey of location,

Proviso

provided, that no more than two hundred feet in width for the main track of any road shall be taken from the right-of-way except where necessary for the slopes of cuts or embankments or for retaining walls; the company may retain and continue to use or may sell or otherwise dispose of the whole or any part of the original road, for which such line has been substituted after it has constructed its road on its new location.

Dispose of substituted property.

Section thirteen amended.

3. Section thirteen of an act entitled "An act concerning railroads" (Revision of 1903), be and the same is hereby amended to read as follows:

Acquire property by condemnation.

13. Any railroad company may, either at the time of its organization or construction or thereafter, as occasion may require, take by condemnation any of the land and property required for the right-of-way of its main line and branches, not exceeding two hundred feet in width, unless more shall be required for slopes of cuts or embankments or retaining walls, and all such other land and property adjoining to such right-of-way, as in the judgment of the directors the exigencies of business may demand, for the erection of freight and passenger depots, and all other legitimate purposes of the company, and any land and property required for the purpose of complying with any order made by the Board of Public Utility Commissioners, upon ascertainment and payment or tender of compensation as prescribed by law; and either party may have an appeal from the award of commissioners fixing compensation, and the proceedings of such ascertainment, taking and appeal shall be had pursuant to "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), no company organized under this act shall be authorized to take, use or occupy by condemnation, any franchise, lands or located route of any railroad or other corporation chartered for the purpose of facilitating transportation

Width.

Purposes.

Appeal from award.

Act to govern.

Not take land of other railroad.

except for the purpose of crossing said land or route and except the land of such corporation not necessary for the purposes of its franchise; and no railroad under this act shall cross another railroad at grade at a less angle than twenty degrees; *provided,* that a railroad may be located under this act upon the surveyed route or location of any other railroad company with the consent of such company; no company shall be authorized to take by condemnation any land belonging to the State of New Jersey. Proviso.

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

5. This act shall take effect immediately.

Approved April 30, 1929.

CHAPTER 259.

A Further Supplement to an act entitled "An act authorizing the acquisition and maintaining by the State of New Jersey, in conjunction with the State of Pennsylvania, of toll bridges across the Delaware River and providing for free travel across the same," approved April first, one thousand nine hundred twelve.

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

1. The terms of office of the members of the present commission appointed by the Governor of this State shall expire on May first, one thousand nine hundred and twenty-nine, whereupon the Governor shall appoint a new commission of five (5) members, one (1) for a term of one year, two (2) for a term of two years, and two (2) for a term of three years, after the expiration of which respective terms successors shall be appointed by the Governor for a full term of three years Present commission expires. New commission; terms.

2. This act shall take effect immediately.

Approved May 1, 1929.

CHAPTER 260.

An Act to annex to the city of Egg Harbor City, part of the township of Galloway, in the county of Atlantic.

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

Boundaries of part of township of Galloway annexed to Egg Harbor City.

1. All that part of the township of Galloway, county of Atlantic, lying within the following described portion, to wit: Beginning at a point in the centerline of Bremen Avenue where the same is intersected by the present southwesterly line of Egg Harbor City; thence (1) southwestwardly along the centerline of Bremen Avenue, 5,248 feet more or less, to the centerline of Drosera Avenue; thence (2) northwestwardly, along the centerline of Drosera Avenue, 5,671 feet more or less to the center of the Mays Landing County Boulevard; thence (3) northeastwardly along the centerline of the Mays Landing County Boulevard, 65 feet more or less to the centerline of Thomas Avenue; thence (4) northwestwardly, along the centerline of Thomas Avenue, 4,267 feet to the centerline of Heidelburg Avenue; thence (5) northeastwardly along the centerline of Heidelburg Avenue, 5,182 feet more or less to the south rail of the south bound tracks of the West Jersey and Seashore Railroad; thence (6) southeastwardly along the south rail of the south bound tracks of the West Jersey and Seashore Railroad, 2,367 feet more or less to a point where the same is intersected by Hamburg Avenue; thence (7) southeastwardly along the present southwesterly line of Egg Harbor City, 7,560 feet more or less to the place of beginning, containing 1,140 acres, be and the same is hereby set off from the township of Galloway, in the county of Atlantic, and annexed to the city of Egg Harbor City, in the county of Atlantic.

Referendum.

2. This act shall take effect immediately, but its provisions shall remain inoperative until it shall have been adopted by the vote of the majority of the legal voters

of the said township of Galloway voting thereon at a special election to be held within 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 said territory between the hours of one o'clock P. M. and eight o'clock P. M. on a day and at the places within said territory to be fixed by the township clerk of the township of Galloway, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within the said described territory, and published once in a newspaper circulating in said territory at least ten days prior to the holding of said election.

Special election.

When and where held.

Notice given.

3. Such special election held at the time appointed shall be conducted by the district boards of registry and elections of the election districts of the said township of Galloway. The registry of voters used at the last general election in said township shall be used in said special election, and the said board or boards of registry and election shall meet one week next preceding the day fixed for said special election, at the place wherein 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 township clerk 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 notice of the time and place of the holding of said special election and shall provide suitable places for the holding of said special election and the necessary ballots for electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters with instructions in the following form:

Election: how conducted.

Registry.

Notice of sitting of board of election.

Ballots.

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."

Marking ballot.

Proposition.

	Yes.	Shall an act entitled "An act to annex to the city of Egg Harbor City, part of the township of Galloway, in the county of Atlantic," be adopted?
	No	

Counting votes.

If the voter makes an X mark in the square to the left of and opposite the word "Yes" it shall be counted in favor of the proposition.

If the voter makes an X mark 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 be made opposite either the word "Yes" or "No" it shall not be counted as a vote for or against the proposition.

Returns.

If a majority of the votes cast at such election in such township shall be in favor of the proposition, such act shall be adopted, and the officers holding the election shall, within two days thereafter, make a return in duplicate of the result of such election to the clerk of the county of Atlantic.

Approved May 4, 1929.

CHAPTER 261.

An Act to amend an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, eighteen hundred and ninety-six.

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

Section 104 amended.

1. Section one hundred and four of the act entitled "An act concerning corporations" (Revision of 1896), is hereby amended to read as follows:

Corporations may merge.

104. Corporations of this State or of this and other States may merge and consolidate.

Who may merge.

Any two or more corporations organized or to be organized under any law or laws of this State, or any corporation organized under the laws of this State and

any corporation organized under the laws of any other State for the purpose of carrying on any kind of business of the same or a similar nature, may merge or consolidate into a single corporation, which may be either one of said merging or consolidating corporation; *provided,* the same be a corporation originally organized under the laws of this State, or of the State where either of said corporations may have been originally organized, or a new corporation under the laws of this State to be formed by means of such merger and consolidation; *and provided, further,* that a merger or consolidation of the corporation so proposed to be merged or consolidated with such New Jersey corporation is authorized by the laws of such other State; but the provisions of this act relative to merger and consolidation shall not apply to any railroad company, insurance company, banking companies, savings banks (or other corporation intended to derive profit from the loan and use of money), turnpike company, canal company.

Proviso.

Proviso.

Certain exceptions.

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

Repealer.

3. This act shall take effect immediately.

Approved May 4, 1929.

CHAPTER 262.

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 and special funds, for the several purposes herein specified, to meet deficiencies in appropriations:

Supplemental appropriations to meet deficiencies.

1. STATE HOSPITAL, TRENTON

Trenton asylum.

Roads, walks, grading and nursery stock	$20,000 00	
Sewage connection with three employees' buildings	2,000 00	
Window guards in Criminal Insane Building	2,500 00	
Additional for current repairs	5,669 50	
Power lawn mower	1,500 00	
		$31,669 50

2. STATE PRISON

State prison.

Railroad siding to State Prison	$6,000 00	
Purchase of firearms	1,200 00	
Additional wages for inmates	1,500 00	
		$8,700 00

3. TREASURER'S DEPARTMENT

Treasury.

Additional allowance for blanks, stationery and printing	$800 00	

DEPARTMENT OF MUNICIPAL ACCOUNTS

Municipal accounting.

Additional allowance for traveling expenses	3,000 00	
Additional allowance for special investigations, Chapter 266, Laws of 1918	3,000 00	
		$6,800 00

4. DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Conservation.

Planting and tending 1929 forest nursery plantings for use 1931	$2,000 00	
State Forest Acquisition Fund	3,500 00	

Maintenance and development, Washington Crossing, Hackle Barney, Swartswood and Hopatcong State Parks	3,000 00	
		$8,500 00

5. DEPARTMENT OF AGRICULTURE

Agricultural department.

Additional allowance for traveling expenses	$3,500 00	
Extermination of the corn borer	1,500 00	
Additional allowance for appraisement of and indemnification for condemned cattle	20,000 00	
		$25,000 00

6. STATE BOARD OF CHILDREN'S GUARDIANS

Children's guardians.

Additional compensation for other assistants	$1,255 00	
Insurance	149 67	
		$1,404 67

7. STATE HOME FOR BOYS

Jamesburg school.

Railroad siding and concrete pavement	$6,500 00	
Additional current repairs ..	2,500 00	
Additional salaries and wages	2,100 00	
Spray machine	1,000 00	
		$12,100 00

8. WOODBINE COLONY FOR FEEBLE-MINDED MALES

Woodbine Colony.

Sewage disposal plant and new service lines	$10,000 00	
Furnishings for new buildings	4,500 00	

Additional for fuel, light and power	1,000 00	
Exchange of team	500 00	
		$16,000 00

9. STATE INSTITUTION FOR FEEBLE-MINDED

Feeble-minded.

Extraordinary household supplies		$2,551 00

10. REFORMATORY, RAHWAY

Rahway Reformatory.

Additional for salaries and wages	$12,000 00	
Additional payments to discharged inmates	1,900 00	
		$13,900 00

11. HOME FOR DISABLED SOLDIERS, VINELAND

Soldiers' Home.

Additional for fuel, light and power		$1,900 00

12. NORTH JERSEY TRAINING SCHOOL, TOTOWA

Totowa School.

Additional for salaries and wages	$20,300 00	
Additional farm, stable and grounds	2,500 00	
Additional clothing	1,500 00	
		$24,300 00

13. STATE HOME FOR GIRLS

Girls' Home at Trenton.

Additional for fuel, light and power	$6,000 00	
Fuel and light estimated to State Hospital	2,500 00	
Additional medical and surgical fees	250 00	

Additional medical and surgical supplies	1,200 00	
Additional dentistry	250 00	
		$10,200 00

14. REFORMATORY, ANNANDALE

Annandale Reformatory.

Additional for salaries and wages	$5,000 00	
Additional for food	4,500 00	
Additional for clothing	1,500 00	
Additional for farm, stable and grounds	1,500 00	
Additional payments to discharged inmates and recapturing escapes	1,800 00	
		$14,300 00

15. STATE PRISON FARM, LEESBURG

Leesburg Farm.

Additional for salaries and wages	$9,800 00	
Additional for household supplies	1,500 00	
		$11,300 00

16. SANATORIUM FOR TUBERCULOUS DISEASES

Glen Gardner hospital.

Reconstruction of culvert, being one-third of total cost	$11,306 00

17. BOARD OF SHELL FISHERIES

Shell fisheries.

Rent deficit for 1927, Atlantic City office	$168 00
Additional allowance for new guard boat and equipment	8,833 52
Watch boat service	450 00
Land for survey station ...	700 00
Additional allowance for insurance	4,650 57

Additional allowance for food	244 06	
Additional allowance for fuel and power	76 24	
Additional allowance for blanks, stationery and printing	25 20	
		$15,147 59

18. COUNTY LUNATIC ASYLUMS

County asylums.

Additional allowance for support of patients in county lunatic asylums:

Atlantic County	$17,200 00	
Burlington County	11,400 00	
Camden County	4,000 00	
Essex County	65,000 00	
Hudson County	100,000 00	
Passaic County	1,750 00	
Salem County	150 00	
		$199,500 00

19. COUNTY TUBERCULOSIS HOSPITALS

County tuberculosis hospitals.

Additional allowance for support of patients pursuant to chapter 217, Laws of 1912, in the following county hospitals:

Atlantic	$2,025 00	
Camden	9,300 00	
Gloucester	375 00	
Middlesex	43,250 00	
Monmouth	750 00	
Morris	700 00	
Salem	725 00	
Union	9,800 00	
Warren	50 00	
		$66,975 00

Said amounts to include payment of bills prior to current fiscal year.

20. DEPARTMENT OF STATE POLICE

State police.

Additional allowance for the Department of State Police, as follows:		
Salaries:		
Lieutenants	$2,000 00	
Noncommissioned officers, troopers, et cetera	34,000 00	
		$36,000 00
Materials and Supplies:		
Food and lodging	$60,000 00	
Vehicular transportation expenses	15,000 00	
Clothing	5,000 00	
Organization supplies	5,000 00	
Blanks, stationery and printing	1,000 00	
Office equipment	1,000 00	
Fuel and power	1,000 00	
Medical and veterinary supplies	500 00	
		88,500 00
Current repairs		3,000 00
Miscellaneous:		
Rents	$2,500 00	
Telephone and telegraph..	3,000 00	
Insurance	1,000 00	
Emergency fund, all bills to be approved by the State House Commission	5,000 00	
		11,500 00
		$139,000 00

21. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH

Bordentown School.

Additional allowance for the Manual Training and Industrial School for Colored Youth, as follows:		
Food (for this purpose only)	$3,300 00	

Fuel, light and power (for this purpose only)	950 00	
Farm, stable and grounds supplies	400 00	
Current repairs	1,200 00	
Telephone and telegraph..	350 00	
		$6,200 00

Payments under this account to be made pursuant to chapter 65, Laws of 1909.

22. AGRICULTURAL EXPERIMENT STATION

Experiment Station.

For the construction and equipment of a Poultry Pathology Laboratory at Vineland	$8,500 00	
State's share of purchase of land	700 00	
		$9,200 00

23. SEA GIRT COTTAGE

Governor's cottage.

Additions, repairs and alterations to cottage at Sea Girt	$35,000 00

24. DEPARTMENT OF MOTOR VEHICLES

Motor vehicle refunds.

Refunds of fines illegally imposed....	$60 00

Payments of above item to be made from the receipts of the Department of Motor Vehicle Regulation and Registration pursuant to chapter 235, Laws of 1909.

25. CLERK IN CHANCERY

Chancery office.

Additional allowance for compensation for assistants	$3,000 00

26. INDUSTRIAL EDUCATION

Manual training.

Additional allowance for payments to schools for Manual Training, pursuant to Article 22, Section 230, School Law of 1903, to make up deficiency for 1928-1929		$48,696 70

Payment under this account to be made pursuant to Chapter 2, Laws of 1920.

27. NEW JERSEY SCHOOL FOR THE DEAF

School for Deaf.

Additional allowance for salaries and wages of principal, teachers and instructors	$2,400 00	
Additional allowance for fuel, light and power (for this purpose only)	2,000 00	
		$4,400 00

Payments under this account to be made pursuant to chapter 65, Laws of 1909.

28. STATE NORMAL SCHOOL, JERSEY CITY

Completion of Normal School Building		$33,200 00

Jersey City Normal School.

Said sum to be paid from the General State Fund.

29. INAUGURATION EXPENSES

Inaugural expenses.

Additional allowance for expenses of inauguration of the Governor	$1,627 30

30. STENOGRAPHIC REPORTERS

Court reporters.

Additional allowance 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	$3,100 00

31. NATIONAL GUARD

Military.

Additional allowance for the National Guard, as follows:		
Construction of armory at Atlantic City	$5,295 08	
Compensation of officers and enlisted men and expenses in connection with annual encampment, 1928	7,702 84	
Ordnance stores, uniforms, clothing, camp and garrison equipage, freight, expressage and miscellaneous supplies	2,500 00	
Renovation, repairs and additions to thirty-one armories	15,000 00	
Alteration to uniforms	5,159 22	
Hospitalization, medical attendance, compensation and funeral expenses of members of the Nationl Guard and Naval Militia under provision of chapter 46, Laws of 1925, Article 13	16,249 40	
		$51,906 54

32. DEPARTMENT OF LABOR

Labor Department.

Purchase and maintenance of automobile	$2,500 00

33. STATE HOUSE COMMISSION

State House Commission.

Additional allowance for compensation of assistants and helpers	$9,300 00	
Additional allowance for light	5,000 00	
Additional allowance for sundry supplies	3,000 00	

Additional allowance for insurance (for this purpose only)	5,500 00	
New Buildings:		
Erecting, furnishing, equipping and architect fees for new building for State offices adjoining the Capitol, including the construction, reconstruction and equipment of a heating unit	500,000 00	
The State House Commission is hereby authorized to enter into contract for the above notwithstanding that said contract may exceed the amount hereby appropriated and notwithstanding any other provision to the contrary in this act contained.		
Purchase of balance of Golding property for Stacy Park	50,000 00	
		$572,800 00

34. COMMISSION ON REVISION AND CONSOLIDATION OF PUBLIC STATUTES

Additional allowance for expenses of commissioners appointed to revise and consolidate public statutes, pursuant to chapter 73, Laws of 1925	$25,000 00	Revising laws.

35. ATTORNEY-GENERAL'S DEPARTMENT

Purchase and maintenance of automobile	$2,500 00	Attorney-General.

36. LEGISLATURE

Legislative expenses. Additional allowance for indexing Journal and Minutes, and other incidental and contingent expenses $12,000 00

37. PENSIONS

Pensions. Additional allowance for amount required to pay pensions pursuant to various acts relative thereto, irrespective of any provisions therein that pensions shall be made in the appropriation or tax levy for the department of public service from which the pensioner shall be so retired $6,610 00

38. STATE EMERGENCY FUND

Emergencies. For the Governor, the State Treasurer and the State Comptroller, ex-officio, constituting the State House Commission, to meet any condition of emergency until legislation appropriate therefor shall be enacted; *provided, however,* that all disbursements therefrom shall be made only upon the written authority of each and all of the officials cited herein $12,500 00

Proviso.

39. COMMISSION ON STATE AUDIT AND ACCOUNTING SYSTEM

Accounting. Carrying out the provisions of Joint Resolution No. 2, Laws of 1929 ..... $3,000 00

40. STATE NORMAL SCHOOL, MONTCLAIR

Montclair Normal School. Purchase of additional land $112,500 00

Said sum to be paid from the General State Fund.

41. COMMISSION ON INVESTIGATION OF DEPARTMENT OF BANKING AND INSURANCE

Investigating banking department.

Additional allowance for expenses incurred by the Commission appointed pursuant to Joint Resolution, No. 1, Laws of 1928, and resolution amendatory thereof $12,500 00

42. SECRETARY OF STATE

Industries of State.

Purchase and distribution of a book entitled, 'New Jersey—Life, Industries and Resources of a Great State," provided Senate Bill No. 83 becomes a law $20,000 00

43. DEPARTMENT OF COMMERCE AND NAVIGATION

Benefits of transportation.

Legal or engineering services and expenses in preparing or prosecuting cases or complaints before the Interstate Commerce Commission, or other tribunals, to secure for New Jersey the transportation benefits to which it is entitled, or to remove discriminations in transportation rates or practices ... $20,000 00

44. RELIEF OF LUCY A. SMITH

Expenses incurred by accident.

Compensation for actual expenses incurred by reason of injury while in the course of employment, provided Assembly Bill No. 301 becomes a law... $477 50

Appropriation from income of school fund.

2. The following sum is hereby appropriated out of the income of the School Fund for the purpose specified for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-nine.

1. FREE PUBLIC SCHOOLS

Amount transferred to principal.

There shall be transferred from the income of the School Fund to the principal thereof, the sum of $200,000 00

3. This act shall take effect immediately.

Approved May 4, 1929.

CHAPTER 263.

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 thirty, and regulating the disbursement thereof.

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

Annual appropriations.

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 thirty, 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.

Unexpended balances to lapse into treasury.

A. EXECUTIVE AND ADMINISTRATIVE

A 1. ATTORNEY-GENERAL'S DEPARTMENT

Attorney-General's office.

Salaries:

Attorney-General	$7,000 00
Assistant Attorney-General	7,500 00
Second Assistant Attorney-General	9,000 00
Chief legal assistant	6,000 00
Senior legal assistant	6,500 00
Senior legal assistant	6,000 00
Junior legal assistant	5,500 00
Principal law clerk	3,000 00

Senior law clerk-stenographer	2,400 00	
Compensation for other assistants	11,820 00	
		$64,720 00
Traveling expenses		1,000 00
Blanks, stationery and printing		1,500 00
Miscellaneous:		
Expenses in connection with escheat cases	$250 00	
Compensation and expenses of counsel employed by the Attorney-General in foreign States to collect taxes due from bankrupt and other insolvent corporations	500 00	
Law books	700 00	
Office equipment	300 00	
Incidentals	1,000 00	
Telephone and telegraph	500 00	
		3,250 00

Division of Securities

Salaries:		
Assistant Attorney-General	$6,000 00	
Deputy Assistant Attorney-General	4,000 00	
Accountant	4,200 00	
Investigator	3,000 00	
Legal assistants	3,000 00	
Compensation for other assistants	4,440 00	
		24,640 00
Miscellaneous		
Office rent	$2,500 00	
Expenses of investigators	5,000 00	
Blanks, stationery, printing and postage	500 00	

Equipment	500 00	
Telephone and telegraph .	400 00	
		8,900 00
		$104,010 00

A 2. BUDGET ACT EXPENSES

Expenses of budget act.

For salaries and expenses for the purpose of carrying into effect the provisions of chapter 15, Laws of 1916, known as the "Budget Act" $44,820 00

A 3. CIVIL SERVICE COMMISSION

Civil service.

Salaries:		
Commissioners	$18,000 00	
Chief examiner and secretary	7,500 00	
Assistant chief examiner .	5,400 00	
Assistant secretary	3,000 00	
Junior examiners (two) .	4,560 00	
Senior examiner	3,300 00	
Senior examiner (engineering)	3,300 00	
Medical examiner	4,500 00	
Examiner (personal) ...	2,280 00	
Special examiners	1,000 00	
Monitors	1,000 00	
Compensation for assistants	59,590 00	
Janitors	100 00	
		113,530 00
Traveling expenses		2,000 00
Printing and office supplies		7,000 00
Miscellaneous:		
Advertising	$3,300 00	
Office equipment	500 00	

Incidentals	1,500 00	
Telephone and telegraph ...	1,000 00	
		6,300 00
		$128,830 00

A 4. COMPTROLLER'S DEPARTMENT

Salaries:			Comptroller's department.
Comptroller	$6,000 00		
Deputy Comptroller	7,000 00		
Head clerk bookkeeper ..	4,000 00		
Clerical services	15,840 00		
		$32,840 00	
Blanks, stationery and printing		4,500 00	
Miscellaneous:			
Premium on surety bonds.	$300 00		
Incidentals	2,500 00		
Telephone and telegraph..	500 00		
		3,300 00	

Audit Department

Salaries:			Auditing.
Chief auditor	$6,000 00		
Auditors and assistants ..	30,960 00		
		36,960 00	
Traveling expenses		1,000 00	

Inheritance Tax Department

Salaries:			Inheritance tax collection.
State supervisor	$9,000 00		
Two district supervisors..	8,800 00		
Two head clerks	9,000 00		
Compensation for assistants	125,815 00		
		152,615 00	
Expenses		8,800 00	

Miscellaneous:

Transfer tax payable to counties.

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

Athletic supervision.

For the purpose of carrying out the provisions of chapter 247, Laws of 1918, as amended by chapter 189, Laws of 1923 ..... 25,000 00

$265,015 00

A 5. DEPARTMENT OF PUBLIC REPORTS

Salaries:

Public reports.

Commissioner	$2,000 00	
Clerk	600 00	
		$2,600 00
Blanks, stationery and printing		25 00
		$2,625 00

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 per-

sonal expense or the expenses of commissioners appointed by him under statute, or in his discretion		$15,000 00

A 7. EXECUTIVE DEPARTMENT

Executive department.

Salaries:		
Governor	$10,000 00	
Secretary to the Governor	5,000 00	
Executive Clerk	3,600 00	
Compensation for assistants	13,820 00	
		$32,420 00
Traveling expenses		1,500 00
Blanks, stationery and printing		2,500 00
Incidentals		4,000 00
Maintenance of Secretary to the Governor during encampment		1,000 00
		$41,420 00

A 8. SECRETARY OF STATE

Secretary of State.

Salaries:		
Secretary of State	$6,000 00	
Assistant Secretary of State	3,000 00	
Chief Clerk	7,000 00	
Head clerk	4,500 00	
Election clerk	4,200 00	
Compensation for assistants	33,060 00	
		$57,760 00
Traveling expenses		250 00
Blanks, stationery, printing and office supplies		10,000 00
Miscellaneous:		
Election supplies	$25,000 00	
Preserving early probate records	500 00	

Printing copies of "An act concerning corporations"	7,500 00	
Incidentals	1,500 00	
Telephone and telegraph	500 00	
Photostating copies of certificates of incorporation	5,000 00	
		40,000 00
		$108,010 00

A 9. DEPARTMENT OF MOTOR VEHICLES

Motor Vehicle department.

Salaries:		
Commissioner	$10,000 00	
Deputy Commissioner	5,500 00	
Assistant Attorney-General	6,000 00	
Chief Clerk	5,100 00	
Chief inspector	3,600 00	
Deputy chief inspectors (six)	19,680 00	
Compensation for inspectors, clerks and other employees	275,810 00	
		$325,690 00
Traveling expenses:		
Expenses of inspectors and equipment	50,000 00	
Blanks, stationery and printing	42,000 00	
Postage, express and incidentals	30,000 00	
Miscellaneous:		
Metal and materials for automobile markers	$200,000 00	
Purchase of automobiles	12,500 00	
Liability insurance	2,200 00	
Refunds for errors in rating	2,500 00	

Filing cabinets	3,000 00	
Purchase of typewriters..	6,000 00	
Office furniture, desks, etc.	300 00	
Telephone and telegraph..	4,500 00	
Premium on surety bonds	3,000 00	
Printing of Laws	5,000 00	
		239,000 00

Gasoline Tax Division

Salaries:	
Compensation for employees	7,160 00
Blanks, stationery and printing	5,000 00
Postage, express and incidentals	6,000 00
Miscellaneous:	
Filing cabinets	500 00
Payments 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, and the receipts from the tax imposed on the sale of Motor Vehicle Fuels, pursuant to chapter 334, Laws of 1927.	
	$705,350 00

A 10. STATE HOUSE COMMISSION

State House commission.

Salaries and Wages:		
Custodian, State House ..	$4,500 00	
Chief engineer	4,000 00	
Superintendent, State House Annex and State office building	3,800 00	
Telegraph operator	3,000 00	
Compensation of assistants and helpers	140,000 00	
		$155,300 00

Maintenance:			
Fuel and power (for this purpose only)	$30,000	00	
Light	30,000	00	
Sundry supplies	25,000	00	
Current repairs	15,000	00	
Telephone and telegraph	10,000	00	
Furniture, office supplies and carpets	20,000	00	
Insurance (for this purpose only)	2,500	00	
Capitol post office, postage	70,000	00	
Freight and express and moving into new annex	5,000	00	
Maintenance of Stacy Park and Capitol and annex grounds	4,500	00	
Maintenance and repairs, State buildings, at Trenton Fair, also premiums for live stock, poultry, horticultural and agricultural exhibits	5,000	00	
Maintenance of Boys' and Girls' Club and payment of premiums	5,000	00	
			222,000 00

Rentals for offices in Newark.

For the purpose of leasing and paying rentals for State Departments in the city of Newark as follows:			
Court of Chancery	$15,715	00	
Board of Public Utility Commissioners	16,063	00	
Department of Banking and Insurance	4,950	00	
Department of Labor	5,316	00	
State Board of Tenement House Supervision	11,663	00	

Rehabilitation Commission	3,684 00		
Commission for the Blind	10,000 00		
		67,391 00	
Rental, Department of Municipal Accounts, Trenton		1,980 00	
Rental, Department of Agriculture, Trenton		4,440 00	
Rental, Employees Retirement System and Department of State Police, Trenton		4,200 00	
New Buildings:			
Erecting, furnishing equipping and architect fees for new building for State offices adjoining the Capitol, including the construction, reconstruction and equipment of a heating unit		500,000 00	New office building at State House.
The State House Commission is hereby authorized to enter into contract for the above, notwithstanding that said contract may exceed the amount hereby appropriated and notwithstanding any other provision to the contrary in this act contained.			Right to contract.

State Printing Board

Miscellaneous:			
Salary of public printer	$900 00		Printing board.
Legislative printing	75,000 00		
Printing and binding public documents	25,000 00		
Printing and circulating laws	12,000 00		
		112,900 00	

State Purchasing Department

Salaries and Wages:			
State Purchasing Agent	$7,000 00		Purchasing agency.
Assistant State Purchasing Agent	6,000 00		

Chief clerk and buyer ...	4,250 00	
Buyers	8,940 00	
Compensation of assistants and clerical services ...	16,305 00	
Expert services	2,000 00	
		44,495 00
Materials and Supplies:		
Vehicular transportation expenses	$700 00	
Printing, office supplies and equipment	3,650 00	
		4,350 00
Miscellaneous:		
Traveling expenses	$600 00	
Telephone and telegraph..	1,100 00	
		1,700 00
		$1,118,756 00

State Purchase Fund

Purchase fund

The unexpended balance of the "Purchase Fund" created in accordance with the provisions of chapter 277, Pamphlet Laws of one thousand nine hundred and seventeen, item one hundred, together with such sums as may be returned to the State treasury for the reimbursement of the appropriation provided by said item so that a "Purchase Fund" not exceeding $350,000 will be established and maintained for the purpose of making payments for purchases in the operation of chapter 68, Pamphlet Laws of one thousand nine hundred and sixteen, 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 appropriated to be credited to said fund when deposited in the State treasury for disbursement in accordance with the provisions of said chapter 68, Pamphlet Laws of one thousand nine hundred and sixteen, so as to constitute it a revolving fund for purchases is hereby appropriated; *provided, however,* that any sum or sums in excess of the amount hereby appropriated received by the purchasing agent from any source shall by him be paid to the State Treasurer and deposited in the general fund of the State. Proviso.

A 11. TREASURER'S DEPARTMENT

Salaries:

Treasurer	$6,000 00	Treasurer's department.
Cashier	6,000 00	
Head clerk	3,000 00	
Compensation for other assistants	17,330 00	
Additional and temporary employees,	2,000 00	
	$34,330 00	
Blanks, stationery and printing	2,500 00	
Incidentals	1,000 00	
Premium on surety bond for treasurer and deputy treasurer	750 00	
Premium on check insurance	500 00	
Telephone and telegraph	200 00	

Department of Municipal Accounts

Salaries:

Commissioner	$6,000 00	Municipal accounts.
Supervising auditor	4,250 00	
Senior auditor	4,000 00	
Senior auditors (three)	10,140 00	

Compensation for auditors and other assistants ...	27,805 00	
		52,195 00
Traveling expenses		10,000 00
Blanks, stationery and printing		2,000 00
Incidentals		125 00
Telephone and telegraph		200 00
Furniture and equipment		750 00
Miscellaneous:		
Expenditures under provisions of section 3 (b), chapter 266, Laws of one thousand nine hundred and eighteen		9,000 00
		$113,550 00

B. LEGISLATIVE

B 1. LEGISLATURE

Legislature.

Salaries:		
Senators and members of General Assembly	$40,833 32	
Compensation for officers and employees	53,800 00	
		$94,633 32
Miscellaneous:		
Manuals of the Legislature	$7,234 00	
Indexing Journal and Minutes and other incidental and contingent expenses	30,000 00	
Toilet and other necessary articles to be furnished by the State House Commission	1,250 00	
		38,484 00
		$133,117 32

C. JUDICIAL

C 1. CLERK IN CHANCERY

Clerk in Chancery.

Salaries:		
Clerk in Chancery	$6,000 00	
Chief clerk	5,500 00	
Law clerk	3,600 00	
Compensation for assistants	73,338 00	
		$88,438 00
Blanks, stationery and printing		6,000 00
Incidentals		2,000 00
Steel filing cases		2,000 00
Telephone and telegraph		650 00
		$99,088 00

C 2. CLERK OF THE SUPREME COURT

Clerk of Supreme Court.

Salaries:		
Clerk of the Supreme Court	$6,000 00	
Chief clerk	5,500 00	
Compensation for assistants	37,350 00	
		$48,850 00
Blanks, stationery and printing		4,500 00
Typewriters, furniture, office equipment, diaries and Legislative Manuals		2,500 00
Incidentals		925 00
Telephone and telegraph		300 00
		$57,075 00

C 3. COURT OF CHANCERY

Court of Chancery

Salaries:		
Chancellor	$19,000 00	
Vice-Chancellors	180,000 00	
Compensation and traveling expenses of sergeants-at-arms	25,000 00	

Compensation and allowance of advisory masters and their official stenographers	50,000 00	
Compensation and traveling expenses of stenographers and for services pursuant to section 103 of chapter 158 of the Laws of 1902	46,000 00	
Compensation for Chancellor's secretary, pursuant to chapter 249, Laws of 1928	2,000 00	
		$322,000 00
Blanks, stationery and printing		2,500 00
Postage		1,200 00
Miscellaneous:		
Rent of rooms in Atlantic City and Jersey City	$17,500 00	
Rent of rooms for use of Vice-Chancellors, as follows:		
Newark	1,400 00	
Hoboken	900 00	
Toms River	1,400 00	
Miscellaneous expenses in connection with such rooms	1,000 00	
		22,200 00
		$347,900 00

C 4. COURT OF ERRORS AND APPEALS

Court of Errors and Appeals.

Salaries:	
Compensation of judges of the Court of Errors and Appeals, at $40.00 per diem	$50,000 00

Compensation of officers..	3,500 00	
		$53,500 00
Blanks, Stationery and Printing:		
Printed or typewritten copies of draft opinions under the direction of the presiding judge		5,000 00
Binding State cases, briefs, et cetera, and printing lists of causes, et cetera		1,500 00
		$60,000 00

C 5. COURT OF PARDONS

Court of Pardons.

Salaries:		
Compensation of judges of the Court of Pardons, at $20 per diem	$2,500 00	
Compensation of clerk and stenographer	1,350 00	
		$3,850 00
Traveling expenses		150 00
Blanks, stationery and printing		700 00
Incidentals		100 00
		$4,800 00

C 6. COURT EXPENSES

Transferred cases.

Salaries:	
For compensation of judges of the Court of Common Pleas, pursuant to section 49, chapter 149, Laws of 1900	$4,000 00

C 7. LAW AND EQUITY REPORTS

Legal reports.

Salaries:		
Chancery reporter	$500 00	
Supreme Court reporter ..	500 00	
		$1,000 00
Publication of Chancery reports		6,500 00

Publication of Law reports	6,500 00
Binding Chancery and Law reports	4,000 00
	$18,000 00

C 8. STENOGRAPHIC REPORTERS

Reporters.

For amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursuant to chapter 81, of the Laws of 1901....	$45,500 00

C 9. SUPREME COURT

Supreme Court.

Salaries		
Chief Justice	$19,000 00	
Associate justices	144,000 00	
Circuit Court judges	224,000 00	
Salaries of secretaries to justices of the Supreme Court, pursuant to chapter 249, Laws of 1928..	18,000 00	
Compensation for assistants	2,000 00	
Board of bar examiners, salary of members, secretary, assistant secretary and messenger....	17,150 00	
		$424,150 00
Blanks, stationery and printing		500 00
Incidentals		100 00
Miscellaneous:		
Other expenses incurred by court order		3,000 00
		$427,750 00

C 10. COMMISSION ON REVISION AND CONSOLIDATION OF PUBLIC STATUTES

Revision of laws.

Expenses of commissioners appointed to revise and consolidate public statutes, pursuant to chapter 73, Laws of 1925		$125,000 00

D. REGULATIVE

D 1. BOARD OF COMMERCE AND NAVIGATION

Commerce and navigation.

Salaries:		
Director	$8,500 00	
Counsel for the board	5,000 00	
Assistant Chief Engineer	4,000 00	
Consulting Engineer	3,600 00	
Assistant Secretary	4,500 00	
Chief, Division of Construction and Records	3,600 00	
Chief, Division of Surveys and Inland Waterways	3,600 00	
Chief, Division of Power Vessels	3,000 00	
Other assistants, public hearings, searches, surveys, witnesses on trespasses, et cetera	36,500 00	
		$72,300 00
Traveling expenses		5,000 00
Blanks, stationery and printing		2,000 00
Postage and incidentals:		
Postage	600 00	
Incidentals	3,000 00	
		3,600 00
Miscellaneous:		
Telephone and telegraph		700 00
Extension riparian surveys		5,000 00
Maintenance navigation lights, Cape May Manasquan river		3,000 00

	Lights-buoys, Lake Hopatcong		1,000 00
	Maintenance of inland waterway from Cape May to Bay Head.....		50,000 00
	Rents		7,600 00
	Insurance on boats		3,000 00
	Maintenance boat "W. Parker Runyon"		18,000 00
	Care and upkeep, Barnegat Light premises		2,500 00
	Cranberry Lake lights and buoys		500 00
	Safe cabinets, map files, desks and furnishings for Jersey City and Trenton offices		500 00
	Expenses in connection with study and plans for beach protection measures		5,000 00
Jetties, etc.	Construction, reconstruction and maintenance and improvement of the inland waterway		90,000 00
	Construction of works, seawalls, bulkheads and jetties and other devices necessary and proper to protect the riparian lands of this State, pursuant to the provisions of chapter 166, Laws of 1928, as follows:		
	Bradley Beach Borough ..	$10,000 00	
	Belmar Borough	20,000 00	
	Asbury Park City	20,000 00	
	Long Branch City	20,000 00	
	Allenhurst Borough	6,250 00	
	Seabright Borough	10,000 00	
	Sea Girt Borough	5,000 00	
	Deal Borough	7,500 00	
	East Keansburg Borough, provided Assembly Bill No. 10 becomes a law ..	5,000 00	
	Margate City, Atlantic County	20,000 00	
			123,750 00
Opening Manasquan inlet.	For opening of the Manasquan Inlet, pursuant to chapter 66, Laws of 1927..		150,000 00
	Legal or engineering serices and expenses in preparing or prosecuting cases or complaints before the Interstate Commerce Commission, or other tri-		

bunals, to secure for New Jersey the transportation benefits to which it is entitled, or to remove discriminations in transportation rates or practices..	30,000 00
There is hereby appropriated the undisbursed balance on the thirtieth day of June, one thousand nine hundred and twenty-nine, of the appropriation made for the purpose of acquiring rights-of-way for the New Jersey ship canal	
Appropriations for administration expenses of this Board to be deducted from receipts, pursuant to chapter 223, Laws of 1922, and in addition thereto the sum of $90,000.00 from proceeds of the tax on the sale of motor vehicle fuels, under the provisions of chapter 334, Laws of 1927.	
	$573,450 00

D 2. BOARD OF FISH AND GAME COMMISSIONERS

Fish and Game Commission.

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 game farms.

All receipts from hunters' and anglers' licenses pursuant to the provisions of chapter 152 of the Laws of 1914,—chapter 120, Laws of 1915 and chapter 125, Laws of 1922.

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.

Use of receipts.

All such receipts as are above set forth,

and any balance of receipts that may not have been disbursed on or before the end of the fiscal year ending June thirtieth, one thousand nine hundred and twenty-nine, 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-nine, 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.

Proviso.

Salaries and Wages:		
Protector	$4,500 00	
Secretary	3,500 00	
Assistant secretary	2,700 00	
Assistant protectors, wardens, superintendents and other officers and employees	144,050 00	
		$154,750 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	$72,425 00	
Printing and office supplies	12,125 00	
Purchase of autos and boats	9,500 00	

Purchase of fish, game and eggs and poultry	40,445 00	
Gasoline, grease, oil, tires, tubes and maintenance of autos and boats	26,075 00	
		160,570 00
Current repairs		3,850 00
Miscellaneous Expenses:		
Wardens' and commissioners' expenses	$11,000 00	
Postage, telephone, telegraph and insurance ...	3,990 00	
Miscellaneous expenses ..	15,660 00	
		30,650 00
Additions and improvements		4,900 00
		$354,720 00

D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS

Public Utility commission.

Salaries:		
Members of the board ..	$36,000 00	
Counsel	8,500 00	
Assistant to counsel	6,000 00	
Secretary	7,000 00	
Assistant Secretary	4,500 00	
Chief, Bureau of Utilities	9,000 00	
Chief engineer, bridges and grade crossings	7,500 00	
Chief, bureau of railroads	6,500 00	
Rate expert	7,000 00	
Engineers, inspectors, clerks, stenographers and other employees	120,051 50	
Reporting hearings	10,000 00	
		$222,051 50
Traveling expenses		25,000 00
Blanks, stationery and printing		9,000 00

Miscellaneous:		
Telephone and telegraph..	$2,200 00	
Office supplies	2,000 00	
Office equipment	1,500 00	
Incidentals	2,200 00	
Special investigations (for this purpose only)	15,000 00	
		22,900 00
		$278,951 50

D 4. BOARD OF SHELL FISHERIES

Shell Fisheries.

Salaries:		
Director	$3,000 00	
Chiefs of bureaus	3,340 00	
Captains of boats, crews, guards, clerks, et cetera	39,000 00	
		$45,340 00
Traveling expenses		2,500 00
Blanks, stationery and printing		200 00
Purchase of oyster shells, in order to restore depleted natural oyster beds, and further for the purpose of shelling beds		37,500 00
Miscellaneous:		
Food (for this purpose only)	$3,800 00	
Fuel and power (for this purpose only)	4,200 00	
Current repairs	2,500 00	
Surveying and mapping ..	500 00	
Rent of offices	456 00	
Telephone and telegraph..	350 00	
		11,806 00
		$97,346 00

D 5. COUNTY BOARDS OF TAXATION

For salaries of members of the county boards of taxation	$131,400 00	County Tax boards.

D 6. DEPARTMENT OF BANKING AND INSURANCE

Salaries:

Commissioner	$6,000 00	Department of Banking and Insurance.
Deputy Commissioner, Bureau of Banking ...	7,500 00	
Deputy Commissioner, Bureau of Insurance ..	7,500 00	
Deputy Commissioner, Bureau of Building and Loan Associations	7,500 00	
Chief, Compensation Rating and Inspection Bureau	5,000 00	
Assistant Deputy, Bureau of Insurance	4,500 00	
Assistant Deputy, Bureau of Building and Loan Associations	3,900 00	
Department Investigator..	3,300 00	
Statistician	3,600 00	
Bank Examiners	142,787 50	
Small Loan, et cetera, Examiners	10,800 00	
Chief Bank Examiner ...	7,500 00	
Chief Insurance Examiner	7,500 00	
Assistant Chief Insurance Examiners	10,600 00	
Insurance Examiners	37,850 00	
Building and Loan Association Examiners ..	151,470 00	
Actuary	10,000 00	
Chief Assistant Actuary..	5,400 00	
Assistant Actuary	3,900 00	

Chief, License Division ..	3,300 00	
Cashier	3,300 00	
Auditor, Bureau of Insurance	3,180 00	
Clerks, stenographers and other employees	109,240 00	
Legal services in connection with examination of insurance companies	2,000 00	
		$557,627 50
Traveling expenses		110,000 00
Blanks, stationery and printing		14,000 00
Office supplies and equipment		2,500 00
Miscellaneous		
Rent of statistical machines	1,074 00	
Appraisals of real estate..	1,500 00	
Express, freight and cartage	450 00	
Incidentals	1,500 00	
Subscriptions to magazines, manuals, et cetera	200 00	
National convention	75 00	
Compiling and printing valuations	500 00	
Membership fee, National Association of Supervisors of State Banks..	40 00	
Rent of safe deposit boxes and post office boxes ..	75 00	
Rent, Statistical Division, Compensation Rating and Inspection Bureau at Newark	1,200 00	
Telephone and telegraph..	1,300 00	
Rental of department offices in Trenton	21,400 00	
		29,314 00
Total appropriations		$713,441 50
Less receipts		400,000 00
Net appropriation		$313,441 50

D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Department of Conservation and Development.

Salaries:		
State Geologist and Director	$7,500 00	
State Forester	5,600 00	
Land agent	4,500 00	
Assistant State Geologist	4,000 00	
Associate State Forester	4,200 00	
Topographic Engineer	3,600 00	
Chief of testing laboratory	3,900 00	
State Firewarden	4,000 00	
Curator State Museum	3,200 00	
Firewardens, forest rangers, soil classifiers, laboratory assistants, engineers, clerical assistants, museum staff and other employees	136,652 50	
		$177,152 50
Traveling expenses		18,000 00
Blanks, stationery and printing, including new maps,		8,000 00
Miscellaneous:		
State's share of forest fires (for this purpose only)	20,000 00	
Fuel and power (for this purpose only)	850 00	
Insurance (for this purpose only)	579 41	
Tax lieu on State forests	2,428 50	
Repairs, laboratory and repairs and replacements, fire towers and fire tools	3,000 00	
Office equipment	400 00	
Rental of division offices and fire tower sites	741 00	
Equipment and Exhibit Material for New State Museum	18,385 00	

State Museum Lending Department	9,000 00	
Special exhibits at State fairs and elsewhere	700 00	
Office supplies	700 00	
Sundry supplies	1,500 00	
Telephone and telegraph..	4,030 00	
Freight and expressage ..	300 00	
State's share wardens' salaries	8,537 50	
Forest nursery	15,000 00	
Acquisition of additional land, State forests	50,000 00	
State Forest Maintenance	10,000 00	
Purchase of additional land Hackle Barney Park ..	4,000 00	
New development and improvement of State parks, Washington Crossing, Hackle Barney, Swartswood and Hopatcong	50,000 00	
New development and improvement to State forests	17,500 00	
		$217,651 41

Expenses in connection with Morris canal.

For all expenses in connection with the administration of the property of the Morris Canal and Banking Company:

(a) All unexpected balance on June 30, 1929 of the money heretofore appropriated for this purpose in any annual or deficiency appropriation bill, and

(b) All rents, tolls and other income including sales received from said property

Proviso.

Provided, however, the amount to be expended under this authorization shall not exceed $25,000. exclusive of what may be needed to complete contracts entered into before July 1, 1929, and

Proviso.

Provided further, that there shall be refunded to the State fund such amounts

as have heretofore been advanced from said fund to the Morris Canal fund whenever and to the extent that the canal funds exceed the liabilities of said fund for the balance of the fiscal year 1930.	
For stream gauging, dam inspection and water supply investigations, including salaries of Chief, Division of Waters, $5,600.00 and Hydraulic Engineer, $4,500.00, and assistants, such sum not exceeding $40,000.00, 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)	$40,000 00
For maintenance of State forest silviculture work—income from same..	7,500 00
For maintenance of Washington Crossing Park, Hopatcong, Hackle Barney and Swartswood Lake	10,000 00
The balance on June 30, 1929, of the appropriation for acquisition of additional land for State forests is hereby appropriated.	
	$478,303 91
Less amount appropriated from receipts	47,500 00
	$430,803 91

D 8. DEPARTMENT OF HEALTH

Department of Health.

Salaries:		
Director	$6,500 00	
Assistant Director and Chief of Bureau of Administration	5,300 00	
Chief, Bureau of Vital Statistics	4,500 00	
Acting Chief, Bureau of Local Health Administration	4,500 00	

Chief, Bureau of Food and Drugs	4,500 00	
Chief, Bureau of Engineering	5,000 00	
Chief, Bureau of Chemistry	4,500 00	
Chief, Bureau of Bacteriology	4,800 00	
Chemists, Bureau of Engineering (2)	8,880 00	
Special Investigator, Bureau of Engineering ...	3,000 00	
District health officers (2)	7,000 00	
Special Investigator, Bureau of Food and Drugs	3,300 00	
Animal Inspector, Bureau of Food and Drugs ...	3,600 00	
Senior Sanitary Engineer, Bureau of Engineering	3,750 00	
Engineers, inspectors, investigators, laboratory and other employees ..	132,340 00	
		201,470 00
Traveling expenses		21,000 00
Blanks, stationery and printing		12,000 00
Miscellaneous:		
Office equipment and supplies	2,500 00	
Engineering supplies	800 00	
Automobile maintenance..	3,000 00	
Maintenance of shellfish inspection boat	3,750 00	
Laboratory, equipment, apparatus and supplies ...	16,000 00	
Maintenance tabulating machine and typewriters, insurance, expressage and other incidental expenses	2,800 00	
Telephone and telegraph..	700 00	
New cars	1,000 00	
		30,550 00

Salaries, expenses and supplies and exhibit material for the Bureau of Child Hygiene	123,023 00	
Salaries, expenses and supplies for the Bureau of Venereal Disease Control		28,935 00
		$416,978 00

D 9. DEPARTMENT OF LABOR

Department of Labor.

Salaries:		
Commissioner of Labor..	$6,000 00	
Commissioner of Workmen's Compensation ...	1,500 00	
Deputy Commissioners Workmen's Compensation (three)	16,200 00	
Chiefs of Bureaus (four)	18,300 00	
Referees (two)	7,200 00	
Examiners, inspectors, clerks and other employees	167,378 00	
Employment Service	33,180 00	
Employees in Museum of Safety	8,580 00	
		258,338 00
Traveling expenses		20,000 00
Blanks, stationery and printing		7,000 00
Miscellaneous:		
Farm Labor and state Employment Bureau	$1,760 00	
Rent of rooms in Jersey City, Paterson, or other cities	10,000 00	
Support of Museum of Safety, industrial Councils, et cetera	3,420 00	
Telephone and telegraph..	2,300 00	
Preparation and distribution of industrial directory and bulletins	6,000 00	

Office supplies	3,000 00	
Office equipment	2,000 00	
Incidentals	3,000 00	
Coal, Jersey City, Trenton and Paterson	2,750 00	
Blueprints, tracings, et cetera	100 00	
Repairs to typewriters, mimeograph, et cetera..	150 00	
		34,480 00
		$319,818 00

D 10. DEPARTMENT OF WEIGHTS AND MEASURES

Weights and Measures.

Salaries:		
Superintendent	$5,000 00	
Compensation for assistants	12,655 00	
		17,655 00
Traveling expenses		5,000 00
Blanks, stationery and printing		600 00
Incidentals		450 00
Telephone and telegraph		200 00
Metal seals		500 00
Maintenance and operating expenses for automobile and truck		1,200 00
Insurance (for this purpose only) ...		269 00
Additions and Improvements:		
Computing scale test set..	125 00	
Carrying cases, stellyard, box hooks, test weights and filing cabinet	300 40	
		425 40
		$26,299 40

D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY

Perth Amboy health office.

Health officer of the Port of Perth Amboy, for salary, pursuant to chapter 328, Laws of 1906	$1,000 00

Deputy health officer, for salary		250 00
		$1,250 00

D 12. STATE BOARD OF TAXES AND ASSESSMENT

State Board of Taxes and Assessment.

Salaries:		
President	$5,500 00	
Members of board	18,000 00	
Secretary	6,000 00	
Chief engineer	11,000 00	
Senior assistant engineer	4,800 00	
Senior office engineer ...	4,800 00	
Head corporation tax clerk	4,800 00	
Principal corporation tax clerk (2)	6,500 00	
Field Secretary	4,300 00	
Compensation for other assistants	35,185 00	
		$100,885 00
Traveling expenses		2,500 00
Blanks, stationery, printing, office supplies and equipment		6,000 00
Miscellaneous:		
Incidentals	500 00	
Telephone and telegraph..	350 00	
Reclassification and revaluation of railroad property	10,000 00	
Investigation in various counties, pursuant to chapter 350, Laws of 1921, and chapter 98 Laws of 1923	19,000 00	
Investigation of exemptions of miscellaneous corporations	3,000 00	
		32,850 00
		$142,235 00

D 13. STATE BOARD OF TENEMENT HOUSE SUPERVISION

Tenement House supervision.

Salaries:		
Secretary and executive officer	$7,000 00	
Principal clerk	3,180 00	
Plan examiners (two)	7,200 00	
Senior clerk	1,440 00	
Inspector-clerks (five)	11,880 00	
Chief stenographer	1,800 00	
Clerk - stenographers (seven)	8,340 00	
Chief inspector	2,700 00	
Inspectors (thirty)	73,520 00	
Special inspection work	500 00	
		$117,560 00
Traveling expenses, including maintenance of Buick and Ford cars		16,000 00
Blanks, stationery and printing		1,200 00
Postage and incidentals		2,200 00
Miscellaneous:		
Electrotypes and type	$50 00	
Telephone and telegraph	500 00	
Furniture and fixtures	250 00	
		800 00
		$137,760 00

D 14. REAL ESTATE COMMISSION

Real Estate commission.

Salaries and Wages:		
Commissioners	$12,000 00	
Secretary	5,000 00	
Chief Examiner and Investigator	4,500 00	
Other employees	44,612 51	
		$66,112 51

Materials and Supplies:		
Blanks, stationery and printing	$10,500 00	
Office equipment	1,500 00	
		12,000 00
Traveling expenses		8,000 00
Miscellaneous:		
Rent	$8,350 00	
Telephone and telegraph	2,500 00	
Postage and incidentals	2,500 00	
		13,350 00
		$99,462 51

D 15. DEPARTMENT OF STATE POLICE

State Police.

Salaries:		
Colonel and superintendent	$9,000 00	
Major and deputy superintendent	5,000 00	
Captains (three)	9,000 00	
Lieutenants (four)	10,400 00	
Assistant Attorney-General	5,000 00	
Captain, headquarters	3,500 00	
Noncommissioned officers, troopers, et cetera	304,825 84	
		$346,725 84
Materials and Supplies:		
Food and lodging	$149,760 00	
Vehicular transportation expenses	144,500 00	
Stable supplies and forage and purchase of horses.	11,000 00	
Clothing	30,000 00	
Organization supplies	16,000 00	
Blanks, stationery and printing	3,000 00	
Office equipment	1,500 00	
Fuel and power	8,000 00	

Medical and veterinary supplies	2,000 00	
Office supplies	1,200 00	
		366,960 00
Current repairs		5.000 00
Miscellaneous:		
Traveling expenses	$2,000 00	
Rents	10,500 00	
Telephone and telegraph	16,000 00	
Insurance	6,000 00	
Freight, express and cartage	200 00	
Emergency fund, all bills to be approved by the State House Commission	10,000 00	
		44,700 00
		$763,385 84

D 16. COMMISSION ON TRAFFIC RULES AND REGULATIONS

Traffic regulations.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1929, of the appropriation made for the expenses incurred by said commission.

E. EDUCATIONAL

E 1. STATE UNIVERSITY OF NEW JERSEY

Rutgers University.

To the treasurer of Rutgers College, to pay the State Agricultural College for the benefit of agriculture and mechanic 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, pursuant to chapter 55 of the Laws of 1905, and chapter 43 of the Laws of 1907	24,765 00

Reference books, periodicals and bindings	15,000 00
Long courses in agriculture	70,210 00
Summer sessions	35,900 00
Clay working and ceramics	21,965 00
Agricultural building, maintenance	3,000 00
Horticultural building, maintenance	2,000 00
Poultry building, maintenance	2,000 00
Physics building, maintenance	4,200 00
Dairy and animal husbandry building, maintenance	5,500 00
Courses in engineering	55,090 00
Courses in chemistry	34,000 00
Courses in sanitary science and sanitary engineering	3,000 00
Courses in military science	4,395 00
Courses in education	22,940 00
Courses in biology	20,000 00
Courses in journalism	11,500 00
Courses in industrial extension	35,000 00
Courses in arts and sciences	119,196 00
To the treasurer of Rutgers College, for interest on $116,000, certificates of indebtedness of the State of New Jersey, due July 1st, 1929, and January 1st, 1930, pursuant to the provisions of chapter 135 of the Laws of 1896	5,800 00
Board of visitors, for expenses	200 00
Current repairs	5,000 00
Installation and equipment of nutrition laboratories	4,500 00
Insurance (for this purpose only)	4,000 00
Repairs to heating system, Agriculture Building	2,000 00
Repairs to fences and replacing Colony House	1,500 00
Purchase and installation of platform scales	1,000 00
Exchange of auto truck	1,500 00
Repairs to heating system, short course building	3,500 00

COLLEGE FOR WOMEN

Women's College.

Salaries and wages		360,000 00
Operating materials and supplies		25,000 00
Current repairs		3,500 00
Miscellaneous expenses		5,500 00
Equipment		30,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.		
		$990,661 00

E 2. COMMISSIONER OF EDUCATION

Department of Education.

Salaries:		
Commissioner	$15,000 00	
Five assistant commissioners	35,000 00	
Chief bureau of examiners	6,000 00	
Director physical training and health	6,500 00	
Physical training assistant superintendent	3,600 00	
Physical training instructor	3,400 00	
Inspector of buildings	3,900 00	
Superintendent of industrial education	3,900 00	
Inspector of accounts	3,800 00	
Statistician	3,800 00	
Inspector of school accounts	3,800 00	
Assistant for high school work	5,000 00	
Assistants in Elementary Education	3,500 00	
Clerical services	43,840 00	
		$141,040 00
Traveling expenses		11,500 00
Blanks, stationery and printing, including school laws		30,800 00
Postage and incidentals		1,500 00

Miscellaneous:		
Office equipment	$2,000 00	
Legislative Manuals	2,000 00	
Expenses physical training work	3,000 00	
Eighth grade test report pamphlets	500 00	
Elementary History and Civics Course of study..	2,000 00	
High School Commerical course of study	800 00	
Reprint foreign language syllabus	600 00	
Syllabus of mathematics..	2,400 00	
Physical training courses of study	2,000 00	
Science and nature study..	6,500 00	
Special bulletin in health and physical education..	1,200 00	
Telephone and telegraph..	1,900 00	
Tests, examinations and studies	15,000 00	
New Ford Tudor sedan ..	600 00	
		40,500 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.		
		$225,340 00

E 3. COUNTY SUPERINTENDENTS

For county superintendents, for salaries, payments to be made pursuant to chapter 65, Laws of 1909	$105,000 00	County School superintendents.

E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS

Night schools for foreign-born.

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	$62,500 00

E 5. INDUSTRIAL EDUCATION

Industrial schools.

For payments to schools established for industrial education, pursuant to chapter 78, Laws of 1909, chapter 32, Laws of 1921, and chapter 282, Laws of 1926	$70,000 00
Payments to schools for manual training, pursuant to Article 22, section 230, School Law of 1903	646,827 28
Expenses incurred by Commissioner of Education in carrying into effect the provisions of chapter 152, Laws of 1919, salary	4,750 00
Traveling expenses	600 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	
	$722,177 28

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH

Bordentown school.

For salaries and wages, and for maintenance of the Manual Training and industrial School for Colored Youth, on the basis of three hundred and fifty students.	

Salaries and Wages:		
Principal	$5,500 00	
Preceptress	2,000 00	
Teachers	57,175 00	
Other officers and employees	31,104 00	
Student labor	5,000 00	
		$100,779 00
Materials and Supplies:		
Food (for this purpose only)	$25,000 00	
Fuel, light and power (for this purpose only)	20,800 00	
Household supplies	6,500 00	
Farm, stable and grounds supplies	11,500 00	
Industrial shops	4,000 00	
School supplies	4,000 00	
Medical and surgical supplies	700 00	
Sundry supplies	600 00	
Office supplies	250 00	
Vehicular transportation supplies	1,600 00	
Blanks, stationery, printing of catalogues	250 00	
		75,200 00
Current repairs		12,000 00
Miscellaneous:		
Traveling expenses, including extension work	$1,500 00	
Postage	550 00	
Telephone and telegraph	900 00	
Insurance (for this purpose only)	3,200 00	
Advertising	300 00	
Entertainments, including commencement expenses and religious services	900 00	

Freight and express	150 00	
Water	3,200 00	
		10,700 00
Additions and Improvements:		
Materials for permanent improvements	$5,000 00	
Replacing furniture	1,000 00	
Farm machinery and wagons	500 00	
Live stock	600 00	
Surfacing roads and grading	21,000 00	
Tractor	1,000 00	
Dishwashing machine ...	895 00	
Laundry machinery	2,700 00	
Furniture, equipment for new girls' dormitory ...	15,000 00	
Drainage of farm	500 00	
Fertilizer	1,500 00	
		49,695 00
New Buildings:		
Boys' Trade Building		$150,000 00
Appropriation, including estimated receipts		$398,374 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		56,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909, with the exception of the item for Boys' Trade Building, $150,000.00, which sum shall be paid from the General State Fund.		
Net amount appropriated		$342,374 00

E 7. NEW JERSEY SCHOOL FOR THE DEAF

School for Deaf.

For salaries and wages and for maintenance of the New Jersey School for the Deaf, on a basis of three hundred and thirty pupils.

Salaries and Wages:		
Superintendent	$5,000 00	
Principal, teachers and instructors	104,200 00	
Other officers and employees	51,245 00	
		$160,445 00
Materials and Supplies:		
Food (for this purpose only)	$42,000 00	
Clothing	2,000 00	
Fuel, light and power (for this purpose only)	25,000 00	
Household supplies	7,500 00	
Industrial shops	3,500 00	
School supplies	3,500 00	
Medical and surgical supplies	600 00	
Printing and office supplies	500 00	
Sundry supplies	1,000 00	
Paper and supplies for catalogue magazine, et cetera	2,500 00	
Vehicular transportation supplies	1,800 00	
		89,900 00
Current repairs		7,500 00
Miscellaneous:		
Traveling expenses	$400 00	
Postage	450 00	
Telephone and telegraph	1,500 00	
Insurance (for this purpose only)	5,584 88	

Medical and surgical fees	125 00	
Entertainment	500 00	
Expressage	200 00	
Cartage	100 00	
Children's carfare	350 00	
Religious instruction	500 00	
Rental of swimming pool	185 00	
		9,894 88
Additions and Improvements:		
Labor, materials and supplies for summer work, and lumber for furniture	$7,000 00	
Replacements, Industrial Shop equipment	4,000 00	
Instruments to aid the hearing	2,200 00	
Fertilizer seeds, et cetera..	800 00	
Farm machinery	1,500 00	
		15,500 00
New Buildings:		
Wing on Boys' Dormitory		63,000 00
Appropriation, including estimated receipts		$346,239 88
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		10,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909, with the exception of the item for wing on Boys' Dormitory, $63,000.00, which sum shall be paid from the General State Fund.		
Net amount appropriated		$336,239 88

E 8. STATE BOARD OF EDUCATION

For salaries and expenses incurred by the Board of Education		$3,000 00	State board of education.
Payments under this account to be made pursuant to chapter 2, Laws of 1920.			

E 9. STATE BOARD OF EXAMINERS

Salaries:			
Per diem of members writing questions, marking papers, services at examinations, extra help, et cetera	$100 00		Examinations.
Senior clerk	2,600 00		
Clerical services	3,500 00		
		$6,200 00	
Traveling expenses		400 00	
Blanks, stationery and printing		1,200 00	
Incidentals		100 00	
Payments under this account to be made pursuant to chapter 2, Laws of 1920.			
		$7,900 00	

E 10. STATE NORMAL SCHOOL, GLASSBORO

For salaries and wages and for the maintenance of the State Normal School, Glassboro, on the basis of six hundred students.			Glassboro Normal School.
Salaries and Wages:			
Principal	$7,500 00		
Teachers and other employees	100,520 00		
		$108,020 00	

Materials and Supplies:		
Fuel, light and power, gas and water (for this purpose only)	$10,000 00	
Farm, stable and grounds supplies	1,000 00	
Vehicular transportation supplies	500 00	
School supplies, including furniture, library and textbooks	11,000 00	
Blanks, stationery and printing, office supplies and equipment	2,000 00	
Sundry supplies, including freight, express and miscellaneous	125 00	
Laboratory and janitors' supplies	1,000 00	
		25,625 00
Current repairs		2,750 00
Miscellaneous Expenses:		
Traveling expenses	$600 00	
Extension service, traveling expenses	600 00	
Postage	450 00	
Telephone and telegraph	500 00	
Insurance (for this purpose only)	2,500 00	
Incidentals	900 00	
		5,550 00
Practice teaching (for this purpose only)		14,200 00
Additions and Improvements:		
Auto bus	$4,500 00	
Street assessment	1,100 00	
		5,600 00

New Buildings:

New Dormitory and Infirmary	125,000 00

All receipts from extension courses are hereby reappropriated for the use of said courses.

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, with the exception of the item for New Dormitory, $125,000.00 which sum shall be paid from the General State Fund.

$286,745 00

E 11. STATE NORMAL SCHOOL, MONTCLAIR

Montclair Normal School.

For salaries and wages and for maintenance of the State Normal School, Montclair, on the basis of seven hundred 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	152,500 00	
Other employees	29,240 00	
		$189,240 00

Materials and Supplies:

Fuel, light and power (for this purpose only)	$9,000 00	
School supplies	17,250 00	
Printing and office supplies and equipment	3,500 00	

Sundry supplies, including freight, expressage, et cetera	800 00	
Janitors' supplies	1,000 00	
		31,550 00
Current repairs		10,000 00
Miscellaneous:		
Traveling expenses	$800 00	
Postage	625 00	
Telephone and telegraph..	600 00	
Incidentals	1,000 00	
Insurance (for this purpose only)	1,400 00	
Extension teaching — expenses, traveling and incidentals	1,000 00	
		5,425 00
Practice teaching (for this purpose only)	$6,200 00	
Practice teaching, traveling expenses	900 00	
		7,100 00
Additions and Improvements:		
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-nine, shall be held in trust in the State treasury, subject to the provisions of chapter 58, of the Laws of 1910.		
Grading		4,000 00

New Buildings:

Equipment for Demonstration School		28,000 00

All receipts from extension courses are hereby reappropriated for the use of said courses.

Payments under this account to be made pursuant to chapter 65, Laws of 1909, with the exception of the item, equipment for Demonstration School, $28,000.00, which sum shall be paid from the General State Fund.

$275,315 00

E 12. STATE NORMAL SCHOOL, NEWARK

Newark Normal School.

For salaries and wages, and for maintenance of the State Normal School, Newark, on the basis of one thousand one hundred and fifty-six 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 and others	129,470 00	
Other employees	12,480 00	
		$149,450 00
Material and Supplies:		
Fuel, light and power (for this purpose only)	$4,900 00	
School supplies and equipment	11,600 00	
Printing and office supplies	1,900 00	
Janitors' supplies	1,500 00	
Grounds	200 00	
		20,100 00
Current repairs		9,000 00

Miscellaneous:		
Traveling expenses	$500 00	
Postage	500 00	
Telephone and telegraph..	450 00	
Incidentals	2,400 00	
Insurance (for this purpose only)	1,200 00	
Extension service traveling expenses	1,000 00	
		6,050 00
Practice teaching (for this purpose only)	$45,620 00	
Practice teaching, traveling expenses	1,700 00	
		47,320 00
All receipts from extension courses are hereby reappropriated for the use of said courses.		
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		
		$231,920 00

E 13. STATE NORMAL SCHOOL, TRENTON

Trenton Normal School.

For salaries and wages, and for the maintenance of the State Normal School, Trenton, on the basis of eight hundred and fifty students.

Salaries and Wages:		
Principal	$6,500 00	
Business manager	4,000 00	
Teachers	171,225 00	
Other employees	30,781 00	
		$212,506 00
Materials and Supplies:		
Fuel, light and power (for this purpose only)	$16,300 00	
School supplies	10,500 00	

Printing and office supplies	2,000 00	
Sundry supplies (including freight, express and miscellaneous)	500 00	
Janitors' supplies	1,000 00	
Library and textbooks	4,000 00	
		34,300 00
Current repairs, Normal School and Boarding Hall		19,000 00
Miscellaneous:		
Traveling expenses	$450 00	
Postage	600 00	
Telephone and telegraph	900 00	
Insurance (for this purpose only)	3,270 00	
Incidentals	500 00	
Extension service traveling expenses	500 00	
		6,220 00
Practice teaching (for this purpose only)		6,000 00
Instructors to assist in supervision		6,500 00
Traveling expenses, practice teaching		1,500 00
New Buildings:		
Administration and Recitation Building	$600,000 00	
Dormitory	285,000 00	
Power house	100,000 00	
		985,000 00

New normal school.

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 30, 1929, 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.

All receipts from extension courses are hereby reappropriated for the use of said courses.

Payments under this account to be made pursuant to chapter 65, Laws of 1909, with the exception of the items for new buildings totaling $985,000.00, which sum shall be paid from the General State Fund.

$1,271,026 00

E 14. STATE NORMAL SCHOOL, PATERSON

Paterson Normal School.

For salaries and wages, and for the maintenance of the State Normal School, Paterson, on the basis of five hundred and twenty students, pursuant to the provisions of chapter 125, Laws of 1921, and chapter 52, Laws of 1923.

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	50,940 00	
Other employees	6,860 00	
		$65,300 00
Materials and Supplies:		
School supplies, including equipment	$2,700 00	
Printing and office supplies	1,400 00	
Sundry supplies, including freight, express and miscellaneous	100 00	

Janitors' supplies	500 00	
Library and textbooks ...	3,900 00	
		8,600 00
Miscellaneous:		
Traveling expenses	$600 00	
Postage	200 00	
Telephone and telegraph..	200 00	
Incidentals	250 00	
Insurance (for this purpose only)	37 50	
Extension service traveling expenses	50 00	
		1,337 50
Practice teaching (for this purpose only)		12,850 00
Practice teaching, traveling expenses ...		200 00
Instructors to assist in supervision		8,960 00
New Buildings:		
Surveys of site and preparation of plans for a State Normal School building in the vicinity of the city of Paterson, contingent upon the acquisition of a site satisfactory to the State Board of Education, such site to be obtained without cost to the State..		10,000 00
All receipts from extension courses are hereby reappropriated for the use of said courses.		
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, with the exception of the last item for $10,000.00, which sum shall be paid from the General State Fund.		
		$107,247.50

E 15. SUMMER COURSES IN AGRICULTURE

Summer schools.

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 ..... $35,000 00

E 16. TEACHERS' INSTITUTES

Institutes.

Expenses for teachers' institutes $4,600 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 17. TEACHERS' LIBRARIES

Teachers' libraries.

Establishment and maintenance of libraries for use of teachers $400 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 18. TEACHERS' RETIREMENT FUND—PENSION AND ANNUITY FUND

Retirement fund.

State Treasurer, for expenses incurred in connection with the fund, pursuant to chapter 80, Laws of 1919.

Salaries of clerks	$6,600 00	
Blanks, stationery, printing and incidentals	500 00	
		$7,100 00

Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 19. 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 provision of chapter 294 of the Laws of 1913, which authorized State aid for vocational schools	$250,102 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	33,978 23	
State supervision	1,000 00	
State supervision of vocational schools..	6,000 00	
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		
	$291,080 23	

E 20. STATE NORMAL SCHOOL, JERSEY CITY

Jersey City Normal School.

For salaries and wages, and for the maintenance of the State Normal School, Jersey City, on the basis of six hundred students.

Salaries and Wages:		
Principal	$7,500 00	
Teachers	100,000 00	
Other employees	19,000 00	
		$126,500 00

Materials and Supplies:		
Fuel, light and power (for this purpose only)	$6,500 00	
School supplies	10,000 00	
Printing and office supplies	2,000 00	
Sundry supplies, including freight, express and miscellaneous	1,700 00	
Janitors' supplies	1,500 00	
Library and textbooks ...	18,000 00	
		39,700 00
Current repairs		1,000 00
Miscellaneous:		
Traveling expenses	$500 00	
Postage	500 00	
Telephone and telegraph..	600 00	
Insurance (for this purpose only)	3,150 00	
Incidentals	500 00	
Extension service, traveling expenses	1,000 00	
		6,250 00
Practice teaching	$10,000 00	
Practice teaching, traveling expenses	200 00	
		10,200 00
Additions and Improvements:		
Grading and improvement of grounds	$25,000 00	
Equipment of second unit of building	60,000 00	
		85,000 00

All receipts from extension courses are hereby reappropriated for the use of said courses.

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.

$268,650 00

F. AGRICULTURAL

F 1. AGRICULTURAL EXPERIMENT STATION

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	$130,855	00
Printing bulletins and circulars	16,450	00
Printing Annual Report ...	2,500	00
Abolishing mosquito-breeding, pursuant to chapter 134, Laws of 1906, and chapter 104, Laws of 1912, and investigations incident thereto	23,240	00
Investigation of oyster propagation pursuant to chapter 187, Laws of 1907	5,900	00
Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, and chapter 18, Laws of 1923, including poultry specialists for South Jersey	27,340	00
Seed inspection, pursuant to chapter 228, Laws of 1916	9,580	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	104,450 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	15,000 00
For experimental work in growing white potatoes, sweet potatoes and tomatoes	15,600 00
Legume inoculation inspection	2,000 00
Poultry exhibitions and premiums, pursuant to chapter 201, Laws of 1920 ...	5,000 00
Sewage investigation, pursuant to chapter 126, P. L. 1920	15,840 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920, creamery inspection	3,000 00
Investigation of root rot of peas	3,500 00
Investigation of bee husbandry	4,000 00
Investigations of diseases of ornamental plants and nursery stock	6,000 00
Experimental work in vegetable production in North Jersey	2,500 00

Combating the Oriental peach moth and insects affecting ornamental plants	12,000 00	
Experimental work with small fruits	4,100 00	
Books and binding	2,400 00	
Extraordinary repairs to greenhouses	1,000 00	
Spray residue investigations	7,000 00	
Pepper maggot and Mexican bean beetle investigations	4,820 00	
Additional farm equipment..	1,000 00	
Replacement of four cars ...	2,000 00	
Expenses incident to the commemoration of the fiftieth anniversary of the station	2,500 00	
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the station.		
		$443,575 00

F 2. DEPARTMENT OF AGRICULTURE

Department of Agriculture.

Salaries:		
Secretary	$7,500 00	
Chief, Animal Industry Bureau	6,000 00	
Chief, Land and Markets Bureau	5,000 00	
Chief, Bureau of Statistics and Inspection	4,500 00	
Compensation for scientific and clerical services ...	156,920 00	
		$179,920 00
Traveling expenses		39,000 00
Blanks, stationery and printing		7,500 00
Office supplies and equipment		3,500 00
Sundry supplies		500 00
Incidentals		500 00
Telephone and telegraph		3,500 00

Miscellaneous:		
Appraisement of indemnification for condemned cattle	$100,000 00	
Appraisement of indemnification for condemned cattle, provided Assembly Bill No. 324 becomes a law	100,000 00	
Hog cholera extermination	5,000 00	
Extermination of Japanese beetle	75,000 00	
Medical and surgical supplies	8,500 00	
Exhibits, halls, judging, et cetera	4,000 00	
For the purpose of apportioning and paying to the county boards of agriculture of the State, in its discretion, sums of money to be devoted by said county boards to the collection of and reporting to the State board crop and other agricultural statistics and for educational purposes	1,000 00	
Gypsy moth extermination	60,000 00	
Expenses of carrying out provisions of chapter 74, Laws of 1917	1,000 00	
To eradicate poultry disease, pursuant to chapter 59, Laws of 1925	8,500 00	
Maintenance of veterinary laboratory	3,480 00	
Three automobiles	3,200 00	
Vehicular transportation	3,000 00	
		372,680 00

All fees and receipts received pursuant to chapter 83, Laws of 1921, are hereby appropriated for the purpose of carrying out the provisions of said chapter.

$607,100 00

F 3. STATE HORTICULTURAL SOCIETY

Horticulture.

For salaries and for the expenses of the New Jersey State Horticultural Society, pursuant to chapter 141, Laws of 1911 ..... $4,500 00

G. MILITARY

G 1. ADJUTANT-GENERAL'S DEPARTMENT

Adjutant-General.

Salaries:		
Adjutant-General	$6,000 00	
Deputy Adjutant-General	5,000 00	
Clerical services	12,660 00	
Record division	11,740 00	
		$35,400 00
Blanks, stationery and printing		2,200 00
Incidentals		2,300 00
Telephone and telegraph		375 00

State Service Officer

Salaries:		
State service officer	$2,500 00	
Other officers and employees	5,340 00	
		7,840 00
Blanks, stationery and printing		450 00
Traveling and incidental expenses		2,500 00
		$51,065 00

G 2. NATIONAL GUARD

Maintenance of Organizations

National Guard.

Allowance for Division Headquarters	$19,000 00	
Allowance for brigade, regimental and battalion headquarters, 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 each	24,000 00	
Allowance to eight (8) batteries of light field artillery at $2,000 each	16,000 00	
Allowance to seven (7) companies of engineers at $1,500 each	10,500 00	
Allowance to one (1) divisional signal corps company	1,500 00	
Allowance to one (1) field hospital, two (2) ambulance companies, and one (1) sanitary company	1,800 00	
Caretaker of military equipment, signal corps	1,320 00	
Caretakers for drill halls at Hoboken, Plainfield, Flemington and Jersey City	2,520 00	
Allowance for Division Headquarters special troops	8,000 00	
Allowance for State Staff Corps and departments	2,780 00	
		$112,920 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 not quartered in State owned armories, namely, Hoboken, Woodbury, Flemington, Plainfield, Jersey City, Newark and Orange	12,728 00
State camp grounds, salaries, wages and maintenance, including arsenal at Sea Girt and maintenance thereof	30,000 00
Regimental armories at Jersey City, Paterson, Trenton, Englewood, and two at Newark and Camden ..	80,000 00
Troops, battery and battalion armories at East Orange, Camden, Elizabeth, Red Bank, Orange, Westfield, Passaic, Atlantic City, Trenton, and Newark Air Port	75,000 00
Company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, Morristown, Mount Holly, Burlington, Salem, Dumont and Woodbury	33,000 00
Insurance (for this purpose only)	25,346 70
For rent of drill hall for headquarters and machine-gun troops	2,000 00

Automobile maintenance, including purchase of Governor's car	1,500 00	
For rent of stables for the accommodation of horses issued Divisional Signal Company	1,000 00	
Salary and expenses of building inspector	4,500 00	
		$265,074 70

Army Instruction and Field Training

Military instruction.

Transportation and expenses for battalion drills, inspection, parades and pay and expenses of inspecting officers, et cetera	10,000 00	
Compensation of officers and employees and expenses incurred in connection with rifle practice	15,000 00	
For pay of caretakers and mechanics for motorized and mounted organizations	3,600 00	
Salary of clerk to senior inspector-instructor	1,500 00	
Compensation of officers and enlisted men and expenses in connection with annual encampment	80,000 00	
Pay and expenses of New Jersey State Rifle Team ..	5,000 00	
Traveling expenses, inspector-instructors	1,500 00	
Attendance of national guard officers at conference and conventions, and for pay of contract surgeons	1,000 00	
		117,600 00

General Maintenance Expenses

Military stores.

Ordnance stores, uniforms, clothing, camp and garrison equipage, freight, expressage and miscellaneous supplies	10,000 00	
Purchase of automobiles ...	1,500 00	
Military boards and courts-martial expenses	500 00	
Transportation of disabled soldiers of the late Rebellion and the Spanish-American War, and World War	30 00	
		12,030 00

Armory Construction

Building armories.

Renovations, repairs and additions to twenty-eight armories	$50,000 00	
Furnishings for twenty-eight armories	10,000 00	
Addition to 102d Cavalry Armory, Newark	75,000 00	
The Military Board is hereby authorized to enter into contract for the erection of said armory in a sum not to exceed $281,186.00.		
Construction of building for 112th Field Artillery	18,000 00	
Addition to Dumont Armory	50,000 00	
Construction of stable, Camden Artillery Armory	20,000 00	
Addition to Artillery Armory, East Orange	60,000 00	
Construction of armory, Plainfield	25,000 00	
The Military Board is hereby authorized to enter into		

	contract for the erection of said armory in a sum not to exceed $75,000.00.		
	Construction of armory, Jersey City, the proceeds of sale of old Jersey City armory site together with all fire insurance received on the old armory.		
	The Military Board is hereby authorized to enter into contract for the erection of said armory in a sum not to exceed $800,000.00.		
			308,000 00

General Construction

Building.	Construction of a hangar at Newark Air Port	$100,000 00	
	The sum of $18,096.00 to be deducted from the above item, provided Senate Bill No. 59 becomes a law.		
	Construction of infirmary at Sea Girt	10,000 00	
	Fence to protect rifle range on north and south boundaries	5,000 00	
			115,000 00

Claims

Claims for injuries.	Hospitalization and medical attendance due to injuries in National Guard service under provision of chapter 46, Laws of 1925, Article 13	5,000 00

Celebration Expenses

Trenton anniversary.	Expenses of the National Guard and Naval Militia in the celebration commemorating the 250th anniversary of the settlement of the City of Trenton,	

provided Assembly Bill No. 100 becomes a law	25,000 00
	$960,624 70

G 3. NAVAL MILITIA RESERVE

Brigade headquarters	$300 00	Naval reserve.
Second Battalion, Camden		
Allowance for miscellaneous expenses in lieu of company allowances	1,000 00	
Allowance for battalion headquarters ...	300 00	
Seventh Battalion, Jersey City		
Allowance for miscellaneous expenses in lieu of company allowances	1,000 00	
Allowance for battalion headquarters ...	300 00	
Eighth Battalion, Perth Amboy		
Allowance for miscellaneous expenses in lieu of company expenses.....	1,000 00	
Allowance for battalion headquarters ...	300 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	
Armory Construction		
Construction of armory at Perth Amboy, pursuant to chapter 292, Laws of 1927	30,000 00	
The Military Board is hereby authorized to enter into contract for the erection of said armory in a sum not to exceed $128,500.00.		
Maintenance of Perth Amboy Armory ..	4,000 00	
Furnishings for Perth Amboy Armory ..	3,000 00	
	$55,200 00	

G 4. QUARTERMASTER-GENERAL'S DEPARTMENT

Quartermaster-General's office.

Salaries:		
Quartermaster-General ...	$6,000 00	
Chief, Q. M. C., property and disbursing officer	5,000 00	
Assistant Chief, Q. M. C., property and disbursing officer	4,500 00	
Chief clerk, finance department	3,600 00	
Chief clerk, property department	3,600 00	
Supervisor of military property	3,600 00	
Compensation of other assistants (including payment of annual salary to engineer for National Guard construction and repair of buildings and mechanical installations, to be appointed from the engineer officers of the 104th Engineer Regiment, at the rate of $4,000.00 per annum)..	14,360 00	
		$40,660 00
Blanks, stationery and printing		500 00
Telephone and telegraph		500 00
Incidentals		150 00
		$41,810 00

G 5. SEA GIRT COTTAGE

Governor's cottage.

For maintenance of cottage at Sea Girt and entertainment therein	$20,000 00
Furnishings for cottage at Sea Girt	15,000 00
	$35,000 00

G 6. NATIONAL CONVENTION OF THE DISABLED AMERICAN VETERANS OF THE WORLD WAR

Convention of veterans.

To defray the proper and legitimate expenses attending the reception and entertainment of the honorably discharged, wounded, injured or disabled soldiers, sailors and marines of the United States of America and proper and legitimate expenses incurred therewith, at the National Convention of the Disabled American Veterans of the World War, of the United States, to be held in the State of New Jersey in the year 1930; *provided,* that such expenses shall be disbursed by the Adjutant-General under such regulations as may be prescribed by the State Treasurer.. $5,000 00

Proviso.

H. PENSION AND RETIREMENT FUNDS

H 1. JUDICIAL RETIREMENT FUND

Pension for judges.

For the purpose of carrying out the provisions of chapter 313, Laws of 1908, chapter 185, Laws of 1911; chapter 256, Laws of 1918; chapters 107 and 358, Laws of 1920, and chapter 3, Laws of 1929 ..... $16,000 00

H 2. PENSIONS

Sundry pensions.

For amount required to pay pensions pursuant to various acts relative thereto, irrespective of any provisions therein that pensions shall be made in the appropriation or tax levy for the department of the public service from which the pensioner shall be so retired $54,000 00

H 3. STATE EMPLOYEES' RETIREMENT SYSTEM

State employees' pension fund.

Expenses in carrying into effect the provisions of chapter 109, Laws of 1921.		
Salaries:		
Secretary	$4,000 00	
Compensation for assistants	9,320 00	
		$13,320 00
Materials and Supplies:		
Blanks, stationery and printing	$1,200 00	
Telephone and telegraph	100 00	
Office supplies and equipment	900 00	
Traveling expenses	60 00	
Incidentals	250 00	
		2,510 00
To the Treasurer of the State of New Jersey, custodian for Contingent Reserve Fund, created by section six, chapter 109, Laws of 1921		89,254 00
Contributions on account of members' service		180,337 00
		$285,421 00

H 4. ANNUITY FOR WIDOWS OF GOVERNORS

Annuity for governor's widow.

Annuity for widow of Governor of New Jersey, pursuant to chapter 178, Laws of 1920	$2,500 00

J. CONSTRUCTIVE

J 1. COMMISSION ON ELIMINATION OF TOLL BRIDGES

Free bridges.

Expenses of the commission appointed pursuant to chapter 297, Laws of 1912	$1,000 00
Maintenance of free bridges now or to become State property, including improvements	150,000 00
Acquisition of toll bridges, pursuant to chapter 297, Laws of 1912, and the the acts amendatory thereof and supplemental thereto, the sum of	100,000 00
The Comptroller of the Treasury is hereby authorized and empowered to deduct said sum from the receipts of the Department of Motor Vehicles.	
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.	
	$251,000 00

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"

Port development.

Expenses of the New Jersey 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," pursuant to chapter 9, Laws of 1922	$100,000 00
Carrying out the provisions of chapter 6, Laws of 1926 (Hudson River Bridge)	1,000,000 00
Carrying out the provisions of chapter 37, Laws of 1925 (Arthur Kill Bridges)	400,000 00
Advance in aid of construction of Bayonne-Port Richmond Bridge, as provided by chapter 3, Laws of 1927 ...	400,000 00
	$1,900,000 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.

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

Rapid Transit.

For expenses of the commission appointed to carry on the work of the North Jersey Transit Commission, pursuant to chapter 157, Laws of 1926 $40,000 00

J 5. PORT RARITAN DISTRICT COMMISSION

Port Raritan.

Carrying out the provisions of chapter 337, Laws of 1926, creating the Port Raritan District Commission	$20,000 00
Straightening of South River, Middlesex County, pursuant to chapter 31, Laws of 1927	100,000 00
For investigation of pollution of the Raritan River and preparation of comprehensive plan for purification of said river if polluted, pursuant to chapter 22, Laws of 1928	15,000 00
	$135,000 00

J 6. SOUTH JERSEY PORT COMMISSION

South Jersey Port commission.

For the purpose of carrying out the provisions of chapter 336, Laws of 1926 $35,000 00

There is hereby appropriated the undisbursed balance on the 30th day of June, 1929, of the appropriation made to the

South Jersey Port Commission, in accordance with the provisions of chapter 336, Laws of 1926.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1929, of the appropriation made to the South Jersey Port Commission, in accordance with the provisions of chapter 152, Laws of 1927 (Big Timber Creek).

J 7. NEW JERSEY COMMISSION NO. 2

Commission No. 2

There is hereby appropriated the undisbursed balance on the 30th day of June, 1929, of the appropriation made to the New Jersey Commission No. 2, in accordance with the provisions of chapter 62, Laws of 1928.

J 8. SOUTH JERSEY TRANSIT COMMISSION

South Jersey transit commission.

Expenses of the Commission, provided Senate Bill No. 210 becomes a law ... $5,000 00

K. GENERAL

K 1. BURIAL GROUNDS

Shipwrecked bodies.

For the care and maintenance of burial grounds, purchased by the State pursuant to chapter 171, Laws of 1898 .. $75 00

K 2. COMMISSIONERS OF PALISADES INTERSTATE PARK

Palisades Park.

Expenses of commissioners in the operation of the Palisades Interstate Park .. $92,129 50

Additions and Improvements:

Dredging and repairing motor-boat basins 15,000 00

New planting and conservation of trees	5,000 00	
Study, survey and plans, land on top of Palisades	25,000 00	
		45,000 00
		$137,129 50

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 $1,000 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 $3,500 00

K 5. RED BANK BATTLE MONUMENT

Red Bank monument.

To the board of chosen freeholders of the county of Gloucester, for the purpose of aiding in the care and supervision of the Red Bank Battle Monument in said county, and in the maintenance of the grounds upon which the same is located with which they are charged by the provisions of chapter 79, Laws of 1905 .. $1,500 00

K 6. REFUND 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 amendatory thereof and supplementary thereto, made by any railroad and canal company, and the State Treasurer is directed to pay warrants therefor issued by the Comptroller, said payments shall be deducted from the amount originally paid into and remaining undistributed in the treasury of the State, and the amount of money necessary for such purpose as ascertained is hereby appropriated.

K 7. REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS

Refund of miscellaneous taxes.

The Comptroller of the Treasury is hereby authorized and directed to allow and certify to the State Treasurer for payment, any duplicate payment of tax, or 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.

K 8. REHABILITATION COMMISSION

Rehabilitation.

For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919.

Salaries:
Administrative $48,400 00

Rehabilitation specialist ..	5,000 00	
Medical and clinical	36,315 00	
Clerical	17,210 00	
Janitor service	5,180 00	
		$112,105 00
Traveling expenses		4,000 00
Materials and Supplies:		
Clinic supplies	3,000 00	
Clinic equipment	1,500 00	
Office supplies and equipment	1,300 00	
Blanks, stationery and printing	125 00	
Drugs	350 00	
Household supplies	400 00	
Tuition	4,000 00	
Ice	150 00	
Light, power and gas	2,000 00	
Photographic supplies ...	300 00	
Blue prints	25 00	
		13,150 00
Current repairs		2,000 00
Miscellaneous:		
Rent	5,700 00	
Insurance (for this purpose only)	400 00	
Window cleaning, Jersey City, Camden, Atlantic City, Trenton, Paterson and Newark	500 00	
Telephone	2,000 00	
Laundry	1,500 00	
Freight and express	25 00	
Artificial appliances	3,000 00	
Repairs, electrical equipment	1,300 00	
Water rent	100 00	
Subscriptions	10 00	
Repairs to typewriters ...	20 00	
		14,555 00

Appropriation, including estimated receipts		$145,810 00
The receipts of the Rehabilitation Commission are hereby appropriated for the uses of said commission, including fees collected by clinics, not in excess of		30,000 00
Net amount appropriated		$115,810 00

K 9. PUBLIC LIBRARY COMMISSION

Library commission.

Salaries:		
Secretary	$600 00	
Librarian and organizer	4,500 00	
Assistant librarian	2,600 00	
Other employees	10,740 00	
		$18,440 00
Traveling expenses		3,000 00
Blanks, stationery and printing, incidentals, including traveling library cases		2,000 00
Miscellaneous:		
Operating materials and supplies, books and pamphlets	$42,000 00	
Formation and aid of school libraries, chapter 186, P. L. 1914	19,000 00	
Donation to libraries, chapter 62, P. L. 1900	400 00	
Express	1,800 00	
Telephone and telegraph	300 00	
		63,500 00
		$86,940 00

K 10. STATE LIBRARY

State library.

Salaries:		
Librarian	$5,000 00	
Law Librarian	3,000 00	
Reference Librarian	2,700 00	

Clerical services and messenger	6,960 00	
		$17,660 00
Materials and Supplies:		
Repair, preservation and purchase of useful books, periodicals, newspapers and other publications..	$5,000 00	
Blanks, stationery and printing	250 00	
		5,250 00
Miscellaneous:		
Expense of librarian or representative to national convention	$100 00	
Incidentals	240 00	
Legislative reference department	300 00	
Telephone and telegraph..	60 00	
		700 00
		$23,610 00

K 11. TRENTON BATTLE MONUMENT

Trenton monument

For the State House Commission for the purpose of keeping the Trenton Battle Monument and grounds in good condition and repair	$1,500 00

K 12. WASHINGTON ASSOCIATION OF NEW JERSEY

Morristown headquarters.

For the trustees of the Washington Association of New Jersey, pursuant to chapter 309, Laws of 1874	$2,500 00

K 13. WASHINGTON ROCK PARK ASSOCIATION

Washington Rock park.

For insurance, improvement and maintenance of Washington Rock park, including incidentals $1,800 00

K 14. NEW JERSEY GRAND ARMY OF THE REPUBLIC

Publishing G. A. R. proceedings.

To provide assistance to the Department of New Jersey, Grand Army of the Republic, pursuant to chapter 156, Laws of 1921 ..... $1,000 00

K 15. PUBLIC RECORD OFFICE

Record office.

Salary of director, clerical services, traveling and other necessary and incidental expenses, pursuant to chapter 46, Laws of 1920	$9,500 00
Repair and preservation of "Ratables" or "Tax Lists"	2,500 00
Directory of county and municipal officials	300 00
	$12,300 00

K 16. PRINCETON BATTLE MONUMENT

Princeton 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

K 17. UNCLAIMED WAGES

Unclaimed wages.

The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages, properly approved.

K 18. COMMISSIONERS OF HIGH POINT PARK

For expenses incurred by the commission appointed pursuant to the provisions of chapter 36, Laws of 1923:		High Point park.
Labor, mechanics' wages, salaries	$39,375 00	
New equipment	10,000 00	
Road extension	15,000 00	
Building three camps and shelter houses	5,000 00	
Water extensions	40,000 00	
Piping, toilets, sewage, et cetera	15,000 00	
Booklets and printing	250 00	
Building repairs	3,500 00	
General maintenance	20,000 00	
Lake shore repairs and improvements	1,000 00	
Acquiring additional land	5,000 00	
	$154,125 00	

K 19. NEW JERSEY ARCHIVES

Expenses incurred in printing the New Jersey Archives	$2,500 00	Archives.

K 20. COMMISSION TO INVESTIGATE CRIPPLED CHILDREN

Carrying out the provisions of Chapter 188, Laws of 1926, and supplements..	$5,000 00	Crippled children.

K 21. COMMISSION ON OLD AGE INSURANCE AND PENSIONS

To defray expenses of Commission	$1,200 00	Old age pension.

K 22. COMMISSION TO INVESTIGATE SUBJECT OF TAXATION OF TANGIBLE PERSONAL PROPERTY

For the purpose of carrying into effect provisions of Joint Resolution No. 12, Laws of 1928, and Joint Resolution No. 7, Laws of 1929	$10,000 00	Commission on tangible property.

K 23. COMMISSION ON STATE AUDIT AND ACCOUNTING SYSTEM

Accounting system. Carrying out the provisions of Joint Resolution No. 2, Laws of 1929 ..... $12,000 00

K 24. MORTGAGE LAW COMMISSION

Commission on mortgage laws. Expenses incurred by the Mortgage Law Commission created pursuant to Joint Resolution No. 14, Laws of 1928, provided Assembly Bill No. 102, becomes a law $10,000 00

K 25. COMMISSION TO INVESTIGATE PENSIONS

Pension investigation. Expenses of the Commission appointed pursuant to Assembly Joint Resolution No. 11, provided said Joint Resolution is passed and approved $5,000 00

K 26. COMMISSION TO INVESTIGATE AND REPORT CONCERNING THE NEED AND ADVISABILITY OF DEVELOPMENT OF PROPERTY IN AND NEAR NEWARK BAY, ET CETERA

Newark Bay development. Expenses of the commission appointed pursuant to Joint Resolution No. 11, Laws of 1928, approved April 3, 1928, provided Senate Joint Resolution No. 3, session of 1929, is approved $50,000 00

K 27. COMMISSION ON FLOOD CONTROL

Flood control. Carrying into effect Assembly Joint Resolution No. 13, providing said resolution is approved $15,000 00

K 28. COMMISSION TO MAKE SURVEY OF ALL QUESTIONS OF PUBLIC INTEREST

Survey of public interests.

Additional allowance for expenses incurred by the Commission appointed to carry into effect the provisions of Joint Resolution No. 13, approved April 3, 1928 ..... $50,000 00

K 29. COMMISSION FOR STUDYING, CODIFYING AND REVISING THE ELECTION LAWS

Revising election laws.

Carrying into effect Joint Resolution No. 6, approved March 18, 1929 ..... $10,000 00

L. STATE EMERGENCY FUND

L 1. STATE EMERGENCY FUND

Emergencies.

For the Governor, the State Treasurer, and the State Comptroller, ex-officio, constituting the State House Commission, to meet any condition of emergency until legislation appropriate therefor shall be enacted, the sum of.. $250,000 00

Proviso.

Provided, however, 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

Income transferred to principal.

For the purpose of creating a fund for the restoration or repair of property owned by the State and which has been damaged 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

Department of institutions and agencies.

Salaries:		
Commissioner	$15,000 00	
Assistant Attorney-General	5,500 00	
Director of Industry, Administration and Statistics	4,000 00	
Supervising steward	6,500 00	
Director of Inspections	6,500 00	
Director, Division of Medicine	4,000 00	
Supervising Accountant	5,000 00	
State adjusters and collectors (2)	7,200 00	
Farm Supervisor	3,600 00	
Other officers and employees	44,540 00	
		$101,840 00
Traveling expenses		8,000 00
Blanks, stationery and printing		3,000 00
Incidentals		1,400 00
Miscellaneous		
Vehicular transportation supplies	$3,500 00	
Deporting aliens and non-residents	2,200 00	
Furniture and fixtures, office supplies and equipment	1,000 00	
For printing and distributing the proceedings of the Annual Conference		

of the New Jersey Conference for Social Welfare	600 00	
Telephone and telegraph..	1,400 00	
Exchange of one automobile	1,000 00	
		9,700 00

Central Parole Bureau

Parole bureau.

Salaries:		
Director, parole and domestic relations	6,500 00	
Assistant Director, parole and domestic relations	3,720 00	
Parole officers	47,640 00	
Other employees	16,115 00	
		73,975 00
Traveling expenses		11,500 00
Blanks, stationery and printing		1,000 00
Office supplies		200 00
Vehicular transportation supplies		2,000 00
Telephone and telegraph		800 00
Furniture and equipment		500 00
Exchange of Ford car		500 00

Industrial Supervision

Industrial supervision.

Salaries:		
Director institutional industries	$6,500 00	
Assistant director of industries	3,900 00	
Clerical services and other employees	17,500 00	
		27,900 00
Traveling expenses		600 00
Materials, supplies and miscellaneous expenses		500 00

New Jersey State Library

Division of Architecture and Construction

Building operations.

Salaries and expenses of Division of Architecture and Construction	$33,700 00	
Telephone and telegraph ..	1,000 00	
Traveling expenses	2,500 00	
Exchange of automobile ...	500 00	
		37,700 00

Salary list, etc.

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 engaged in the work of the division, as follows: Assistant director and civil engineer, $5,500.00; chief mechanical engineer (mechanical power and repairs supervisor), $4,800.00; mechanical engineer, $4,200.00; chief draftsman, $4,000.00; chief architect and designer, $4,800.00; senior architectural draftsmen (2), $7,500.00; architectural draftsmen (14), $43,460.00; junior architectural draftsmen (2), $2,700.00; construction manager, $4,000.00; superintendents of building construction (10), $31,600.00; specification writer, $3,900.00; assistant civil engineers (3), $6,900.00; tracer and student (1), $1,080.00; superintendent of plumbing and heating installation, $3,600.00; electrical superintendent, $3,600.00; other employees, $27,520.00; printing and office supplies, $8,500.00; traveling expenses, $7,000.00; blue printing, $4,000.00; incidentals, $7,000.00; telephone and telegraph, $1,000.00; in-

struments and equipment, $800.00; vehicular transportation supplies, $4,100.00; photographical material, $1,250.00.

State Use Funds

Working capital fund.

For the State Use Revolving Fund there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of section 709, chapter 147, of the Laws of 1918, all receipts when received derived from State use production will be credited to the State Use Revolving Fund.

Appropriations from revolving fund.

The following sums are appropriated from the State Use Revolving Fund, for further plant and equipment for State use industries from the surplus in the revolving fund in excess of the amount of $200,000.00:

Repair, replacement and extension of State use industry, as follows:

At State Prison	$10,000 00	
At Rahway Reformatory	5,000 00	
At State Institution for Feeble-Minded, Vineland	2,000 00	
North Jersey Training School for Females, Totowa	1,000 00	
Purchase of Ford car ...	600 00	
At State Home for Girls..	500 00	
At Colony for Feeble-Minded Males, New Lisbon	500 00	
	$19,600 00	
		$281,115 00

X 2. COLONIES FOR FEEBLE-MINDED MALES, NEW LISBON

Feeble-minded males.

For salaries and wages, and for maintenance of the Colonies of Feeble-Minded Males, on the basis of five hundred inmates.

Salaries and Wages:		
Superintendent	$3,500 00	
Other officers and employees	76,365 00	
		$79,865 00
Materials and Supplies:		
Food (for this purpose only)	$37,500 00	
Clothing	13,000 00	
Fuel, light and power (for this purpose only)	13,185 00	
Household supplies	6,500 00	
Farm, stable and grounds supplies	11,998 00	
Industrial shops	2,000 00	
Medical and surgical supplies	2,000 00	
Printing and office supplies	700 00	
School supplies	600 00	
Sundry supplies	250 00	
Vehicular transportation supplies	2,500 00	
Tobacco	650 00	
		90,883 00
Current repairs		4,500 00
Miscellaneous:		
Traveling expenses and returning runaways	$900 00	
Telephone and telegraph	1,300 00	
Medical and surgical fees	1,200 00	
Postage	300 00	

Insurance (for this purpose only)	5,225 00	
Amusements	850 00	
Freight	400 00	
		10,175 00
Additions and Improvements:		
Irrigation	$6,200 00	
Exchange of automobile	1,400 00	
Renovating and repairing Lupine Cottage	2,500 00	
Furnishing and equipment for Disciplinary Cottage	1,500 00	
X-ray machine	1,500 00	
350 rods of fencing	375 00	
		13,475 00
Appropriation, including estimated receipts		$198,898 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		80,000 00
This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for the 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		$118,898 00

X 3. COMMISSION FOR THE BLIND

Salaries:

Superintendent and secretary	$2,500 00	Blind.

Teachers of occupational subjects and other employees	29,475 00	
		$31,975 00
Materials and Supplies:		
Household supplies	$50 00	
Extension of home industries	3,000 00	
Blanks, stationery and printing	800 00	
Office supplies and equipment	300 00	
		4,150 00
Miscellaneous Expenses:		
Traveling expenses	$8,500 00	
Postage	650 00	
Incidentals	200 00	
Clothing, maintenance, support and instruction of blind persons	27,000 00	
Higher education of the blind	2,000 00	
Publicity, demonstrations, and sales	800 00	
Insurance, telephone and telegraph	525 00	
Light and power	50 00	
Expressage	1,000 00	
Entertainment for the blind	75 00	
		40,800 00

The balance to the credit of the outdoor relief—Revolving Fund—on the thirtieth day of June, one thousand nine hundred and twenty-nine, is hereby reappropriated, said sum not to exceed $7,000.00.

The balance to the credit of the Revolving Industrial Fund on the thirtieth day of June, one thousand nine hundred

and twenty-nine, is hereby reappropriated as a Revolving Industrial Fund, said sum not to exceed $2,000.00. $76,925 00

X 4. COUNTY LUNATIC ASYLUMS

County asylums.

For the support of patients in County Lunatic Asylums:

Atlantic	$44,000 00	
Burlington	38,000 00	
Camden	57,000 00	
Cumberland	19,000 00	
Essex	590,000 00	
Gloucester	1,100 00	
Hudson	280,700 00	
Passaic	3,500 00	
Salem	400 00	
		$1,033,700 00

Said amounts to include payment of bills prior to current fiscal year.

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	$14,200 00
Bergen	37,000 00
Burlington	11,000 00
Camden	61,000 00
Cumberland	2,500 00
Essex	97,000 00
Gloucester	3,750 00
Hudson	60,000 00
Mercer	20,000 00
Middlesex	38,000 00
Monmouth	22,000 00
Morris	13,000 00
Passaic	30,000 00

Salem	3,000 00	
Sussex	900 00	
Union	80,000 00	
Warren	1,300 00	
		$494,650 00

Said amounts to include payments of bills prior to current fiscal year.

x 6. FEEBLE-MINDED

Feeble-minded.

Clothing, maintenance, support and instruction of feeble-minded		$175,000 00
Less receipts		10,000 00
		$165,000 00

x 7. HOME FOR DISABLED SOLDIERS, KEARNY

Soldiers' home at Kearny.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Kearny, on the basis of one hundred and twenty veterans, no part of the appropriations hereby made to be used for new admissions, excepting veterans of the Civil War.

Salaries and Wages:		
Superintendent	$5,000 00	
Other officers and employees	38,500 00	
		$43,500 00
Materials and Supplies		
Food (for this purpose only)	$27,500 00	
Clothing	1,000 00	
Fuel, light and power (for this purpose only)	15,200 00	
Household supplies	2,500 00	

Farm, stable and grounds supplies	700 00	
Printing, office supplies and equipment	400 00	
Sundry supplies	150 00	
Medical and surgical supplies	1,000 00	
Vehicular transportation supplies	1,000 00	
		49,450 00
Current repairs		4,000 00
Miscellaneous:		
Traveling expenses	$125 00	
Postage	140 00	
Telephone and telegraph	250 00	
Funeral expenses and religious services	300 00	
Entertainments	400 00	
Freight and express	200 00	
City water	600 00	
Insurance (for this purpose only)	1,550 00	
		3,565 00
Appropriation, including estimated receipts		$100,515 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		13,400 00
Net amount appropriated		$87,115 00

X 8. HOME FOR DISABLED SOLDIERS, ET CETERA, VINELAND

Soldiers' home at Vineland.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of two hundred and twenty members.

Salaries and wages:		
Superintendent	$5,000 00	
Other officers and employees	52,810 00	
		$57,810 00
Materials and supplies:		
Food (for this purpose only)	$44,000 00	
Clothing	3,800 00	
Fuel, light and power (for this purpose only)	11,200 00	
Household supplies	4,000 00	
Farm, stable and ground supplies	700 00	
Medical and surgical supplies	700 00	
Blanks, stationery, printing and office supplies	300 00	
Sundry supplies	160 00	
Vehicular transportation supplies	1,000 00	
Water and sewage	310 00	
Extraordinary household supplies	300 00	
		66,470 00
Current repairs		5,000 00
Miscellaneous:		
Traveling expenses	$500 00	
Postage	80 00	
Telephone and telegraph	500 00	
Religious services	225 00	
Amusements	400 00	
Insurance (for this purpose only)	972 55	
Freight and express	75 00	
Funeral expenses	300 00	
		3,052 55

Additions and Improvements:		
New dish washing machine	$1,417 50	
Fire hose replacement ...	200 00	
One-horse mowing machine	75 00	
Refrigerating apparatus ..	400 00	
		2,092 50
Appropriation, including estimated receipts		$134,425 05
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		8,000 00
Net amount appropriated		$126,425 05

x 9. REFORMATORY, RAHWAY

Rahway reformatory.

For salaries and wages and for maintenance of the Reformatory at Rahway, on the basis of six hundred and thirty-five inmates.

Salaries and Wages:		
Superintendent	$6,660 00	
Deputy superintendent ...	3,000 00	
Other officers and employees	203,175 00	
		$212,835 00
Materials and Supplies:		
Food (for this purpose only)	$55,300 00	
Clothing	19,500 00	
Fuel, light, power and water (for this purpose only)	28,200 00	
Household supplies	8,300 00	
Farm, stable and grounds supplies	11,000 00	

Industrial shops and vocational supplies	2,000 00	
School supplies	1,200 00	
Medical and surgical supplies	1,600 00	
Blanks, stationery and printing	1,200 00	
Office supplies	300 00	
Office equipment	250 00	
Sundry supplies	150 00	
Vehicular transportation supplies	1,800 00	
Tobacco	2,800 00	
Library supplies	150 00	
		133,750 00
Current repairs		15,000 00
Miscellaneous:		
Traveling expenses	$700 00	
Postage	650 00	
Telephone and telegraph	600 00	
Medical and surgical fees	800 00	
Incidentals	50 00	
Freight and express	400 00	
Entertainment, athletic and recreational supplies	700 00	
Funeral expenses	100 00	
Rent of farm land	300 00	
Payments to discharged inmates and recapturing escapes (for this purpose only)	3,200 00	
		7,500 00
Additions and Improvements:		
1,500 H. P. boiler and stoker installed	$18,000 00	
One 200 K. W. generator, installed	8,000 00	
Watchman's clock system	348 00	
Material for concrete driveway	3,000 00	

Remodeling and improvements to dairy milk house and barn, including installation of heat and water	6,000 00	
Four new hay barracks	1,200 00	
Concrete sidewalks in front of trade shops	500 00	
		37,048 00
Appropriation, including estimated receipts		$406,133 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
Net amount appropriated		$381,133 00

x 10. REFORMATORY FOR WOMEN

Women's reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, on the basis of two hundred and twenty-five inmates.

Salaries and Wages:		
Superintendent	$3,500 00	
Assistant Superintendent	1,800 00	
Other officers and employees	54,735 00	
		$60,035 00
Material and Supplies:		
Food (for this purpose only)	$14,500 00	
Clothing	6,500 00	
Fuel, light and power (for this purpose only)	17,960 00	
Household supplies	4,300 00	

Farm, stable and grounds supplies	7,000 00	
Medical and surgical supplies	2,500 00	
Blanks, stationery and printing	500 00	
Office supplies	300 00	
Office equipment	150 00	
School supplies	500 00	
Vehicular transportation supplies	1,500 00	
Sundry supplies	150 00	
		55,860 00
Current repairs		4,500 00
Miscellaneous:		
Traveling expenses	$1,000 00	
Postage	400 00	
Telephone and telegraph	1,050 00	
Insurance (for this purpose only)	6,925 35	
Freight and express	250 00	
Religious services	550 00	
Entertainment	300 00	
Return of runaways	150 00	
Funeral expenses	100 00	
Medical and surgical fees	3,000 00	
Cash and expenses for parolees	500 00	
Cannery supplies	500 00	
		14,725 35
Additions and Improvements:		
Roads, gutters and grading	$2,000 00	
Cement, sand and stone for general improvements	500 00	
Extending hydrants, water pipe and tile to new buildings	650 00	
Completion of alterations, Paddock Hall	2,500 00	
Shrubbery	250 00	

Replacement of telephone poles and relocation of lines	2,500 00	
Painting cottages, outside	3,000 00	
Household furnishings for Homestead Cottage	1,000 00	
Equipment for Lincoln Cottage	3,000 00	
Laundry extractor	1,150 00	
Presses for laundry	1,300 00	
Refrigerating equipment	3,000 00	
Installation of water line	6,825 00	
		27,675 00
Appropriation, included estimated receipts		$162,795 35
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		68,000 00
Net amount appropriated		$94,795 35

X 11. SANATORIUM FOR TUBERCULOUS DISEASES

Sanatorium at Glen Gardner.

For salaries and wages, and for the maintenance of the Sanatorium for Tuberculous Diseases, on the basis of four hundred and forty patients.

Salaries and Wages:		
Superintendent	$8,000 00	
Physicians, clerks, nurses, farm help, waiters, instructors and others, including school teachers	180,250 00	
		$188,250 00
Materials and Supplies:		
Food (for this purpose only)	$126,000 00	

Fuel, light and power (for this purpose only)	33,770 00	
Household supplies	13,500 00	
Farm, stable and grounds supplies	16,400 00	
School supplies	700 00	
Medical and surgical supplies	9,300 00	
Blanks, stationery, printing, office supplies and equipment	1,800 00	
Vehicular transportation supplies	3,800 00	
Clothing	3,000 00	
		208,270 00
Current repairs		11,000 00
Miscellaneous:		
Traveling expenses	1,000 00	
Postage	600 00	
Telephone and telegraph..	1,900 00	
Insurance (for this purpose only)	3,500 00	
Freight and express	1,000 00	
Entertainments	1,000 00	
Religious services	1,000 00	
Medical and surgical fees	200 00	
Funeral expenses of indigent patients	300 00	
Sundry supplies	150 00	
Medical and patients' libraries	200 00	
		10,850 00
Additions and Improvements:		
Traveling clinic	$16,000 00	
Installation of mechanical stokers	12,264 00	
Exchange of five-ton truck	5,000 00	
Platform scales	550 00	
Vegetable steamer for kitchen	420 00	

Awnings for service and administration buildings	1,000 00	
Laundry machine	6,000 00	
Extraordinary household supplies	2,000 00	
Radiator covers	1,000 00	
Elevator for ice plant	1,200 00	
		45,434 00
New Buildings:		
Extension to piggery		3,000 00
Appropriation, including estimated receipts		$466,804 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		90,000 00
Net amount appropriated		$376,804 00

x 12. STATE BOARD OF CHILDREN'S GUARDIANS

Children's guardians.

Salaries:		
Superintendent	$6,000 00	
Compensation for other assistants	149,892 50	
		$155,892 50
Traveling expenses		42,000 00
Blanks, stationery and printing		2,800 00
Postage and Incidentals:		
Postage	$6,000 00	
Incidentals	450 00	
		6,450 00
Miscellaneous:		
Rent	$11,082 00	
Office equipment	2,000 00	

Office supplies	1,700 00	
Telephone and telegraph..	1,300 00	
Fire insurance (for this purpose only)	149 67	
		16,231 67
		$223,374 17

X 13. STATE HOME FOR BOYS

Boys' home at Jamesburg.

For salaries and wages, and for maintenance of the State Home for Boys, on the basis of six hundred inmates.

Salaries and Wages:		
Superintendent	$7,000 00	
Other officers and employees	152,130 00	
		$159,130 00
Materials and Supplies:		
Food (for this purpose only)	$42,000 00	
Clothing	24,000 00	
Fuel, light and power (for this purpose only)	25,000 00	
Household supplies	11,500 00	
Farm, stable and grounds supplies	20,700 00	
Industrial shops and vocational training	5,000 00	
School supplies	3,000 00	
Medical and surgical supplies	3,000 00	
Printing and office supplies	1,200 00	
Vehicular transportation supplies	2,500 00	
		137,900 00
Current repairs		10,000 00

Miscellaneous:		
Traveling expenses	$1,000 00	
Postage	500 00	
Telephone and telegraph..	850 00	
Entertainment, athletic and recreational supplies ...	1,000 00	
Insurance (for this purpose only)	7,000 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)	75 00	
Incidentals	50 00	
Boy Scout registration, camp and scout supplies	750 00	
		14,775 00
Additions and Improvements:		
Band instruments	$250 00	
Extraordinary household equipment	2,000 00	
Repairs to Administration Building	1,800 00	
Renovation bull barn and pen	2,500 00	
One tile silo	1,500 00	
Musical instruments, other than band	200 00	
Purchase of cows	5,000 00	
Fire equipment	1,000 00	
Installation of new fire line	5,000 00	
Dairy barn renovation ...	5,000 00	
Tree surgery and replacement of trees	1,000 00	

Furnishings for three new cottages	6,000 00	
Laundry equipment	5,500 00	
Construction and reconstruction of roads and walks	2,000 00	
Installation of gas mains	4,045 00	
		42,795 00
Appropriation, included estimated receipts		$364,600 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		13,500 00
Net amount appropriated		$351,100 00

X 14. STATE HOME FOR GIRLS

Girls' home at Trenton.

For salaries and wages, and for maintenance of the State Home for Girls on the basis of three hundred inmates.

Salaries and Wages:		
Superintendent	$3,500 00	
Physician	2,500 00	
Teachers, nurses, clerks and others	67,850 00	
		$73,850 00
Materials and Supplies:		
Food (for this purpose only)	$35,000 00	
Clothing	8,500 00	
Fuel, light and power (for this purpose only)	6,000 00	
Household supplies	6,500 00	
Farm, stable and grounds supplies	5,500 00	

Schooling and supplies ...	2,000 00	
Medical and surgical supplies	2,700 00	
Printing, office supplies and office equipment ...	900 00	
Sundry supplies	500 00	
Vehicular transportation supplies	1,200 00	
General plant equipment and supplies	700 00	
		69,500 00
Current repairs		6,000 00
Miscellaneous:		
Traveling expenses	$1,200 00	
Postage	400 00	
Telephone and telegraph..	1,500 00	
Insurance (for this purpose only)	4,500 00	
Water rent	1,000 00	
Freight and express	300 00	
Traveling expenses for parole inmates	375 00	
Entertainment	600 00	
Payments to discharged inmates	170 00	
Medical and surgical fees	1,500 00	
Dentistry	1,200 00	
Appraisal and inventory ..	300 00	
		13,045 00
Additions and Improvements:		
Repainting and repairs to Administration Building	$5,000 00	
Painting three cottages ..	5,000 00	
Tree surgery, resetting and replanting	400 00	
Removing old garage and farm machinery shed and rebuilding same ...	2,000 00	
Grounds, roads and grading	5,000 00	

Extraordinary household supplies	500 00	
		17,900 00
Appropriation, including estimated receipts		$180,295 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		2,500 00
Net amount appropriated		$177,795 00

X 15. STATE HOSPITAL, GREYSTONE PARK

Greystone Park asylum.

For salaries and wages, and for maintenance of the State Hospital, Greystone Park, on the basis of three thousand seven hundred and fifty inmates.

Salaries and Wages:

Medical director	$8,000 00	
Business manager	5,000 00	
Chief engineer	5,000 00	
Other officers and employees	961,937 00	
		$979,937 00

Materials and Supplies:

Food (for this purpose only)	$370,000 00
Clothing	55,000 00
Fuel, light and power (for this purpose only)	126,000 00
Household supplies	85,000 00
Farm, stable and grounds supplies	57,000 00
Tobacco	7,200 00
Industrial shops	5,000 00

The balance in the Revolving Fund on June thirtieth, one thousand nine hundred and twenty-nine, 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	35,000 00	
Printing and office supplies and equipment	4,500 00	
Vehicular transportation supplies	12,000 00	
		756,700 00
Current repairs		50,000 00
Miscellaneous:		
Traveling expenses	$4,500 00	
Postage	1,800 00	
Telephone and telegraph..	6,000 00	
Insurance(for this purpose only)	17,500 00	
Freight and express	6,000 00	
Religious services	1,200 00	
Funeral expenses	3,600 00	
Advertising, books, et cetera	600 00	
Incidentals	500 00	
		41,700 00
Additions and Improvements:		
Clinics in various counties	$25,000 00	
Unclimbable fence	6,000 00	
Six hundred chairs for dining rooms at dormitory building	1,125 00	
Feed pumps for boiler house	1,500 00	

Reconstruction of roads ..	15,000 00	
Repairs to one and one-half miles of railroad siding	3,300 00	
Exchange of three automobiles	2,500 00	
Laundry machinery installed	19,000 00	
Equipment for dental room	1,500 00	
Repairs to sidewalks on Central Avenue	1,000 00	
Twenty-five cows	7,500 00	
Conversion of gas house to storeroom	2,500 00	
Reconstruction Harrisburg Fleming Engine	2,000 00	
Ten mules	2,500 00	
Replacement of five-ton truck	3,500 00	
		93,925 00
Appropriation, including estimated receipts		$1,922,262 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		695,000 00
Net amount appropriated		$1,227,262 00

x 16. STATE HOSPITAL, TRENTON

Trenton asylum.

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand six hundred inmates.

Salaries and Wages:

Medical director	$7,000 00
Warden	7,000 00
Other officers and employees	670,547 00

In lieu of maintenance of six physicians and their families	16,000 00	
		$700,547 00
Materials and Supplies:		
Food (for this purpose only)	$275,000 00	
Clothing	25,000 00	
Fuel, light and power (for this purpose only)	114,900 00	
Household supplies	58,000 00	
Farm, stable and grounds supplies	42,500 00	
Medical and surgical supplies	33,500 00	
Printing and office supplies	4,500 00	
Vehicular transportation supplies	4,000 00	
		557,400 00
Current repairs		30,000 00
Miscellaneous:		
Traveling expenses	$3,500 00	
Telephone and telegraph..	4,800 00	
Postage	800 00	
Amusements	2,000 00	
Funeral expenses	1,000 00	
Newspapers and magazines	550 00	
Returning runaways	400 00	
Insurance (for this purpose only)	6,750 00	
Religious services	700 00	
Freight and express	500 00	
Tobacco	4,500 00	
Incidentals	1,200 00	
Psychiatric clinic, with various institutions with headquarters at State Hospital, Trenton	29,000 00	
Cemetery upkeep	150 00	
		55,850 00

Additions and Improvements:

Renewing cornice work and slate roof, Main Building	$4,000 00
New roof and gutter on horse barn at Oakland Farm	525 00
Grandstand at recreation grounds	1,500 00
Remodeling Stone Building	8,000 00
Fire-proofing and enlarging bakery building ...	9,500 00
Enclosing passageway between Paton and Main Building	7,500 00
Removal of barn from Hunt Farm to Oakland Farm and erecting same	4,500 00
New hot water mains in annex, including covering	1,560 00
Installing new vacuum pumps in Annex and Congregate Buildings ..	1,300 00
New heating system in Assistant Warden's residence	900 00
Installing new steam boiler in poultryman's residence	125 00
Lowering and renewing return main in Vroom Building and installing pump	2,200 00
Installation of street lights, including generator ...	15,000 00
Exchange of truck	3,000 00
One and one-half-ton truck for laundry	1,200 00
Cannery equipment	500 00
Two-car garage for Warden's residence	500 00

Ventilating Congregate and and Vroom kitchens ...	1,900 00	
		63,710 00
Appropriation, including estimated receipts		$1,407,507 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		600,000 00
Net amount appropriated		$807,507 00

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 three hundred inmates.

Salaries and Wages:		
Superintendent	$7,000 00	
Physicians, executive assistant, clerks, mechanics and others	165,740 00	
		$172,740 00
Materials and Supplies:		
Food (for this purpose only)	$97,500 00	
Clothing	20,000 00	
Fuel, light and power (for this purpose only)	36,500 00	
Household supplies	17,600 00	
Farm, stable and grounds supplies	22,500 00	
Industrial shops	1,500 00	
School supplies and equipment	2,500 00	
Medical and surgical supplies	4,500 00	

Printing and office supplies and equipment	1,300 00	
Vehicular transportation supplies	2,500 00	
Sundry supplies, books, magazines and papers ..	400 00	
		206,800 00
Current repairs		13,000 00
Miscellaneous:		
Traveling expenses	$3,000 00	
Postage	700 00	
Telephone and telegraph..	1,600 00	
Insurance (for this purpose only)	3,800 00	
Medical, surgical and oculist fees	4,500 00	
Entertainments	1,500 00	
Funeral expenses	500 00	
Freight and express	800 00	
Water rent	100 00	
Library	300 00	
Religious services	400 00	
Incidentals	300 00	
Advertising	50 00	
		17,550 00
Additions and Improvements:		
Exchange of Ford sedan ..	$500 00	
Extraordinary household supplies	2,500 00	
Team of horses	500 00	
Tractor exchange	1,000 00	
Purchase of cows	1,250 00	
Painting interior of three buildings	6,450 00	
Construction of milkhouse, including equipment ...	3,000 00	
Repairs and reconstruction of Main Road Cottage..	2,500 00	
Completion of repairs to cow barn	1,000 00	

New silo	1,500 00	
Furnishings for Colored Colony and Isolation Building	7,000 00	
Grounds, grading and roads, colony	10,000 00	
Manure pit	1,000 00	
		38,200 00
Appropriation, including estimated receipts		$448,290 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		170,000 00
Net amount appropriated		$278,290 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

State Prison.

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand five hundred inmates.

Salaries and Wages:

Principal Keeper	$5,500 00
Director of Industries ...	6,000 00
Other officers and employees	302,000 00

Wages for inmates at prison (other than State use)	19,000 00	
		$332,500 00
Materials and Supplies:		
Food (for this purpose only)	$115,000 00	
Clothing	48,000 00	
Fuel, light and power (for this purpose only)	43,000 00	
Household supplies	16,000 00	
Farm, stable and grounds supplies (Trenton farm)	300 00	
School supplies	2,800 00	
Medical and surgical supplies	7,000 00	
Blanks, stationery, printing, office supplies and equipment	3,800 00	
Tobacco	3,200 00	
Water rent	6,000 00	
Religious supplies	300 00	
Bureau of identification..	500 00	
Library	500 00	
Vehicular transportation supplies	2,000 00	
Industrial shops	2,500 00	
		250,900 00
Current repairs		14,000 00
General plant equipment		1,000 00
Miscellaneous:		
Traveling expenses	$1,700 00	
Expenses of parole officer	600 00	
Transportation of prisoners to and from farm and camps	1,000 00	
Postage	800 00	
Telephone and telegraph ..	1,400 00	
Insurance (for this purpose only)	2,900 00	
Medical and surgical fees	2,000 00	

Freight and cartage	1,200 00	
Electrocution plant	1,200 00	
Payments to discharged inmates	3,000 00	
Returning runaways, and captures and expenses incidental thereto	1,500 00	
Funeral expenses	200 00	
Dentistry	1,200 00	
Appraisement	400 00	
Sundries	250 00	
		19,350 00
Additions and Improvements:		
Pointing up buildings	1,500 00	
Exchange of truck	4,000 00	
Replacing fire equipment..	915 00	
Repairs to Wings 2, 4 and 6	5,000 00	
Flood lights	1,000 00	
Watchman's clock	1,500 00	
Completion of Replacement of valves, Wing No. 7..	1,200 00	
		15,115 00
Appropriation, including estimated receipts		$632,865 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		500 00
Net amount appropriated		$632,365 00

x 19. STATE PRISON FARM, LEESBURG

Prison. farm.

For salaries and wages, and for maintenance of the State Prison Farm, Leesburg, on the basis of one hundred and twenty-five inmates.

Salaries and Wages:		
Superintendent	$3,600 00	
Other officers and employees	51,630 00	
Wages for inmates, at the rate of $0.25 per day	11,000 00	
		$66,230 00
Materials and Supplies:		
Food (for this purpose only)	$16,800 00	
Clothing	5,000 00	
Fuel, light and power (for this purpose only)	2,400 00	
Household supplies	3,100 00	
Farm, stable and grounds supplies	22,000 00	
Medical and surgical supplies	500 00	
Blanks, stationery, printing office supplies and equipment	500 00	
Tobacco	600 00	
Religious supplies	75 00	
Vehicular transportation supplies	1,800 00	
		52,775 00
Current repairs		1,500 00
Miscellaneous:		
Traveling expenses	$250 00	
Postage	125 00	
Telephone and telegraph	800 00	
Insurance (for this purpose only)	1,500 00	
Medical and surgical fees	100 00	
Freight and cartage	200 00	
Amusements	100 00	
Sundries	100 00	
		3,175 00

Additions and Improvements:		
Cannery supplies	5,000 00	
Removing and reconstruction of old buildings ...	1,000 00	
Watchman's clock system.	100 00	
Purchase of cows	3,700 00	
Replacement and new machinery, Cannery	1,500 00	
Fire fighting equipment ..	675 00	
New five-ton truck	5,500 00	
		17,475 00
Appropriation, including estimated receipts		$141,155 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		10,000 00
Net amount appropriated		$131,155 00

x 20. VILLAGE FOR EPILEPTICS

Epileptic village.

For salaries and wages, and for maintenance of the Village of Epileptics on the basis of one thousand and twenty-five inmates.

Salaries and Wages:		
Superintendent	$8,000 00	
Steward	3,720 00	
Senior resident physician..	5,000 00	
Other officers and employees	212,510 00	
		$229,230 00
Materials and Supplies:		
Food (for this purpose only)	$83,950 00	
Clothing	11,000 00	

Fuel, light and power (for this purpose only)	50,000 00	
Household supplies	14,650 00	
Farm, stable and grounds supplies	22,000 00	
School supplies	1,100 00	
Medical and surgical supplies and equipment	5,000 00	
Blanks, stationery and printing	600 00	
Office supplies and equipment	500 00	
Sundry supplies	1,400 00	
Industrial shops' supplies	600 00	
Vehicular transportation supplies	2,700 00	
		193,500 00
Current repairs		11,000 00
Miscellaneous:		
Traveling expenses	$1,500 00	
Postage	400 00	
Telephone and telegraph	1,600 00	
Insurance (for this purpose only)	7,700 00	
Freight and express	700 00	
Medical and surgical fees	950 00	
Amusements	500 00	
Funeral expenses	150 00	
Returning runaways	50 00	
Religious services	760 00	
Incidentals	150 00	
Appraising property	200 00	
		14,660 00
Additions and Improvements:		
Material, road repairs	$3,000 00	
Painting buildings	3,000 00	
Six watchman's clocks	300 00	
Repair and replacement of worn out furniture and furnishings, including		

rugs, carpets, bedding, mattresses, pillows, et cetera	7,000 00	
Scientific apparatus and instruments, including static machine, sinusodil current machine, quartz lamps, infra-red lights, et cetera	3,000 00	
Material for extension of concrete walks	1,000 00	
Repairs to railroad siding.	1,000 00	
Replacing auto truck—3½ ton	5,000 00	
Replacement of bull for proven herd sire	1,500 00	
One harvester and threshing machine	1,400 00	
Furniture and equipment for two new cottages	6,000 00	
		32,200 00
Appropriation, including estimated receipts		$480,590 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		222,600 00
Net amount appropriated		$257,990 00

X 21. 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 four hundred and twenty-five inmates.

Salaries and Wages:

Superintendent	$5,000 00
Physician	2,240 00

Attendants, nurses and other employees	75,790 00	
		$83,030 00
Materials and Supplies:		
Food (for this purpose only)	$65,800 00	
Clothing	9,000 00	
Fuel, light and power (for this purpose only)	15,000 00	
Household supplies	6,000 00	
Farm, stable and grounds supplies	2,475 00	
Medical and surgical supplies	2,000 00	
Printing and office supplies	600 00	
Vehicular transportation supplies	1,500 00	
		102,375 00
Current repairs		5,000 00
Miscellaneous:		
Telephone and telegraph..	$600 00	
Traveling expenses	1,000 00	
Postage	300 00	
Sundries	250 00	
Funeral expenses	200 00	
Insurance (for this purpose only)	2,500 00	
Freight and express	400 00	
Entertainment	700 00	
Medical and surgical fees	800 00	
		6,750 00
Additions and improvements:		
Fire hose and equipment	$465 00	
Floor coverings, Ward 5	500 00	
Painting buildings	2,500 00	
Trees, shrubbery and nursery stock	500 00	
New pig run and colony houses	500 00	

Musical instruments	500 00	
Exchange of Ford truck..	700 00	
		5,665 00
New Buildings:		
Root cellar		1,700 00
Appropriation, including estimated receipts		$204,520 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		95,000 00
Net amount appropriated		$109,520 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 received from the counties to pay the cost of such maintenance of any said patient in the colony.

X 22. NORTH JERSEY TRAINING SCHOOL FOR FEMALES, TOTOWA

For salaries and wages and for maintenance of the North Jersey Training School for Females, Totowa, on the basis of five hundred inmates. Totowa colony.

Salaries and Wages:		
Superintendent	$5,000 00	
Attendants, nurses and other employees	104,920 00	
		$109,920 00

Materials and Supplies:		
Food (for this purpose only)	$51,700 00	
Clothing	12,500 00	
Fuel, light and power (for this purpose only)	26,280 00	
Household supplies	8,000 00	
Farm, stable and grounds supplies	10,000 00	
School supplies	2,500 00	
Medical and surgical supplies	2,500 00	
Blanks, stationery and printing	500 00	
Office supplies and equipment	150 00	
Vehicular transportation supplies	1,000 00	
Sundry supplies	500 00	
Industrial shop supplies	2,500 00	
		118,130 00
Current repairs		1,500 00
Miscellaneous:		
Water rent	$3,000 00	
Postage	400 00	
Traveling expenses	1,500 00	
Telephone and telegraph	1,200 00	
Religious services	250 00	
Entertainment	500 00	
Freight and express	400 00	
Insurance (for this purpose only)	5,000 00	
Medical, surgical and dental fees	1,500 00	
Musical instruments	400 00	
Gymnasium equipment	500 00	
Playground equipment	200 00	
Motion picture machine and screen	300 00	

Two pianos	250 00	
		15,400 00
Appropriation, including estimated receipts		$244,950 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..		90,000 00
Net amount appropriated		$154,950 00

x 23. REFORMATORY, ANNANDALE

Reformatory at Annandale.

For salaries and wages and for maintenance of the Reformatory at Annandale, on the basis of three hundred and fifty inmates.

Salaries and Wages:		
Acting superintendent ...	$3,600 00	
Deputy superintendent ...	2,400 00	
Other officers and employees	56,610 00	
		$62,610 00
Materials and Supplies:		
Food (for this purpose only)	$40,000 00	
Clothing	12,950 00	
Fuel, light and power (for this purpose only)	20,000 00	
Farm, stable and grounds supplies	15,800 00	
Household supplies	10,000 00	
Medical and surgical supplies	800 00	
Vehicular transportation supplies	1,000 00	
Blanks, stationery and printing	600 00	

Office supplies and equipment	500 00	
Tobacco	1,200 00	
Sundry supplies	100 00	
		102,950 00
Current repairs		500 00
Miscellaneous:		
Traveling expenses	$500 00	
Telephone and telegraph	300 00	
Postage	300 00	
Medical and surgical fees	1,000 00	
Incidentals	25 00	
Freight and express	250 00	
Entertainment	300 00	
Funeral expenses	60 00	
Payments to discharged inmates and recapturing escapes	500 00	
Insurance (for this purpose only)	2,000 00	
		5,235 00
Additions and Improvements:		
Farm truck	$1,100 00	
Purchase of live stock	3,000 00	
		4,100 00
Appropriation including estimated receipts		$175,395 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		17,000 00
Net amount appropriated		$158,395 00

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 thirty.

1. FREE PUBLIC SCHOOLS

For the support of free public schools... $500,000 00

2. PREMIUMS AND ACCRUED INTEREST

Bond purchases.

There shall be paid from the income of the school fund such sums required to pay premiums and accrued interest on bonds purchased by the trustees for the support of public schools.

3. SCHOOL FUND EXPENSES

Legal, et cetera, expenses.

For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof $4,000 00

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.

Contracts not entered into when bids exceed appropriation.

3. Before any building or buildings shall be commenced or work undertaken, for the cost of which money is appropriated by this act, the plans, specifications, and

contracts necessary for the entire completion thereof shall, and each of them shall, be submitted and approved pursuant to chapter 5, 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 or hangar which have been heretofore authorized and which are partially constructed, completed or furnished, but such appropriation shall be available for the uses and purposes herein expressed to the full extent thereof, nor shall the provisions of this section apply to any appropriation authorizing expenditures for the construction of the bridge between the city of Philadelphia, State of Pennsylvania, and the city of Camden, in this State, nor the 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.

Proviso.

Use of unexpended balance.

4. 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 advertisements before money available.

5. 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.

6. 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 State appropriation to Agricultural College, and taxes for the use of taxing districts in this State, moneys received by the State from the taxation of railroad and canal property, which may be by law apportioned to the various counties of the State for school purposes, academic certificate fund, vocational schools, pensions of teachers and school officers authorized by law, moneys received from tuition at the summer schools, and loans to "State School Fund," which last named sums shall be paid pursuant to the laws applicable thereto; this section shall not be construed to prohibit the payment due upon any contract made under an appropriation of the previous years; moneys received by the Department of Conservation and Development from the sale or lease of forest reserve lands pursuant to chapter one hundred and eighty-seven, Laws of nineteen hundred and thirteen; moneys received by the Quartermaster-General under the provisions of section seventeen, chapter eighty-one, Laws of one thousand nine hundred and seventeen, 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 fourteen, chapter two hundred and thirty-two, Laws of nineteen hundred and seventeen, and receipts pursuant to chapter one hundred and forty-seven, Laws of nineteen hundred and eighteen; nor shall this act apply to moneys appropriated by Joint Resolution of the Legislature where such moneys have been set apart by the State Comptroller.

Construing section.

Transfer of money to other items.

7. 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."

Proviso.

Proviso.

Corrections made to comply with intention.

8. 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 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.

9. Anything herein contained to the contrary the rate of compensation paid to any officer or employee in any office or position in the classified service of the State, when such compensation is at the rate of three thousand dollars ($3,000) or more per annum, shall not be increased during the fiscal year ending June thirtieth, one thousand nine hundred and thirty, over that received during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-nine, unless such proposed increase in compensation has been presented to and considered by the Joint Appropriation Committee and by it specifically provided for and authorized either in a specific line item in this appropriation act, or in a line item

providing for the compensation of a group of officers or employees, or both, the total of which shows that such proposed increase or increases in compensation for such said officers or employees is specifically included therein.

Order of disbursement of funds available.

10. 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.

11. The State House Commission is hereby empowered, notwithstanding any other provision of the 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.

12. 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 receipts 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.

Act effective.

13. This act shall take effect on the first day of July, one thousand nine hundred and twenty-nine.

Approved May 4, 1929.

CHAPTER 264.

An Act concerning wards and providing for change of lines and boundaries of wards or for an increase or decrease in the number thereof in municipalities in the State of New Jersey.

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

Wards in certain municipalities.

1. Any municipality having a board of aldermen, the board of aldermen may, by ordinance or resolution, provide for the division of such municipality into wards, or where such municipality has heretofore been so divided it may, by ordinance or resolution, provide for a change of lines and boundaries of the wards or for an increase or decrease in the number thereof.

Commissioners to fix ward lines.

2. When such ordinance or resolution shall have become effective in any municipality having a board of aldermen, the president of the board of aldermen shall appoint three commissioners who shall be residents and legal voters of such municipality to fix and define the lines and boundaries of such wards; and such commissioners shall, within ten days after their appointment, take and subscribe, before some other officer duly authorized to administer oaths or affirmations, an oath or affirmation faithfully and impartially to execute and perform the duties imposed upon them. If the president of the board of aldermen shall refuse or neglect to appoint such commissioners as above provided, then the Supreme Court justice holding the circuit in which such municipality is located, shall, upon petition, appoint said three commissioners.

Oath.

When court to appoint commissioners.

Report.

3. Said commissioners shall, within sixty days after their appointment, make their report to the board of aldermen of such municipality, and file the same with the clerk of such municipality, in which report the boundaries and the dividing lines of such wards shall be properly described, with a statement of the population of each ward, as nearly as can be ascertained, and a

map showing said lines and the extent and boundaries of such wards shall be made and filed by said commissioners with said report; all of which shall be attested and certified to by the said commissioners under their hands, and shall remain of record in the office of the clerk of such municipality. Ten days after the making and filing of said report, the lines and boundaries of such wards shall be as set forth in the report of said commissioners, and all other and former ward lines and boundaries are upon the filing of said commissioners' report, thereby abolished and the wards so designated and described by said commissioners shall be and continue the wards of such municipality; and thereafter all officers elected or appointed in such municipality, for or representing the wards thereof, shall be appointed for or elected from the wards as fixed by said report.

Map.

Old lines abolished and new lines valid.

4. No change in the number of wards or in the lines and boundaries of wards in any municipality shall be made oftener than once in five years.

When changes made.

5. All such wards shall be formed of contiguous territory, and in fixing the lines and boundaries of wards said commissioners shall have regard to the equality of population.

Determining wards.

6. The acts of a majority of said commissioners shall be deemed and taken to be the act of all the commissioners, and a report signed by two of said commissioners shall be considered the report of said commissioners. Said commissioners shall be entitled to the aid and assistance of any surveyor and other persons in the employ of such municipality and shall when necessary have power and authority to employ a competent surveyor and other assistants, to aid them in the discharge of their duties.

Majority to determine.

Surveyors and assistants.

7. The necessary expense of such commissioners and the compensation for their services and the compensation for the services of a surveyor and other assistants, when it has been necessary to employ such, shall be fixed by the board of aldermen by ordinance or resolution and paid by such municipality. The president of said board of aldermen shall certify under his hand and seal the said expense of said commissioners for com-

Expenses.

Payments.

pensation for their services and compensation for the services of a surveyor and other assistants as provided herein to the board or body having charge of the finances of said city, and upon the presentation of such certificate, certified by the president of the board of aldermen, it shall be the duty of the board or body having charge of the finances of such municipality to forthwith pay said bill so certified; *provided, further,* that in no event shall the compensation for the commissioners as compensation for their services exceed the sum of one thousand dollars ($1,000), and said expense as compensation for the services of a surveyor and other assistants as provided herein shall not exceed the sum of one thousand dollars ($1,000).

Proviso.

Continuance of present officers.

8. All officers elected or appointed for existing wards in any such municipality, wherein the ward lines are changed or new wards created, as herein provided, shall continue in office until the respective terms of office shall expire and until others are duly appointed or elected to take their place; after such change in ward lines or the creation of new wards, such number of officers shall be elected or appointed from such new wards as may have been elected or appointed from wards as they formerly existed in such municipality.

Future elections and appointments.

Election districts.

9. When any municipality is divided into wards, or a change is made in the lines or boundaries of wards or the number of wards increased or decreased as hereinbefore provided, it shall be the duty of the commissioners to divide said wards into election districts or precincts.

Repealer.

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

Approved May 6, 1929.

CHAPTER 265.

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

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

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

Section 4 amended.

4. The board of commissioners shall have and possess all executive, administrative, judicial and legislative powers and duties heretofore had, possessed and exercised by the mayor and city council and all other executive or legislative bodies in any municipality that has adopted or that may hereafter adopt the provisions of the act to which this act is an amendment, and said board shall have complete control over the affairs of such municipality. The executive, administrative, judicial, and legislative powers, authority and duties in such municipality shall be distributed into and among five departments, except that in any city having but three commissioners, three departments shall be desig-

All power vested in board of commissioners.

Departments.

nated and provided by the consolidation of the first and third departments and the fourth and fifth departments as follows:

1. Department of Public Affairs,
2. Department of Revenue and Finance,
3. Department of Public Safety,
4. Department of Public Works,
5. Department of Parks and Public Property.

Powers and duties prescribed by board.

The mayor may be designated to be director of such department as a majority of the members of said commission shall in their judgment determine. The board of commissioners shall determine the powers and duties to be performed by each department and shall assign such powers and duties to such department as they in their judgment deem appropriate, and they shall prescribe the powers and duties of all officers and employees and they may assign particular officers and employees to one or more departments and may require any officer or employee to perform duties in two or more departments, provided the work required of such officer or employee in such different departments be similar in character and make such other rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the city.

Commissioners assigned to departments as directors.

The board of commissioners shall, at the first regular meeting after the election of its members, designate by majority vote one commissioner to be director of the department of public affairs, one commissioner to be director of the department of revenue and finance, one to be director of the department of public safety, one to be director of the department of public works, and one to be director of the department of parks and public property, except that upon the organization of a board of three commissioners but three departments shall be designated, as above provided, and but three directors voted therefor, and such designation may be changed whenever it appears that the public service would be benefitted thereby.

Subordinate boards and officers.

The board of commissioners shall at the first meeting, or as soon as may be after organization, create such subordinate boards and appoint such officers as it may deem necessary for the proper and efficient conduct of

the affairs of the city. Any board created may be abated; or any officer or employee appointed by the board of commissioners may be removed from office by them, at any time 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.

Salaries in first, second, and third class cities.

The mayor and board of commissioners shall have suitable offices and their total compensation shall, in cities of the first, second and third classes, be as follows: In such cities having, by the last preceding State or National census, more than two hundred thousand population, the mayor's annual salary shall be not more than eighty-two hundred and fifty dollars and that of each commissioner shall be not more than seventy-five hundred dollars. In cities having by the last census a population of over ninety thousand and not exceeding two hundred thousand, the mayor's annual salary shall be not more than three thousand five hundred dollars, and that of each commissioner shall be not more than three thousand dollars. In cities having from forty thousand to ninety thousand population, the mayor's annual salary shall be not more than two thousand five hundred dollars, and that of each commissioner shall be not more than two thousand dollars. In cities having from twenty thousand to forty thousand population, the mayor's annual salary shall be not more than one thousand eight hundred dollars, and that of each commissioner shall be not more than one thousand five hundred dollars. In cities having from ten thousand to twenty thousand population, the mayor's annual salary shall be not more than one thousand five hundred dollars, and that of each commissioner shall be not more than one thousand two hundred dollars. In cities having from five thousand to ten thousand population, the mayor's annual salary shall be not more than one thousand dollars, and that of each commissioner shall be not more than seven hundred and fifty dollars. In cities having from twenty-five hundred to five thousand population, the mayor's annual salary shall be not more than seven hundred and fifty dollars, and that of each commissioner shall be not more

than five hundred dollars. In cities having from one thousand to twenty-five hundred population, the mayor's annual salary shall be not more than five hundred dollars, and that of each commissioner shall be not more than three hundred and fifty dollars. In cities having from five hundred to one thousand population, the mayor's annual salary shall be not more than two hundred and fifty dollars, and that of each commissioner shall be not more than two hundred dollars. In cities having less than five hundred population, the mayor's annual salary shall be not more than fifty dollars.

Salaries in cities of fourth class.

The compensation of the mayor and the commissioners shall, in cities of the fourth class, be as follows: In such cities having, by the last preceding State or National census, more than ninety thousand population, the mayor's annual salary shall be not more than fifty-five hundred dollars, and that of each commissioner shall be not more than five thousand dollars. In cities having from forty thousand to ninety thousand population, the mayor's annual salary shall be not more than four thousand eight hundred dollars, and that of each commissioner shall be not more than three thousand five hundred dollars. In cities having from twenty thousand to forty thousand population, the mayor's annual salary shall not be more than three thousand five hundred dollars, and that of each commissioner shall be not more than three thousand dollars. In cities having from ten thousand to twenty thousand population, the mayor's annual salary shall be not more than three thousand dollars, and that of each commissioner shall be not more than two thousand five hundred dollars. In cities having from twenty-five hundred to ten thousand population, the mayor's annual salary shall be not more than two thousand five hundred dollars, and that of each commisisoner shall be not more than two thousand dollars. In cities having from one thousand to twenty-five hundred population, the mayor's annual salary shall be not more than seventeen hundred and fifty dollars, and that of each commissioner shall be not more than fifteen hundred. In cities having from one hundred to one thousand population, the mayor's annual salary shall be not more than twelve hundred and fifty

dollars, and that of each commissioner shall be not more than one thousand dollars. In cities having less than one hundred population, the mayor's annual salary shall be not more than five hundred dollars, and that of each commissioner shall be not more than two hundred and fifty dollars. Such salaries shall be payable in equal monthly installments.

Increase of salary.

The board of commissioners of any such city may increase, by ordinance, the compensation which the mayor and commissioners shall receive; *provided,* the amount of such increase shall in no instance exceed fifty per centum of the salary as fixed herein. Any ordinance passed increasing the compensation under authority of this act shall become operative in *ten days after the publication thereof* after its final passage, unless within said ten days a petition, signed by electors of such city equal in number to at least fifteen per centum of the entire vote cast at the last preceding general election, protesting against the passage of such ordinance, be presented to the board of commissioners, in which case such ordinance shall remain inoperative until a proposition for the ratification thereof shall be adopted at the next general or municipal election in such city.

Proviso.

When ordinance increasing effective.

Other salaries.

The salary or compensation of all other officers and employees of the city shall be fixed by the board of commissioners, and shall be payable monthly, or at shorter periods as they shall determine; *provided, however,* that the salary or compensation of any member of the police or fire departments shall not be fixed at a less amount than that received by the said member at the time of the adoption of said act; *provided, however,* that the compensation of the commissioners shall be fixed by an ordinance adopted by the board of commissioners immediately after the organization of the board, in accordance with all the provisions of this act; in each city governed by the provisions of this act, there shall be a city clerk, who shall be appointed by the board of commissioners for such term as they may fix, who shall be the clerk of the board of commissioners, and have the custody of their minutes, and of all papers and records of the city not otherwise expressly provided for. Said clerk shall also have custody of the seal of the city, and

Proviso.

Proviso.

City clerk.

copies of all records of the city certified by him under the seal of the city shall be legal evidence in all courts and places in like manner as if the originals were produced.

Corporate name and seal.

The corporate existence of any city accepting the provisions of this act shall be continued, and its corporate name and seal shall not be changed by such acceptance, and all acts, general or special, relating to such city, shall except so far as inconsistent with this act, apply to such city, and such city shall have and exercise the powers and duties thereby conferred or imposed.

Laws applicable.

Notice of proposed ordinance.

Whenever any ordinance is to be submitted under this act to the voters of the municipality at any election, the city clerk shall cause such ordinance to be published in at least two of the newspapers published in such municipality, such publication to be not more than twenty nor less than five days before the submission of such ordinance to be voted on.

Salaries based on census.

Upon the promulgation of any new National or State census whereby the population by reason of its increase or decrease shall require any municipality operating under this act, to pay its mayor and commissioners a greater or less salary, as herein provided, then the board of commissioners of such city is hereby authorized to pass ordinances increasing or decreasing the annual salaries of the mayor and commissioners to conform to the said newly promulgated census.

Repealer.

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

Approved May 6, 1929.

CHAPTER 266.

An Act to amend an act entitled "An act to provide for the incorporation and regulation of credit unions," approved March sixth, 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 to read as follows:

Association to encourage savings and furnish assistance.

1. Every association of persons, composed exclusively of employees having a common employer and whose place of employment is located within a county of this State, or any ten or more persons engaged in agricultural pursuits within a county of this State, who desire to associate themselves for the purpose of creating a fund; to encourage savings thereby and to furnish temporary financial assistance to the members of the association by making loans to said members for provident and productive purposes, are hereby authorized to incorporate under this act as follows:

Meeting called.

a. A meeting of such employees, or of such persons engaged in agricultural pursuits, shall be held, which meeting may be called by any ten or more of such employees, or any ten or more of such persons engaged in agricultural pursuits, by a notice signed by them and posted in a conspicuous place at or near the employees' main entrance to said establishment, or in a conspicuous place within the county in which said persons are engaged in agricultural pursuits, at least ten days prior to the date of said meeting. Said notice shall specify the time, place and object of said meeting. At such meeting or any adjournment thereof, the employees, or persons engaged in agricultural pursuits, then present shall determine the number of trustees, not less than five nor more than ten, and shall,

Trustees.

by a plurality of votes, elect the number of persons so determined to be their trustees for the purpose of making and filing the certificate of incorporation, and to serve until their successors are elected and qualify.

Certificate of association filed and recorded.

b. Said trustees so elected shall make, sign and acknowledge before any person authorized to take the acknowledgment and proof of deeds in this State and file in the office of the Commissioner of Banking and Insurance and record in the office of the clerk of the county in which the principal business of the corporation is to be conducted, or within which said persons are engaged in agricultural pursuits, a certificate, in writing, in which shall be stated the name or title by which such corporation is to be known in law, which shall include the words "credit union"; the place where its principal office is to be located, the name and location of the establishment whereof the members are employees, or the county within which the members are engaged in agricultural pursuits, the number of trustees, and the names and addresses of the trustees selected for the first year of its existence, and the name and address of the registered agent upon whom process may be served.

Corporate name, et cetera.

Section 2 amended.

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

Membership.

2. The membership of such a corporation shall be limited to employees having a common employer and whose place of employment is located within a county of this State or to persons engaged in agricultural pursuits within a county of this State. In the case of public utility, municipal, post-office, telephone or telegraph employees, the place of employment shall be deemed to be the place where such employees report for duty.

Place of employment.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 267.

AN ACT to conserve, protect, control and regulate the use, development and diversion of surface, subsurface and percolating waters of the State; to control and regulate the construction and maintenance of dams; to create a water policy commission and define its powers and duties and to transfer to such commission the jurisdiction, powers, rights and duties of the Department of Conservation and Development over water supplies, dams and flood control.

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

Water policy commission.

1. A State Water Policy Commission is hereby created. The commission shall consist of seven members appointed by the Governor by and with the advice and consent of the Senate. The members thereof first appointed shall hold office respectively one for one year, one for two years, one for three years, one for four years, one for five years, one for six years and one for seven years. As the term of each commissioner expires his successor shall be appointed for the term of seven years in the manner hereinbefore provided for the appointment of the original commissioners. In the event of a vacancy in the commission through death, resignation or other cause, a successor shall be appointed, in the same manner, for the unexpired term only.

Members and terms.

Vacancy.

Organization.

2. The commission shall organize on the first day of May, one thousand nine hundred and twenty-nine, or as soon thereafter as may be, and annually thereafter, by selecting a chairman, and appointing a secretary, who shall be an employee of the commission. Four commissioners shall constitute a quorum for the transaction of business, the exercise of any powers or the performance of any duties. The commission is hereby created a body corporate for the purposes authorized herein and shall have an official seal. The commission may make rules and regulations for its own goverance and for

Quorum.

Rules and regulations.

Meetings.

proceedings hereunder. The commission may meet at any time or place within the State but shall hold not less than one stated meeting each month. All meetings and minutes thereof shall be open to the public.

Counsel.

The Attorney-General of the State shall be the attorney-at-law for and legal advisor of the commission, and shall upon its request either personally or through a deputy or assistant furnish it advice and aid.

Office and assistants.

The commission shall have power to maintain one or more offices for the transaction of its business and to employ, and at its pleasure discharge, a secretary and such engineering, clerical and other assistants as shall be necessary to carry the provisions of this act into effect, and to fix their compensation. The commission shall keep accurate accounts of all receipts and disbursements and shall make an annual report to the Legislature before the first day of February in each year.

Accounts.

Expenses met.

3. The commission shall serve without compensation but the members thereof shall be paid their actual expenses incurred in and incident to the performance of their duties.

Succeed to rights, et cetera, formerly vested in water supply commission.

4. The State Water Policy Commission hereby created shall succeed to and exercise all the jurisdiction, rights and powers and perform all the duties now exercised and performed by or conferred and charged upon the Department of Conservation and Development in so far as the same were formerly vested in the State Water Supply Commission and were transferred to the Department of Conservation and Development by an act entitled "An act to establish a Department of Conservation and Development and to consolidate therein the State Water Supply Commission, the Board of Forest Park Reservation Commissioners, the State Geological Survey, the Washington Crossing Commission, the State Museum Commission and the Fort Nonsense Park Commission," approved April eighth, one thousand nine hundred and fifteen, and there is hereby vested in the State Water Policy Commission all the jurisdiction, rights, powers and duties relating to the water supplies of the State heretofore vested in the Department of Conservation and Development by the act in this section referred to and in addition thereto all

Full jurisdiction relating to water supplies.

the jurisdiction, rights, powers and duties relating to water supply matters, control and supervision of the construction and maintenance of dams, flood control, drainage, irrigation and water power which were heretofore vested in the State Water Supply Commission and its successor, the Department of Conservation and Development, by the act in this section referred to and by any amendments or supplements and any act or acts enacted subsequent thereto.

Certain records turned over to commission.

The Department of Conservation and Development shall turn over to the State Water Policy Commission upon the organization thereof all its records, plans, maps, reports, et cetera, relating to matters within the jurisdiction of the commission hereby created, including the department's compilation and accounts relating to charges for "excess diversion" of water of the State by municipalities or any water company or water supply agency.

Transfer of employees.

State employees of the Department of Conservation and Development now exclusively occupied or in charge of water supply matters or the supervision, inspection and control of the erection of dams shall be transferred to the Water Policy Commission when such action is requested by said commission.

Investigation of water sources.

5. The commission shall continue and extend investigations of the water resources of the State, including the systematic gauging of rainfall and stream flow throughout the State, so as to complete a comprehensive study for the entire State, for the conservation, development, regulation and use of the waters in each of the principal watersheds of the State with reference to the accomplishment of the following public uses and purposes:

Purposes to be accomplished:

Supply pure water; waste disposal;

(a) The supply of pure and wholesome water from watersheds to municipalities and the inhabitants thereof and the disposal of sewage and wastes which may affect the supply.

Floods;

(b) The prevention of floods.

Drainage;

(c) Drainage and irrigation.

conservation; et cetera;

(d) The conservation, development and utilization of water power.

Navigation.

(e) The protection of public navigation.

Reports.

The commission shall report to the Legislature from time to time the results of such investigations, with plans, to the end that a complete plan be finally presented for the economical and comprehensive development, for all the aforesaid purposes, of all the water resources in each of the principal watersheds of the State.

Investigations.

The commission shall investigate and report as to the consents and privileges heretofore granted affecting the use of the waters aforesaid and as to the terms of such consents and privileges and whether the conditions thereof have been complied with or whether revocable, and as to the extent of existing diversion rights and the use being made of the waters affected thereby.

Plans for watershed.

Every such plan for any watershed shall set forth the developments already made and authorized to be made in such watershed for one or more such purposes, and the extent to which any such existing or authorized development may be improved, enlarged or extended so as to increase its efficiency for any of the aforesaid purposes, to the end that all developments in such watershed for all such purposes may be co-ordinated and unified and the rights of the State asserted and utilized so as to combine the most economical construction, maintenance and operation, and the most efficient service, with the production, maintenance and operation, and which may be practicable.

Developments unified.

Use of previous records.

In such investigations the commission shall, so far as possible, make use of all records, studies, reports and surveys which have heretofore been made by, or on behalf of, the State or any municipal corporation or civil division, or district agency thereof, and every public officer, department, commission or board having such records, studies, reports or surveys in his or their custody or possession shall freely make the same available for use by the commission.

Reports required.

The commission shall have power to require annually reports from all district water supply commissions, municipal corporations or other civil division of the State, corporation or persons diverting water, either from surface, subsurface, well or percolating sources, or from a combination of any such sources for water supply purposes, as to the amount diverted, the proportional

amount from each source, the communities and population supplied, the rates charged, and such other matters as shall be requisite to, or useful in, a proper supervision of the water supplies of the State and the development and public use and to determine the charge for the "excess diversion" thereof.

Charge for excess diversion.

6. It shall be the duty of the officers in control of municipal and other water-works to keep accurate records by meters, or other approved methods, of the amount of water used and to report the same quarterly to the commission. The commission is empowered to make such investigation of the meters and records as may be necessary to determine all matters pertinent to their duties, and to examine the plants and works of all public or quasi-public water supplies to ascertain the sources of supply and determine the taking and diversion effected, and the charge, if any, to be made for "excess diversion," heretofore authorized to be made.

Records by meters.

Examination of public water supplies.

7. The commission shall have general supervision over all sources of potable and public water supplies, including surface, subsurface and percolating waters, to the end that the same may be economically and prudently developed for public use.

Supervision of potable waters.

8. No district water supply commission, municipal corporation or other civil division of the State, and no board, commission or other body of or for any such municipal corporation or other civil division of the State shall, nor shall any person or corporation engaged in supplying or proposing to supply the inhabitants of any municipal corporation or other civil divison of the State with water, hereafter have power to condemn lands, water or water rights for any new or additional source of water supply, whether such source be surface, subsurface, well or percolating water, or to divert water from such new or additional source (other than for new or additional sources of water supply, the maps or plans for which in conformity with permits for the taking thereof, have heretofore been approved by the Board of Conservation and Development and/or the State Water Supply Commission), until such district commission, municipal corporation, civil division, person or corporation has first submitted a petition to the commission, as

Condemning land for source of water supply.

Petition submitted.

hereinafter provided, and until the said commission shall have approved the same or approved the same with such modifications and subject to such conditions as it may determine should be incorporated in such approval after hearing as hereinafter provided.

Approval of petition.

Seeking approval of maps, plans, et cetera.

Any district water supply commission, municipal corporation or other civil division of the State, or any person or corporation, may make application by petition in writing to the commission for the approval of its maps, plans and profiles of such new or additional water supply or for such new or additional source or sources of water supply. Such application shall show the sources of the proposed supply and shall be accompanied by an exhibit of maps of the lands to be acquired and showing the sites and areas of the proposed reservoirs, a plan of the other works proposed to be constructed, the profiles of the aqueduct lines and the flow lines of the water when impounded, maps, plans and surveys and abstract of official reports relating to the same, showing the need for a particular source or sources of supply and the reasons therefor, the plan proposed for protecting the new supply and watershed from contamination or the proposed plan for filtering such new supply. Such application shall also be accompanied by such proof as to the character and purity of the water supply proposed to be acquired as the commission shall require. If such application is made by a person or waterworks corporation, it shall be accompanied by an undertaking in such amount and with such sureties as the commission shall determine, that such person or waterworks corporation will pay the expenses of the hearing and determination as hereinafter provided. The commission shall thereupon cause public notice to be given that on a day therein named it will hold a public hearing at such place as it may specify in said notice, for the purpose of hearing all persons, municipal corporations or other civil divisions of the State that may be affected thereby. Such notice shall be published in such newspaper and for such length of time, not exceeding four weeks, as the commission shall determine. At any time prior to the day specified in such notice any person or municipal corporation or the proper authorities of any civil division of

What application to show.

Proof of purity.

Sureties.

Notice of hearing.

Objections.

the State may file in the office of the commission objections to the project proposed by such application. Every objection so filed shall particularly specify the ground thereof. The commission shall, upon the day specified in said notice, or upon such subsequent day or days to which it may adjourn the hearing, proceed to examine the said maps and profiles and to hear the proofs and arguments submitted in support of and in opposition to the proposed project. The commission shall determine whether the plans proposed are justified by public necessity, whether they provide for the proper and safe construction of all work connected therewith, whether they provide for the proper protection of the supply and the watershed from contamination or provide for the proper filtration of such additional supply, and whether such plans are just and equitable to the other municipalities and civil divisions of the State affected thereby and to the inhabitants thereof, particular consideration being given to their present and future necessities for sources of water supply. The commission shall within sixty days after the final hearing and with all convenient speed either approve such application, maps and plans as presented or with such modifications in the application, maps and plans submitted and subject to such conditions as it may determine should be made therein, to protect the water supply and the interests of the applicant or of the inhabitants of the territory supplied by it with water, or the water supply and interests of any municipal corporation, or other civil division of the State, or the inhabitants thereof, or the water supply and interests of any other person or corporation engaged in supplying water to any municipal corporation or other civil division of the State or the inhabitants thereof; or to bring into co-operation all municipal corporations, or other civil division of the State, which may be affected thereby; or to make safe all dams or reservoirs to be constructed by said plans; or it may reject the application entirely or permit another to be filed in lieu thereof, but it shall, however, make a reasonable effort to meet the needs of the applicant, with due regard to the actual or prospective needs and interests of all other municipal corporations and civil divisions of the State affected

Hearings.

Determination.

Approval of plans, etc.

Co-operation.

Safety of dams.

May reject application.

Decision filed.

thereby and the inhabitants thereof. Whenever the commission shall make a decision on any application submitted to it, it shall state the same in writing and shall cause the same to be filed, together with all plans, maps, surveys and other papers or records relating thereto, in the office of the commission. The decision of the commission and its action on any application may be reviewed by certiorari proceedings. The expense of any such hearing and determination by the commission shall be certified by said commission to the person, waterworks corporation, municipal corporation, district agency or other civil division of the State making such application and shall be paid by said applicant within thirty days thereafter.

Applicant to meet expenses of hearing.

New system not operated until approval.

9. No new water supply system, built in accordance with plans hereafter approved by the commission, shall be operated until the work has been approved by the commission, *except* that a temporary use of part of the constructed works may, upon request, be authorized by the commission.

Interconnecting systems.

10. The commission shall have power, upon petition or upon its own initiative, after hearing, upon notice, by order in writing to require the interconnecting of public water supply systems, whether in public or private ownership, whenever the commission determines that the public interest requires that such connection be made and to require the furnishing of water by means of any such system to another, upon fair compensation and reasonable rates and just and equitable terms to be prescribed by the commission, such rates shall be subject to review and adjustment by the Board of Public Utility Commissioners.

Not build within stream.

11. No structure within the natural and ordinary high water mark of any stream shall be made by any public authority or by any private person or corporation without notice to the commission, and in no case without complying with such conditions as it may prescribe for preserving the channel and providing for the flow of water therein to safeguard the public against danger from the waters impounded or affected by such structures, and this prohibition shall apply to any renewal of existing structures. No such approval by the com-

Channel preserved.

Property rights preserved.

mission shall impair or affect any property rights, otherwise existing, which might be invaded by the construction or maintenance of any such structure. The commission shall have power, whenever in its judgment public safety shall so require, and after a hearing either on its own motion or upon complaint, to make and serve an order directing any person, corporation, officer or board, constructing, maintaining or using any such structure in any of the waters of this State, to remove or repair the same within such reasonable time and in such manner as shall be specified in such order, and it shall be the duty of every such person, corporation and officer or board to obey, observe and comply with such order and with the conditions prescribed by the commission for preserving the channels of streams and for safeguarding the public against danger from waters impounded by structures hereinbefore referred to, and every person, corporation, officer or board failing, omitting or neglecting so to do, or who hereafter constructs or reconstructs any such structure in any of the water aforesaid without submitting to said commission and obtaining its approval of plans for such structure or who hereafter fails to remove, construct or fails to reconstruct the same in accordance with the plans so approved shall forfeit to the people of this State not to exceed five hundred dollars ($500.00) for each and every offense; every violation of any such order or direction or requirement shall be a separate and distinct offense, and, in case of a continuing violation, every day's continuance thereof shall be and be deemed to be a separate and distinct offense.

Removal and repairs of structures.

Safeguarding public.

Penalty for violations.

Each violation a distinct offense.

12. Any action to recover a penalty under the last section may be brought in any court of competent jurisdiction in this State on order of the commission and in the name of the State. In any such action all penalties incurred up to the time of commencing the same may be sued for and recovered therein and the commencement of an action to recover such penalty shall not be, or be held to be, a waiver of the right to recover any other penalty. All moneys recovered in any such action, together with the costs recovered therein, shall be paid into the State Treasury by the commission to the credit of the general fund.

Recovery of penalties.

Moneys recovered credited to general State fund.

Subpœnas, witnesses, et cetera.

13. The commission shall have power to subpœna and require the attendance in this State of witnesses and the production by them of books and papers pertinent to the investigations and inquiries which it is authorized to make under this act and to examine them and such public records as it shall require in relation thereto, and for the purposes of such examinations the commission shall possess all the powers conferred by statute upon a committee of the Legislature.

Testifying, production of books, et cetera.

14. No person shall be excused from testifying or from producing any books or papers in any investigation or inquiry by or upon any hearing before the commission or any commissioner, when ordered to do so by the commission, upon the ground that the testimony or evidence, books or documents required of him may tend to incriminate him or subject him to a penalty or forfeiture, but no person shall be prosecuted punished or subjected to any penalty or forfeiture for or on account of any act, transaction, matter or thing concerning which he shall under oath have testified or produced documentary evidence; *provided, however,* that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony.

Proviso.

No immunity.

Nothing herein contained is intended to give, or shall be construed as in any manner giving, unto any corporation immunity of any kind.

Administering oaths.

15. Each commissioner shall have power to administer oaths in any investigation or proceeding which the commission is required or authorized to institute or conduct.

Right of entry.

16. The commission or its agents, engineers, surveyors and other employees are hereby authorized and empowered to enter upon any land or water for the purpose of making any investigation, examination or survey contemplated by this act.

Money from excess diversion turned into State treasury.

17. The commission shall turn over to the State Treasurer all moneys collected by it for "excess diversion" of water of the State, charges for which are authorized to be made by the laws of the State and all such funds and any which may be paid directly to the State Treasurer shall be shown in his accounts as moneys received on account of charges for "excess diversion"

of the water of the State. The commission may retain for its own use the moneys resulting from charges made by it to meet the expenses of hearings as herein provided.

Appropriation.

There is hereby appropriated for the expenses of the commission in the carrying out of the provisions of this act, the sum of one hundred thousand dollars.

As to constitutionality of act.

18. If any provision, clause or section of this act shall be held invalid or unconstitutional, the remainder of the act shall not be affected thereby, but shall remain in full force and effect.

Repealer.

19. All acts or parts of acts inconsistent herewith are hereby repealed. Nothing in this repealer contained shall in anywise affect any petition, application or proceeding pending before the Department of Conservation and Development at the time this act takes effect or the jurisdiction of the said Department to act upon such pending petition or application or in the proceedings so pending. Nor shall anything contained in this repealer be held to affect the jurisdiction, power or authority of any district water supply commission or the power of any municipal corporation, or other civil division of the State by condemnation or otherwise to acquire any existing water works system, or to develop, enlarge or improve its existing water supply from its present source of supply, except, that for the construction or enlargement of any dam the approval of the commission must be obtained and that notice of any taking of additional water shall be given to the commission before work of construction begins and upon such notice the commission may call a hearing whenever in its judgment the necessities and opportunities of other municipalities are affected thereby, and after such hearing the commission may impose conditions upon such taking of additional water, as may be required in the interest of such other municipalities.

Pending actions not affected.

Jurisdiction, powers, et cetera, of existing authority not affected.

As to dams.

Act effective.

19. This act shall take effect on the thirtieth day of April, one thousand nine hundred and twenty-nine, or immediately upon its enactment, if not enacted prior to said date.

Approved May 6, 1929.

CHAPTER 268.

A Supplement to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

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

Seed oysters not taken from State.

1. Seed oysters caught and taken from any of the natural oyster beds or grounds under the tidal waters of this State shall not be sold and taken out of this State for the purpose of planting on grounds in any other State.

Penalty.

2. Any person who shall sell natural seed oysters in violation of this act and any person who shall purchase such oysters in violation of this act, shall be guilty of a misdemeanor.

Possession as evidence.

3. Possession of such oysters outside of the boundaries of this State shall be *prima facie* evidence of violation of this act.

4. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 269.

An Act authorizing and providing for the appointment of a New Jersey Holland Tunnel Commission and defining its powers and duties.

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

Holland Tunnel Commission.

1. Theodore Boettger, Hackensack, N. J.; Weller H. Noyes, Tenafly, N. J.; Robert S. Sinclair, South

Orange, N. J.; Joseph G. Wright, Paterson, N. J.; Robert S. O. Lawson, Jersey City, N. J., and Robert A. Fairbain, Westfield, N. J., are hereby appointed members of the New Jersey Holland Tunnel Commission. The members of such commission shall take office upon the date when this act becomes effective and shall continue in office for a period of five years and until such time as the Legislature shall otherwise provide. They shall receive no compensation for their services, but the State Treasurer shall, upon the warrant of the State Comptroller, reimburse them for their necessary expenses.

Term.

Expenses met.

2. The said commission shall organize on the day following the date when this act becomes effective, and they shall elect a chairman, vice-chairman and secretary, all of whom shall hold office for a period of one year and until their successors shall be chosen. In the event a vacancy occurs in the membership of this commission, the Governor shall appoint a suitable person who shall serve until his successor shall have been appointed by an act of the Legislature.

Organization.

Vacancy.

3. The terms of the members of the New Jersey Interstate Bridge and Tunnel Commission heretofore created, and now in office, shall cease and terminate when this act becomes effective.

Present commission terminated.

4. The commission in this act created shall exercise and succeed to all the powers and authority and shall perform all the duties and be bound by all the rules insofar as the same relate to, or affect, the construction, maintenance and operation of the interstate tunnel connecting the cities of Jersey City, New Jersey, and New York, New York, as set forth in the provisions of 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, and as further set forth in the provisions of a certain other act entitled, "An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware River and the Hudson River, or either of them, in co-operation with the city

Commission succeeds to powers and duties of former commission.

or State, or both, with which such bridges or tunnels, or either of them, shall connect," approved February fourteenth, one thousand nine hundred and eighteen, and the various acts amendatory thereto and supplementary thereof.

Jurisdiction.

5. It is intended by this legislation to authorize and empower the commission hereby created to have full jurisdiction over, and do all things necessary for the construction, maintenance and operation of said tunnel, but said commission shall not exercise any authority or jurisdiction over the construction, maintenance and operation of the Delaware River bridge connecting the cities of Camden, New Jersey, and Philadelphia, Pennsylvania.

Repealer.

6. All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency.

As to constitutionality of act.

7. If any part or parts of this act shall in any court of competent jurisdiction be declared invalid, void or unconstitutional, such part or parts shall be rescinded and the remainder of the act shall continue in effect.

Act effective.

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

Approved May 6, 1929.

CHAPTER 270.

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money.

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

Definition: "Bank";

1. For the purposes of this code:

(A) Bank. The term "bank" shall include any person, firm or corporation engaged in the business of receiving and paying deposits of money within this State. A branch or office of any such bank shall be deemed a bank for the purpose of this act.

(B) Item. The term "item" means any check, note or other instrument providing for the payment of money. "Item."

2. Except as otherwise provided by agreement and except as to subsequent holders of a negotiable instrument payable to bearer or indorser specially or in blank, where an item is deposited or received for collection, the bank of deposit shall be agent of the depositor for its collection and each subsequent collecting bank shall be sub-agent of the depositor but shall be authorized to follow the instructions of its immediate forwarding bank and any credit given by any such agent or sub-agent bank therefor shall be revocable until such time as the proceeds are received in actual money or an unconditional credit given on the books of another bank, which such agent has requested or accepted. Where any such bank allows any revocable credit for an item to be withdrawn, such agency relation shall nevertheless continue except the bank shall have all the rights of an owner thereof against prior and subsequent parties to the extent of the amount withdrawn. Bank as agent. Credit revocable. Agency relation to continue.

3. A credit given by a bank for an item drawn on or payable at such bank shall be provisional, subject to revocation at or before the end of the day on which the item is deposited in the event the item is found not payable for any reason. Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the following business day. Credit provisional, subject to revocation.

4. An indorsement of an item by the payee or other depositor "for deposit" shall be deemed a restrictive indorsement and indicate that the indorsee bank is an agent for collection and not owner of the item. Indorsement "for deposit".

An indorsement "pay any bank or banker" or having equivalent words shall be deemed a restrictive indorsement and shall indicate the creation of an agency relation in any subsequent bank to whom the paper is forwarded unless coupled with words indicating the creation of a trustee relationship; and such indorsement or other restrictive indorsement whether creating an agency or trustee relationship shall constitute a guaranty by the indorser to all subsequent holders and to the Restrictive indorsement.

Constitutes guaranty by indorser.

drawee or payor of the genuineness of and the authority to make prior indorsements and also to save the drawee or payor harmless in the event any prior indorsement appearing thereon is defective or irregular in any respect unless such indorsement is coupled with appropriate words disclaiming such liability as guarantor.

Bank of deposit as owner of item.

Where a deposited item is payable to bearer or indorsed by the depositor in blank or by special indorsement, the fact that such item is so payable or indorsed shall not change the relation of agent of the bank of deposit to the depositor, but subsequent holders shall have the right to rely on the presumption that the bank

Presumption.

of deposit is the owner of the item. The indorsement of an item by the bank of deposit or by any subsequent holder in blank or by special indorsement or its delivery when payable to bearer, shall carry the presumption that the indorsee or transferee is owner provided there is nothing upon the face of the paper or in any prior indorsement to indicate an agency or trustee relation of any prior party. But where an item is deposited or is received for collection indorsed specially or in blank, the bank may convert such an indorsement into a

Indorsement converted to restrictive.

restrictive indorsement by writing over the signature of the indorser the words "for deposit" or "for collection," or other restrictive words to negative the presumption that such bank of deposit or indorsee bank is owner; and in the case of an item deposited or received for collection payable to bearer, may negative

Negativing presumption.

such presumption by indorsing thereon the words "received for deposit" or "received for collection" or words of like import.

Bank to exercise ordinary care.

5. It shall be the duty of the initial or any subsequent agent collecting bank to exercise ordinary care in the collection of an item and when such duty is performed such agent bank shall not be responsible, if for any cause payment is not received in money or an unconditional credit given on the books of another bank,

Extent of liability

which such agent bank has requested or accepted. An initial or subsequent agent collecting bank shall be liable for its own lack of exercise of ordinary care but shall not be liable for the neglect, misconduct, mistakes or

defaults of any other agent bank or of the drawee or payor bank.

Forwarding item by mail.

6. (A) Where an item is received on deposit or by a subsequent agent bank for collection, payable in another town or city, it shall be deemed the exercise of ordinary care to forward such item by mail, not later than the business day next following its receipt either (1) direct to the drawee or payor in the event such drawee or payor is a bank or (2) to another bank collecting agent according to the usual banking custom, either located in the town or city where the item is payable or in another town or city.

When item presented for payment in same locality.

(B) Where an item is received on deposit or by a subsequent agent bank for collection, payable by or at another bank in the same town or city in which such agent bank is located, it shall be deemed the exercise of ordinary care to present the item for payment at any time not later than the next business day following the day on which the item is received either (1) at the counter of the drawee or payor by agent or messenger or (2) through the local clearing house under the regular established procedure, or according to the usual banking custom where the collecting or payor bank is located in an outlying district.

Method of forwarding.

(C) The designation of the above methods shall not exclude any other method of forwarding or presentment which under existing rules of law would constitute ordinary care.

When mail item paid.

7. Where the item is received by mail by a solvent drawee or payor bank, it shall be deemed paid when the amount is finally charged to the account of the maker or drawer.

In case of item forwarded for collection.

8. Where an agent bank forwards an item for collection, it shall not be responsible for its loss or destruction in transit or, when in the possession of others, for its inability to repossess itself thereof, provided there has been no lack of ordinary care on its part.

Collecting bank may receive in payment check, et cetera.

9. Where ordinary care is exercised, any agent collecting bank may receive in payment of an item without becoming responsible as debtor therefor, whether presented by mail, through the clearing house or over the counter of the drawee or payor, in lieu of money,

either (a) the check or draft of the drawee or payor upon another bank or (b) the check or draft of any other bank upon any bank other than the drawee or payor of the item or (c) such method of settlement as may be customary in a local clearing house or between clearing banks or otherwise; *provided* that whenever such agent collecting bank shall request or accept in payment an unconditional credit which has been given to it on the books of the drawee or payor or on the books of any other bank, such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money.

Proviso.

Collecting bank may receive check of remitting bank.

10. Where ordinary care is exercised, any agent collecting bank may receive from any subsequent bank in the chain of collection in remittance for an item which has been paid, in lieu of money, the check or draft of the remitting bank upon any bank other than itself or the drawee or payor of the item or such other method of settlement as may be customary; *provided,* that whenever such agent collecting bank shall request or accept an unconditional credit which has been given to it on the books of the remitting bank or on the books of any other bank, such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money.

Proviso.

Collecting bank may treat item as dishonored.

11. Where an item is duly presented by mail to the drawee or payor, whether or not the same has been charged to the account of the maker or drawer thereof, or returned to such maker or drawer, the agent collecting bank so presenting may, at its election, exercised with reasonable diligence, treat such item as dishonored by non-payment and recourse may be had upon prior parties thereto in any of the following cases:

When not paid;

(1) Where the check or draft of the drawee or payor bank upon another bank received in payment therefor shall not be paid in due course;

Tender its own check;

(2) Where the drawee or payor bank shall without request or authority tender as payment its own check or draft upon itself or other instrument upon which it is primarily liable;

(3) Where the drawee or payor bank shall give an unrequested or unauthorized credit therefor on its books or the books of another bank; or

Improper credit on books;

(4) Where the drawee or payor shall retain such item without remitting therefor on the day of receipt or on the day of maturity if payable otherwise than on demand and received by it prior to or on such day of maturity.

Retaining item.

Provided, however, that in any case where the drawee or payor bank shall return any such item unpaid not later than the day of receipt or of maturity as aforesaid in the exercise of its right to make payment only at its own counter, such item cannot be treated as dishonored by non-payment and the delay caused thereby shall not relieve prior parties from liability.

Proviso.

Provided, further, that no agent collecting bank shall be liable to the owner of an item where, in the exercise of ordinary care in the interest of such owner, it makes or does not make the election above provided or takes such steps as it may deem necessary in cases (2), (3) and (4) above.

Proviso.

12. In case of the dishonor of an item duly presented by mail as provided for in the next preceding section, notice of dishonor of such item to prior parties shall be sufficient if given with reasonable diligence after such dishonor; and further in the event of failure to obtain the return of any such item notice of dishonor may be given upon a copy or written particulars thereof, and delay in giving notice of dishonor caused by an attempt with reasonable diligence to obtain return of such item shall be excused.

Notice of dishonor.

Notice given.

13. (1) When the drawee or payor, or any other agent collecting bank shall fail or be closed for business by the Commissioner of Banking and Insurance or by action of the board of directors or by other proper legal action, after an item shall be mailed or otherwise entrusted to it for collection or payment but before the actual collection or payment thereof, it shall be the duty of the receiver or other official in charge of its assets to return such item, if same is in his possession, to the forwarding or presenting bank with reasonable diligence.

If bank closed items returned.

Assets impressed.

(2) Except in cases where an item or items is treated as dishonored by non-payment as provided in section 11, when a drawee or payor bank has presented to it for payment an item or items drawn upon or payable by or at such bank and at the time has on deposit to the credit of the maker or drawer an amount equal to such item or items and such drawee or payor shall fail or close for business as above, after having charged such item or items to the account of the maker or drawer thereof or otherwise discharged his liability thereon but without such item or items having been paid or settled for by the drawee or payor either in money or by an unconditional credit given on its books or on the books of any other bank, which has been requested or accepted so as to constitute such drawee or payor or other bank debtor therefor, the assets of such drawee or payor shall be impressed with a trust in favor of the owner or owners of such item or items for the amount thereof, or for the balance payable upon a number of items which have been exchanged, and such

Preferred claim.

owner or owners shall be entitled to a preferred claim upon such assets, irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank.

Assets of closed bank impressed in favor of owner of items.

(3) Where an agent collecting bank other than the drawee or payor shall fail or be closed for business as above, after having received in any form the proceeds of an item or items entrusted to it for collection, but without such item or items having been paid or remitted for by it either in money or by an unconditional credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such failed collecting or other bank debtor therefor, the assets of such agent collecting bank which has failed or been closed for business as above shall be impressed with a trust in favor of the owner or owners of such item or items for the amount of such proceeds and such owner or owners shall be entitled to a preferred claim upon such assets, irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been inter-

mingled with or converted into other assets of such failed bank.

Prior transactions not affected.

14. The provisions of this act shall not apply to transactions taking place prior to the time when it takes effect.

Acts applicable.

15. In any case not provided for in this act the rules of law and equity, including the law merchant and those rules of law and equity relating to trusts, agency negotiable instruments and banking, shall continue to apply.

Uniform law.

16. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it.

Legal designation.

17. This act may be cited as the Bank Collection Code.

Repealer.

18. All acts or parts of acts inconsistent with this act are hereby repealed.

19. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 271.

An Act authorizing and providing for the appointment of an interstate bridge commission and defining its powers and duties.

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

Members of interstate bridge commission.

1. Thomas J. S. Barlow, of the county of Burlington; John B. Kates, of the county of Camden; Frank L. Suplee, of the county of Gloucester; Lucius E. Hires, of the county of Salem; Barton F. Sharp, of the county of Cumberland; Henry H. Ottens, of the county of Cape May; I. Norwood Griscom, of the county of Atlantic, and Arthur C. King, of the county of Ocean, are hereby appointed members of the New Jersey Interstate Bridge Commission. The members of such commission shall take office upon the date when this act becomes effective and shall continue in office for a period of five years

Terms.

and until such time as the Legislature shall otherwise provide. They shall receive no compensation for their services, but the State Treasurer shall, upon the warrant of the State Comptroller, reimburse them for their necessary expenses.

Expenses met.

Organization.

2. The said commission shall organize on the date when this act becomes effective, or within ten days thereafter. The terms of the members of the New Jersey Interstate Bridge and Tunnel Commission now in office shall cease and terminate when this act becomes effective.

Present commission ceases.

Vacancy.

3. In the event a vacancy occurs in the membership of this commission, the Governor shall appoint a suitable person who shall serve until his successor shall have been appointed by an act of the Legislature.

Powers and authority.

4. The commission in this act created shall exercise and succeed to all the powers and authority and shall perform all the duties and be bound by all the rules insofar as the same relate to, or affect, the construction, maintenance and operation of the Delaware River Bridge connecting the cities of Camden, New Jersey, and Philadelphia, Pennsylvania, as set forth in the provisions of 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, and as further set forth in the provisions of a certain other act entitled "An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware River and the Hudson River, or either of them, in co-operation with the city or State, or both, with which such bridges or tunnels, or either of them, shall connect," approved February fourteenth, one thousand nine hundred and eighteen, and the various acts amendatory thereto and supplementary thereof.

Jurisdiction limited to Camden bridge.

5. It is intended by this legislation to authorize and empower the commission hereby created to have full jurisdiction over, and do all things necessary for the construction, maintenance and operation of said bridge, but said commission shall not exercise any authority

or jurisdiction over the construction, maintenance and operation of the tunnel connecting the cities of Jersey City, New Jersey, and New York, New York.

Repealer. 6. All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency.

As to constitutionality of act. 7. If any part or parts of this act shall in any court of competent jurisdiction be declared void, invalid or unconstitutional, such part or parts shall be rescinded and the remainder of the act shall continue in effect.

Act effective. 8. This act shall take effect on the first day of July, nineteen hundred and twenty-nine.

Approved May 6, 1929.

CHAPTER 272.

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 on 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 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:

Hours for voting. 13. The polls for the said election shall be opened at such time as the board of education may designate between the hours of two and nine P. M., and shall remain open at least two hours, or as much longer as may be necessary to poll the vote of the district; *provided, however,* that in all municipalities affected by this act having a population, according to the most recent census, in excess of five thousand inhabitants, the polls must be open between the hours of seven o'clock P. M., and

Proviso.

Book of record.

nine o'clock P. M. The board of education shall furnish suitable books in which shall be entered the name and address of each person voting within each of the said municipalities, and no person shall vote at such election except as provided in section twelve of this act. Each voter shall prepare his ballot and cast the same in such manner that the marking thereon shall not be exposed to the observation of any other person.

Voting.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 273.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

Section 23 amended.

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

23. May merge or consolidate.

Associations may merge.

Any two or more such associations in any county may merge or consolidate into a single association by the vote (or written assent) of two-thirds of the members of each association present at a meeting upon such terms as shall have been agreed upon by two-thirds of the board of directors of each association, notice of which terms having been given to each member of such associations in the calls for the meetings at which the proposed merger or consolidation is to be considered by the members of such associations. Notice of the meetings at which the proposed merger or consolidation is to be considered shall be given by registered mail with return receipts demanded, to the members of such asso-

ciations, at their addresses appearing upon the books of such associations, sixty days prior to such meetings, and the return receipts returned shall be kept on file by the secretary of the association into which such other association or associations shall have been merged for a period of one year after the holding of such meetings. 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. Upon the recording and filing of such certificate endorsed with the approval of the Commissioner of Banking and Insurance as herein prescribed, the merger shall take effect according to its terms. Upon merger of any such association into another as herein provided:

Approval by department.

When merger takes effect.

(1) Its corporate existence shall be merged into that of such other association; 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 as unmerged existence, shall be deemed fully and finally, and without any right of reversion, transferred to and vested in the association into which it shall have merged, without further act or deed, and such last-mentioned association shall have and hold the same in its own right as fully as the same was possessed and held by the merged association from which it was, by operation of the provisions hereof, transferred.

Corporate existence vested in company into which merged.

(2) Its rights, obligations and relations to any person, member, creditor, trustee or beneficiary of any trust, shall remain unimpaired, and the association into which it shall have been merged shall, by such merger, succeed to all such relations, obligations and liabilities, as though it had itself assumed the relation or incurred the obliga-

Rights, et cetera, unimpaired.

Merger does not affect obligations.

tion 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 member in any such association 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.

Legal proceedings to be prosecuted to final judgment.

(3) A pending action or other judicial proceeding to which any such association 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 association into which such other association 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 association if the merger had not occurred.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 274.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

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

Right to borrow money.

20. May borrow 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 borrowed shall at no time exceed thirty per centum (30%) 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 (5%) 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 mortgage loan shall be made by any such association so long as such reserve borrowing capacity remains impaired.

Proviso.

Proviso.

Mortgage loans.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 275.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

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

Section 18 amended.

18. Dividends and profits.

Dividends from net profits.

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

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 276.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

Section 8 amended.

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

8. Officers.

Officers.

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.

Term.

One office only.

No person shall hold more than one office nor shall any officer act as attorney or conveyancer of such association.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 277.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

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

13. Examining Committee.

The board of directors shall annually appoint a committee of not less than three members of the board who are not officers of such association, which committee shall be designated the examining committee. It shall be the duty of such committee to make, or cause to be made, in a manner and form approved by the Commissioner of Banking and Insurance, a thorough audit and examination of the condition of such association, including a verification of shareholders' accounts. Examining committee. Duties. Auditing.

The report of the examining committee shall be signed and sworn to and one copy thereof filed with Department of Banking and Insurance within sixty days after the close of fiscal year of such association. Report.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 278.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

Section 10 amended.

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

10. Duties of Treasurer.

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

Assistant treasurer.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 279.

An Act to amend an act entitled "An act concerning building and loan associations" (Revision of 1925), approved March twelfth, one thousand nine hundred and twenty-five.

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

1. Section fifty-three of the act to which this act is amendatory be and the same is hereby amended so as to read as follows: Section 53 amended.

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 (1%) 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 one hundred thousand dollars ($100,000). Annual expenses allowable. Certain exceptions to expenses. Proviso.

2. This act shall take effect immediately.

Approved **May 6, 1929.**

CHAPTER 280.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was approved April first, one thousand nine hundred and twelve.

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

Sections 1 and 2 amended.

1. Amend sections one and two of the act to which this act is an amendment so that it shall read as follows:

School board in town districts.

In every incorporated town school district which has at the present time a population of ten thousand or over and which has not adopted the provisions of article six of the act to which this is a supplement, and in which the mayor or other chief executive officer has under existing law been appointing five members of the board of education, such mayor or other chief executive officer shall, between the second and fifteenth days of January in each year, continue to appoint a member of the said board of education to serve for the term of five years to take the place of that member whose term shall expire in such year. In every incorporated town school district which shall hereafter have, according to any State or United States census, a population of ten thousand or over, and which has not adopted the provisions of article six of the act to which this is a supplement, the mayor or other chief executive shall, between the second and fifteenth days of January, next after the passage of this act, unless the legal voters of the municipality or school district shall by referendum vote decide otherwise as hereinafter provided, appoint five persons to be members of the board of education of such district. In making his appointments the mayor or other chief executive officer shall appoint one person to serve for one year, one person to serve for two years, one person to serve for

Appointment.

Terms.

School districts in towns over 10,000.

Appointment of school board.

Terms.

three years, one person to serve for four years, and one person to serve for five years, and annually thereafter, between the second and fifteenth days of January, the said mayor or other chief executive officer of such school district shall appoint a member of the said board of education to serve for the term of five years to take the place of that member whose term shall expire in such year. Any vacancy in such board of education shall be forthwith reported by the secretary of said board to the mayor or other chief executive officer, who shall within thirty days thereafter appoint a person to fill such vacancy for the unexpired term. To every such appointee as aforesaid said mayor or other chief executive officer shall issue and deliver a certificate of appointment. The term of office of a member of the board of education, except a member appointed to fill an unexpired term, shall begin on the first day of February next succeeding his appointment; *provided, however,* that such appointment of members of the board of education in any such municipality shall not be made until one year after the official census report has been made showing the population of such municipality to exceed ten thousand; *and provided, further,* that the board of education of any such municipality or school district may at any time prior to the appointment of the members thereof by such mayor or other chief executive officer submit to the people of such municipality or school district at any regular school election or at a special school election called for that purpose, a referendum as to whether or not such municipality or school district shall operate under the preceding provisions of this law or shall continue to elect the members of the board of education for such municipality or school district in the same manner as theretofore. If the majority vote favors the continuance of electing members, this act shall not thereafter apply to such district.

Vacancy.

Certificate of appointment.

When term begins.

Proviso.

Proviso.

Board may be elected.

2. The terms of office of all members of boards of education in said districts which are affected by this act shall expire on the thirty-first day of January next following a period of one year after the official census report.

When terms expire.

Approved May 6, 1929.

CHAPTER 281.

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 119 amended.

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

Pupil attending another district.

119. Any child who shall be a resident of a district which does not furnish a full high school course of study or course including the subjects such child may desire to pursue and who shall have completed the elementary course of study *provided therein* may be admitted to a school in another district. The high schools throughout the State to which other districts shall send their pupils or a part thereof shall be deemed to be those high schools which at the time of the passage of this act are already designated by boards of education of districts lacking high school facilities as aforesaid as schools for their pupils or a portion of their pupils to attend. Such existing designation of a high school for the pupils or a portion thereof or for pupils from certain sections of a district lacking such facilities as aforesaid shall continue until the board of education thereof shall for good and sufficient reasons desire a change in such existing designation and shall secure the approval of the Commissioner of Education therefor; *provided, however,* that the refusal or failure of the commissioner to approve the request for change in designation of high school by any board of education shall be subject always to a right of appeal to the State Board of Education. The boards of education of the districts containing such high schools shall determine the

High schools designated.

Continuance.

Proviso.

Tuition rate fixed.

tuition rate to be paid by the boards of education of the districts sending pupils thereto; *provided, however,* that such amount shall in no case exceed the actual cost per pupil, and the board of education of the district in which such child shall reside issue an order for said amount, signed by the president and district clerk or secretary of the board of education, in favor of the custodian of the school moneys of the school district in which such child shall attend school, which order shall be paid by the custodian of the school moneys of the first-mentioned district out of any moneys in his hands available for the current expenses of said district. Proviso.

Approved May 6, 1929.

CHAPTER 282.

A Supplement to an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules, regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof, and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

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

1. Any inspector of motor vehicles who shall have attained the age of sixty-five years, and who has been an inspector for a period of twenty years and is a member of the State Retirement Fund may, upon his own application, be retired upon a pension equal to one-half of the salary he is receiving at the time of his retirement, which said pension shall be paid in the same manner as Retirement of motor vehicle inspector on pension.

Proviso.

other State salaries are paid; *provided, however,* that the amount of compensation which any such inspector of motor vehicles would receive from the State Retirement Fund shall be deemed to be included as part of the pension to which he is entitled under this act, and the balance of said pension to be paid as in this act directed.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 283.

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

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

Section 77 amended.

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

Standard form of fire insurance policy.

77. The Commissioner of Banking and Insurance having, in accordance with law, prepared a printed form in blank of a contract or policy of fire insurance, together with such provisions, agreements or conditions as may be endorsed thereon, and form a part of such contract or policy, and filed the same in the office of the Secretary of State, on or before the first day of July, one thousand eight hundred and ninety-two, similar in all respects, except as hereinafter mentioned, to the contract or policy of fire insurance provided by law for the States of Pennsylvania and New York, such form being known and designated as the "standard fire insurance policy of the States of New York, Pennsylvania and New Jersey," no fire insurance company, corporation, or association, their officers or agents, except as hereinafter provided, shall make, issue, use or deliver for use,

any fire insurance policy, or renewal of any fire policy on property in this State other than such as shall conform in all particulars as to blanks, size of type, context, provisions, agreements and conditions, with such printed form of contract or policy filed in the office of the Secretary of State as aforesaid, and no other or different provisions, agreement, condition or clause shall in any manner be made a part of said contract or policy, or be endorsed thereon or delivered therewith, except that appropriate forms of supplemental contract or contracts whereby the property described in such policy shall be insured against one or more of the risks specified in subdivision I of section one of this act, in addition to the risk of direct loss or damage by fire, may be approved by the Commissioner of Banking and Insurance, and their use in connection with the standard fire insurance policy may be authorized by him, and except also as follows, to wit:

Name, location, date.

I. The name of the company, its location and place of business, the date of its incorporation or organization, whether it is a stock or mutual company, the names of its officers, the number and date of the policy, and if it be issued through a manager or agent, the words "this policy shall not be valid until countersigned by the duly authorized manager or agent of the company at .....," may be printed on policies issued on property in this State;

Matters clearly expressed.

II. Printed or written forms of description and specification, or schedules of the property covered by any particular policy, and any other matter necessary to clearly express all the facts and conditions of insurance on any particular risk (which facts or conditions shall in no case be inconsistent with, or a waiver of any of the provisions or conditions of the standard policy herein provided for), may be written upon or attached or appended to any policy issued on property in this State;

Legal provisions may be printed.

III. A company, corporation or association organized or incorporated under and in pursuance of the laws of this State or elsewhere, if entitled to do business in this State, may, with the approval of the Commission of Banking and Insurance, if the same is not already

included in the standard form filed in the office of the Secretary of State, as aforesaid, print on its policies any provision which it is by law required to insert therein, if such provision is not in conflict with the laws of this State, or of the United States, or of the provisions of the standard form provided for herein; but said provision or provisions shall be printed apart from the other provisions, agreements or conditions of the policy, under a separate title, as follows: "Provisions required by law to be stated in this policy;" *provided, however,* any such contract or policy may be printed, written or typewritten with any size of type or any size or shape of paper which shall have the written approval of the Commissioner of Banking and Insurance. The name, with word "agent" or "agents," and place of business of any insurance agent or agents, either by writing, printing, stamping or otherwise, may be endorsed on the outside of the policy.

Proviso.

Agent's name endorsed on policy.

Certain policies binding.

Any policy issued contrary to the provisions of this section shall nevertheless be binding upon the company issuing the same.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 284.

AN ACT to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies and to regulate the transaction of insurance business in this State," approved April third, one thousand nine hundred and two.

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

Section 1 amended.

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

Association for purposes of insurance.

1. Ten or more persons may become a corporation for the purpose of making any of the following kinds of insurance, to wit:

I. Against loss or damage to property, including loss of use or occupancy, by fire, lightning, tempest on land, including windstorm, tornado and cyclone, earthquake, hail, frost or snow, weather or climatic conditions, including excess or deficiency of moisture, flood, rain or drought, rising of the waters of the ocean or its tributaries, falling aircraft, parts or contents thereof, bombardment, invasion, insurrection, riot, civil war or commotion, military or usurped power, and by explosion, whether fire ensues or not, except explosion on risks specified in subdivision six of this section; also against loss or damage by insects or disease to farm crops or products and loss of rental value of land used in producing such crops or products; Fire, storms, et cetera.

II. Against any and all kinds of loss or damage to:

(a) Vessels, craft, aircraft, cars, automobiles and vehicles of every kind, including all kinds of automobile and aircraft insurance (except insurance against loss by reason of bodily injury to the person), as well as all goods, freights, cargoes, merchandise, effects, disbursements, profits, moneys, bullion, precious stones, securities, choses in action, evidences of debt, valuable papers, bottomry and respondentia interests and all other kinds of property and interests therein, in respect to, appertaining to or in connection with any and all risks or perils of navigation, transit, or transportation, including war risks, on or under any seas or other waters, on land or in the air, or while being assembled, packed, crated, baled, compressed or similarly prepared for shipment or while awaiting the same or during any delays, storage, transhipment, or reshipment incident thereto, including marine builder's risk and all personal property floater risks, and Vehicles.

(b) Person or to property in connection with or appertaining to a marine, inland marine, transit or transportation insurance, including liability for loss of or damage to either, arising out of or in connection with the construction, repair, operation, maintenance or use of the subject matter of such insurance (but not including life insurance or surety bonds); but, except as herein specified, shall not mean insurances against loss by reason of bodily injury to the person; Bottomry.

Health.

III. Upon the lives or health of persons, and every insurance appertaining thereto, and to grant, purchase or dispose of annuities;

Accident and health.

IV. Against bodily injury or death by accident, and upon the health of persons, including a funeral benefit to an amount not exceeding one hundred dollars ($100), or 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;

Surety.

V. Against loss or damage resulting from accident to or injury suffered by any person for which loss or damage the insured is liable;

Explosions.

VI. Against damage to property of the insured or loss of life or damage to the person or property of others for which the insured is liable, caused by the explosion of steam boilers, pipes, engines, motors and machinery connected therewith or operated thereby;

Dishonesty in positions.

VII. Against loss from the defaults of persons in positions of trust, public or private, or against loss or damage on account of neglect or breaches of duty or obligations guaranteed by the insurer; and against loss by banks, bankers, brokers, financial or moneyed corporations or associations, of any bills of exchange, notes, checks, drafts, acceptance of drafts, bonds, securities, evidences of debt, deeds, mortgages, documents, gold or silver, bullion, currency and money, except loss by marine risk or risks of transportation or navigation;

Title.

VIII. Against loss or damage on account of encumbrances upon or defects in titles to real property and against loss by reason of the nonpayment of principal and interest of bonds and mortgages. A company organized under this act to transact the business authorized by this subdivision shall have the right, in addition to the other powers of investment given by this act, with its capital and surplus, to take, buy, sell and deal in first mortgages on real estate and to issue bonds, debentures

and certificates against such mortgages, and may use in its name the words "Guaranty Company" instead of the words "Insurance Company" as hereinafter required generally for corporations formed under this act;

IX. Against loss from bad debts, commonly known as credit insurance; Credit.

X. Against loss by burglary, theft, forgery, vandalism or malicious mischief, the wrongful conversion, disposal or concealment of automobiles held under conditional sale contract or subject to a chattel mortgage, or any one or more of such hazards; Theft.

XI. Against the breakage of glass; Glass.

XII. Against loss or damage by water or other fluid to any goods or premises arising from the breakage or leakage of sprinklers, pumps or other apparatus erected for extinguishing fires, or of other conduits or containers, or by water entering through leaks or openings in buildings, and of water pipes and against accidental injury to such sprinklers, pumps, conduits, containers, water pipes and other apparatus. Damage by water.

XIII. Upon the lives of horses, cattle and other live stock or against loss by theft of any of such property or both. Animals.

XIV. Against loss or damage to property by any other casualty which may lawfully be the subject of insurance. Casualty.

Companies may be formed upon the stock plan to transact any kind of insurance authorized by this section, or upon the mutual plan to transact the kinds of insurance described in subdivisions first, second, third, fourth, fifth, sixth and eleventh hereof. Any corporation which, by its charter, is authorized to make insurance against loss or damage to property caused by fire, lightning, or tempest on land may, without amending such charter, transact all of the kinds of insurance described in subdivisions first, second and twelfth hereof; provided, such corporation shall be possessed of the amount of capital stock or cash premiums required by section six of this act. Stock or mutual plan. Company may do all kinds of insurance. Proviso.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 285.

An Act for the payment of a pension to the widow, during her lifetime and widowhood, of any person who has served continuously for a period of thirty-five years, or over, as a chief engineer at the New Jersey State Hospital at Greystone Park, provided said person shall have died while still in said service and without taking advantage of an act known as "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 or any other pension act.

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

Pension for widow of engineer at Greystone Park asylum.

1. The widow of any person who shall have served continuously for thirty-five years, or over, as a chief engineer at New Jersey State Hospital at Greystone Park, and who shall have died while still in said service and without taking advantage of an act known as "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, or any other pension act, shall, with consent of the Board of Managers of the New Jersey State Hospital at Greystone Park, be entitled to receive a monthly pension from the State equal to one-half of the amount of compensation paid monthly to such chief engineer at the time of his death, during her lifetime and widowhood, and said pension shall be paid monthly by the Treasurer of the State on the warrant of the comptroller, after the filing in his office of a certificate by the Board of Managers of the New Jersey State Hospital at Greystone Park, stating the facts as enumerated and giving their consent thereto.

Amount.

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

Approved May 6, 1929.

CHAPTER 286.

An Act to amend an act entitled "An act to establish a Department of Agriculture, and to prescribe its powers and duties," passed March twenty-ninth, one thousand nine hundred and sixteen.

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

1. 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: Section 7 amended.

7. Each of the following organizations shall be entitled to be represented in the annual convention by two delegates: each county board of agriculture, the New Jersey State Horticultural Society, the New Jersey State Poultry Association, the American Cranberry Growers' Association, and the New Jersey State Grange, Patrons of Husbandry. Each of the following organizations shall be entitled to be represented in the annual convention by one delegate: The State Agricultural College, the State Experiment Station, each Pomona Grange, Patrons of Husbandry, North Jersey Society for Promotion of Agriculture, New Jersey State Guernsey Breeders' Association, New Jersey State Holstein Friesian Breeders Association, the E. B. Voorhees Agricultural Society and the New Jersey Federation of Tomato Growers' Association, New Jersey State Dairymen's Association, New Jersey Alfalfa Association, New Jersey State Potato Association, New Jersey Beekeepers' Association, New Jersey Sheep and Wool Growers' Association, Co-operative Growers' Association of Beverly, New Jersey. Representation of various boards at convention

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 287.

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

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

Section 1, Article 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 is hereby amended to read as follows:

Ordinance and resolution defined.

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.

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.

Procedure to pass ordinance:

The procedure for the passage of ordinances shall be as follows:

Published;

(a) Every ordinance after being introduced and having passed a first reading, shall be published at least once in a newspaper published 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.

Certain proposed ordinance published twice.

(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 benefitted 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 at least one week prior to the time fixed for further consideration for final passage of said ordinance, a copy of such ordinance, 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, 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 postoffice 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 postoffice address to which all notices shall be directed. Failure to mail the notice herein provided for shall not invalidate any ordinance, proceeding or assessment.

Copy mailed to those affected.

List of lands filed.

(c) All other ordinances shall be published at least one week prior to the time fixed for further consideration for final passage, but such final passage must be at least ten days after the first reading.

Publication before final 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 finally adopted until at least one week thereafter and the ordinance as amended shall be read at a meeting of the governing body, and shall be published, together with a notice of the introduction, and the time and place when

Consideration.

Proviso.

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.

Passage of ordinance.

Publication of adopted ordinance.

(f) Upon the passage or adoption of any ordinance, said ordinance, or the title thereof, together with a notice of the date of passage or approval, or both, shall be published as provided in paragraph (a) of this section.

No other notice.

(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.

Proviso.

Repealer.

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

Approved May 6, 1929.

CHAPTER 288.

AN ACT to amend an act entitled "An act to incorporate associations not for pecuniary profit," approved April twelfth, eighteen hundred and ninety-eight; and the acts amendatory thereof and supplemental thereto.

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

Rights of merged non-pecuniary associations continue.

1. Any associations or corporations organized not for pecuniary profit and merged or consolidated under the provisions of the act to which this is a supplement, shall continue to enjoy and exercise all the privileges, powers and prerogatives exercised and enjoyed by either or any of the associations so merged prior to such merger, and

the newly merged associations shall assume, carry and discharge all of the obligations of any of the said merged associations as such obligations existed at the time of such merger; and all properties and rights of any of the said merged associations, shall be vested in the associations as merged.

Legacies to merged associations valid.

2. The corporate entity of each association so merged shall be continued for the purpose of enabling any such association to accept and receive any legacy, bequest or devise, made for the benefit of any such association and intended for its use and its purposes the same as though the merger had not been effected, and the trustees of the merged association shall, for such purpose, be the trustees of each association so merged. Immediately upon the receipt of any such bequest, legacy or devise, or the proceeds thereof, the title to such property shall become vested in the merged association, subject to any trust or other conditions reposed in relation thereto.

Title vested in merged company.

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 May 6, 1929.

CHAPTER 289.

AN ACT to amend an act entitled "An act fixing the compensation of prosecutors of the pleas in counties of this State other than counties of the first class," approved March twenty-ninth, one thousand nine hundred and twenty-six.

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:

Salaries of prosecutors rated according to population.

1. The prosecutors of the pleas in the several counties of this State other than counties of the first class shall

be entitled to have and receive the following annual salaries:

In counties now or hereafter having a population of not less than one hundred ninety thousand, nor more than three hundred thousand, as determined by any Federal census, a salary of seven thousand five hundred dollars ($7,500) per annum.

In counties now or hereafter having a population of not less than one hundred thousand nor more than one hundred ninety thousand inhabitants, as determined by any Federal census, a salary of seven thousand dollars ($7,000) per annum.

In counties now or hereafter having a population of not less than eighty-two thousand inhabitants nor more than one hundred thousand inhabitants, as determined by any Federal census, a salary of six thousand five hundred dollars ($6,500).

In counties now or hereafter having a population of not less than seventy-five thousand nor more than eighty-two thousand inhabitants, as determined by any Federal census, a salary of four thousand five hundred dollars ($4,500) per annum.

In counties now or hereafter having a population of not less than fifty thousand nor more than seventy-five thousand inhabitants, as determined by any Federal census, a salary of four thousand dollars ($4,000) per annum.

In counties now or hereafter having a population of not less than twenty-four thousand nor more than fifty thousand inhabitants, as determined by any Federal census, a salary of three thousand dollars ($3,000) per annum.

In counties now or hereafter having a population of under twenty-four thousand inhabitants, as determined by any Federal census, a salary of two thousand dollars ($2,000) per annum.

In counties bordering on the Atlantic Ocean, and now or hereafter having a population of not less than one hundred thousand and more than two hundred thousand inhabitants as determined by any Federal census, a salary of seven thousand dollars ($7,000) per annum.

In counties bordering on the Atlantic Ocean, and now or hereafter having a population of not less than seventy-five thousand nor more than one hundred thousand inhabitants, as determined by any Federal census, a salary of eight thousand dollars ($8,000) per annum.

In counties bordering on the Atlantic Ocean, and now or hereafter having a population under seventy-five thousand, and over nineteen thousand inhabitants, as determined by any Federal census, a salary of four thousand dollars ($4,000) per annum.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 290.

A SUPPLEMENT to 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.

WHEREAS, Controversies have arisen between the State Highway Department, representing the State, and owners of lands abutting upon various public highways of New Jersey, respecting the location of said highways, and the width and boundaries thereof; and Preamble.

WHEREAS, Controversies have also arisen respecting the right of the State, through its duly constituted agencies, to seize and take, as part of a public highway, possession of lands possessed and occupied as private property, under claim of ownership, for a long period of time, without any right being asserted therein by the State, or its predecessor in the alleged claim of title, such controversies involving, among other Preamble.

things, the right of the State to seize and take possession of such lands when the same have never actually been used as a part of the public highway, or such use of said land has been abandoned, and when the public has permitted the said lands to be the subject of private ownership for such long periods of time that the seizing and taking possession thereof without adequate compensation would work a great hardship; and

Preamble.

WHEREAS, Such controversies should be decided in such manner as the principles of right and justice may require; therefore,

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

Settling controversies as to location of roads.

1. The State Highway Commission is hereby vested with full power and authority to settle and compromise, in such manner and upon such terms as it, in its discretion, may deem advisable, all controversies which have arisen, or may hereafter arise, respecting the location of any public highway, or any part thereof, now or to hereafter come under its jurisdiction and control, or respecting the width and boundaries of said public highway or any portion thereof; and all controversies which have arisen, or may hereafter arise, respecting the right of the State, through its duly constituted agencies, to seize and take possession of, as part of a public highway, now or to hereafter come under its jurisdiction and control, lands possessed and occupied as private property, under claim of ownership, for a long period of time, without any right being asserted therein by the State, or its predecessor in the alleged claim of title.

Possession and control.

Determination.

In determining such controversies the said Highway Commission shall ascertain, if possible, whether such land has ever actually been used as a part of the public highway, and if such use of said land has been abandoned, and whether the said land has been the subject of private ownership for such long period of time that the taking thereof without adequate compensation would work a great hardship, and make such disposition of the matters in dispute as the principles of right and justice may require. The power and authority

Awarding compensation.

herein vested in said commission includes the right to award compensation, whenever it deems such award suitable and proper; to defray the cost of removing and rebuilding structures which encroach on the highway, and to vacate the whole or any part of the land in controversy, if it deems such course proper.

Defraying costs.

Vacating property.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 291.

AN ACT to amend an act entitled "An act providing for the appointment and compensation of secretaries to the Chancellor and Justices of the Supreme Court," approved April third, one thousand nine hundred and twenty-eight.

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

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

Section 1 amended.

1. The Chancellor, and each of the Vice-Chancellors, the Chief Justice and each associate justice of the Supreme Court, may, whenever he deems it necessary for the proper and expeditious performance of the work of his office, appoint a secretary who shall be a stenographer to serve during the pleasure of said Chancellor, and each of the Vice-Chancellors, Chief Justice or associate justice so appointing, and fix the compensation to be paid said secretary at a sum not exceeding two thousand dollars ($2,000) per annum.

Stenographic secretary to certain judges.

Salary.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 292.

An Act to validate and provide for the payment of pensions in municipalities of this State under certain circumstances.

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

Pension to dependent of transferred member.

1. Whenever, in any municipality of this State, any person has been a member of and shall have contributed to a pension fund in accordance with the provisions of a statute providing for the creation of such a fund for a period of ten years or more and by another statute of this State such member of such fund shall have been transferred to another pension fund, in the case of the decease of such member of such pension fund, any person or persons dependent for support on such member of such pension fund shall be entitled to receive such pension as may have been provided for in the act creating the pension fund to which such deceased person shall have contributed prior to his transfer to such other pension fund as if such deceased person had not been so transferred and the payment of such pension to such dependents in accordance with the provisions of such original pension act is hereby validated.

Terms of former fund to govern.

Repealer.

2. All acts or parts of acts inconsistent with this act are hereby repealed and this act is to take effect immediately.

Approved May 6, 1929.

CHAPTER 293.

An Act to amend an act entitled "An act to define, regulate and control the business of the making of loans or advancements of money in sums of three hundred dollars ($300.00) or less in amount, and to regulate the assignment of wages when given as security for any such loan or advancement," approved March twenty-third, one thousand nine hundred and fourteen.

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

Section 2 amended.

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:

License fee.

2. Any person, firm, corporation or association applying for the same under oath and in the form prescribed by the Commissioner of Banking and Insurance and paying the sum of fifty dollars ($50.00), may, in the discretion of the Commissioner of Banking and Insurance, except as hereinafter provided, obtain a license for carrying on the said business. The said license shall be issued by the Commissioner of Banking and Insurance and shall expire the first day of March next following the date of its issuance, but no abatement of said charge shall be made if licenses are issued for less than one year. Every such license shall be renewed annually on the first day of March in each year. No license shall be granted to any corporation unless and until such corporation shall, in writing and in due form, to be first approved by and filed by the Commissioner of Banking and Insurance, appoint an agent, resident in the State of New Jersey, upon whom all judicial and other process or legal notice directed to such corporation may be served, and in the case of the death, removal from the State, or any legal disabilitiy or disqualification of any such agent, service of such process or notice may be made upon the Commissioner of Banking and Insurance

Period of license.

Renewal.

Agent.

Rejection of application.

The said commissioner shall have the power to reject any application for license if he is satisfied that the character and general fitness of the applicant or applicants is not such as to command the confidence of the community and to warrant the conclusion that the business will be honestly transacted in accordance with the intent and purpose of this act. The said commissioner may revoke any license if the licensee shall violate any of the provisions of this act or fail to comply with any rule or regulation made by said commissioner under authority of section nine hereof. Whenever for any cause such license is revoked, said commissioner shall not issue another to said licensee until the expiration of at least one year from the date of revocation of such license and not at all if such licensee shall have been convicted of a violation of this act under the provisions of section six thereof. In additions to said license fee said licensee shall pay for the examination by said Commissioner of Banking and Insurance as hereinafter provided. Every such applicant shall execute and file a bond to the State of New Jersey in the penal sum of five thousand dollars ($5,000), with the Commissioner of Banking and Insurance, to be approved by him, for the faithful observance of all laws relating to such business, and also of all the rules and regulations made and to be made by the Commissioner of Banking and Insurance as aforesaid. Said bond shall be executed by a surety company authorized by the laws of New Jersey to transact business within the State, and such bond shall be renewed and refiled annually not later than the first day of March in each year.

Revocation of license.

Examination fee.

Bond.

Surety bond.

Section 3 amended.

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

What license to show.

3. The license shall state fully the name or names of the person or corporation and of every member of the firm or association authorized to do business thereunder, and the location of the office or place of business in which the business is to be conducted; and in the case of a corporation shall also state the date and place of its incorporation, the names of its directors for the period

for which the license is issued, and the name and address of the agent as provided in section two of this act. Such license shall be kept posted in a conspicuous place in the office where the business is transacted. No person, firm, corporation or association so licensed shall transact or solicit business under any other name or at any other office or place of business than that named in the license. Not more than one office or place of business shall be maintained under the same license, and no loans or advancements shall be made at any other place than that designated in the license. But in case of a removal, the Commissioner of Banking and Insurance may, on application, indorse thereon a transfer to the new place of business, with the date of transfer and from the time of such endorsement the new place so designated shall be deemed the place designated in the license.

License displayed.

Transfer of place of business.

3. Section five 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 5 amended.

5. No such licensee shall charge or receive of the borrower or borrowers, or any other person on his, her or their behalf, a greater rate of interest than one and one-half per centum (1½%) per month. Such interest shall not be payable in advance and shall be computed on unpaid balances. No charges, bonus, fees, expense or demands of any nature whatsoever other than interest as above provided shall be made upon such loans or advancements except upon actual foreclosure of the security or upon the entry of judgment. Every such licensee shall furnish the borrower at the time the loan is made a statement in the English language showing in clear and distinct terms the amount of the loan, and the date when loaned and when due, the person to whom the loan is made, the name of the lender, and the amount and rate of interest charged. On the back of such statement there shall be printed in English a copy of section five of this act. The lender shall give to the borrower a plain and complete receipt for all payments made on account of the loan at the time such payments are made. The borrower shall be able at any time to anticipate installment payments in whole or in part. No loan or advancement greater than three hundred dollars ($300)

Rate of interest.

No fees, et cetera, chargeable.

Terms of loan set out.

Receipt.

Maximum loan.

shall be made to any person under this act nor shall any one person be directly or contingently liable to or owe such licensee more than three hundred dollars ($300.00) at any time either directly as maker or indirectly as endorser or guarantor.

Act effective.

4. This act shall take effect February fifteenth, one thousand nine hundred and thirty.

Approved May 6, 1929.

CHAPTER 294.

A Supplement to an act entitled "An act to authorize banks and trust companies to establish branch offices or agencies for the transaction of their business," approved March third, one thousand nine hundred and twenty-five.

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

Hearing on proposed branch.

1. Before the Commissioner of Banking and Insurance shall approve or decline the application of any bank or trust company to establish and maintain a branch office or agency, he shall designate a time and place for a hearing upon said application which time shall be not less than six weeks nor more than eight weeks after the date of submission of such application. Thereupon the applicant shall cause to be published a notice of such application at least once a week for four weeks previous to the date so fixed for hearing in at least three newspapers published and circulating in the State —one circulating and published in the municipality where such branch office or agency is proposed to be located, or if there is no newspaper published and circulating in such municipality then in one published and circulated in the nearest locality,—the other two publications to be made in two other newspapers to be designated by the Commissioner of Banking and Insur-

Notice given.

ance; which notice shall specify the name of the applicant, the location of the proposed branch office or agency, and the time and place so fixed for hearing as aforesaid. The applicant shall also cause to be mailed at least three weeks before the date fixed for hearing a copy of said notice of application to every State bank, national bank and trust company within two miles of the place where the proposed branch office or agency is purposed to be located, and also upon the Federal Comptroller of the Currency and upon the Federal Reserve Board of the district embracing said location.

Notice to banks within two miles.

The commissioner shall conduct a hearing at the time and place so fixed and afford an opportunity to be heard to all those desiring same. Nothing herein contained shall operate in anywise to prevent or relieve the commissioner from making or causing to be made an independent examination and investigation of the application and applicant as heretofore. If, as a result of the hearing and the examination and investigation independently conducted by him, it shall appear to the commissioner that the application should be granted and that the establishment of such branch office or agency will be of public service, he shall approve the application; otherwise it shall be declined.

Hearing.

As to approval.

The commissioner within one month after the date of the aforesaid hearing shall decide either to approve as aforesaid or to decline the application and shall file forthwith a written memorandum stating the reasons for his decision. Such decision shall be reviewable by the Supreme Court by writs of certiorari and/or mandamus as the case may require for the purpose of determining whether the requirements of the law have been observed and/or whether the discretion confided in the commissioner has been abused.

Decision reviewable by Supreme Court.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 295.

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

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

1. That corporations organized under the act to which this is a supplement:

Entire amount must be paid in.

(1) Shall not use in their business any portion or installment of capital or surplus paid in pursuant to original or amended certificate of incorporation until the whole amount therein set forth shall have been fully paid in in cash and such payment shall have been certified to and verified by the Commissioner of Banking and Insurance. Violation of this section shall constitute a misdemeanor and be punished accordingly.

Penalty.

Writing up assets.

(2) Shall not write up assets except after approval of the Commissioner of Banking and Insurance first had and obtained. Violation of this section shall constitute a misdemeanor and be punished accordingly.

Dividends.

(3) May declare and pay dividends either in cash or stock. No dividend heretofore declared and paid by any trust company shall be invalidated solely because of the fact that it was paid in stock.

Powers and duties of stockholders and directors.

(4) And the stockholders and directors thereof shall have all the powers granted and be subject to all the restrictions, limitations, duties and obligations imposed by the act concerning corporations (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, and the acts supplementary thereto and amendatory thereof, except so far as they may be inconsistent with the provisions of this act.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 296.

A Supplement to "An act concerning banks and banking" (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. That corporations organized under the act to which this is a supplement:

(1) Shall not use in their business any portion or installment of capital or surplus paid in pursuant to original or amended certificate of incorporation until the whole amount therein set forth shall have been fully paid in in cash and such payment shall have been certified to and verified by the Commissioner of Banking and Insurance. Violation of this section shall constitute a misdemeanor and be punished accordingly. Whole amount must be paid in. Penalty.

(2) Shall not write up assets except after approval of the Commissioner of Banking and Insurance first had and obtained. Violation of this section shall constitute a misdemeanor and be punished accordingly. Writing up assets.

(3) May declare and pay dividends either in cash or stock. No dividend heretofore declared and paid by any bank shall be invalidated solely because of the fact that it was paid in stock. Dividends.

(4) And the stockholders and directors thereof shall have all the powers granted and be subject to all the restrictions, limitations, duties and obligations imposed by the act concerning corporations (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, and the act supplementary thereto, and amendatory thereof, except so far as they may be inconsistent with the provisions of this act. Powers and duties of stockholders and directors.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 297.

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

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

Section 2 amended.

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:

Certificate of incorporation to state:

2. The incorporators and subscribers to the capital stock shall, under their hands and seals, subscribe a certificate of incorporation, which shall specifically state:

Name;

I. The name of the bank;

Place of business;

II. The place where the business is to be carried on; which place shall be specifically designated by street and number in the municipality in which the business is to be conducted, and no corporation shall be permitted to remove therefrom to any other location without the written approval of the Commissioner of Banking and Insurance first had and obtained;

Objects;

III. The purposes and objects for which the bank is incorporated;

Capital stock;

IV. The amount of capital stock, all of which shall be subscribed in the certificate of incorporation;

Incorporators and shares;

V. The names and residences of the incorporators, and the number of shares subscribed by each of them;

Directors named;

VI. The names of the directors who are to serve as such until the next annual election following issuance of the certificate of authority.

Duration;

VII. The period, if any, limited for the duration of the bank;

Sundry provisions.

VIII. The certificate of incorporation may also contain any provisions not inconsistent with this act which the incorporators may choose to insert for the regulation of the business, for the conduct of the affairs of the bank, or for defining, limiting and regulating the powers

of the directors; *provided, however,* that no director shall be elected for a longer period than one year. Proviso.

2. Section three 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 3 amended.

3. The certificate of incorporation shall be proved or acknowledged as required for deeds of real estate and recorded in a book to be kept for that purpose in the office of the clerk of the county where the place of business of the bank is to be established, and after being so recorded shall be filed in the Department of Banking and Insurance; *provided, however,* that before the certificate of incorporation shall be recorded or filed as aforesaid it shall be submitted to the Commissioner of Banking and Insurance together with an affidavit made by each of the incorporators which affidavit shall set forth: Certificate of incorporation acknowledged and recorded in office of county clerk. Proviso. Affidavit to show.

(1) That no fees or commission has been paid, or has been contracted to be paid, directly or indirectly, by the proposed bank or by any one in its behalf to any person, association or corporation for securing subscriptions for or selling stock in the proposed bank; and that no promotion fees or charges whatsoever have been provided for or are in anywise contemplated; No obligations incurred or promotion fees paid;

(2) A complete disclosure of all fees, if any, paid or agreed to be paid in the matter of chartering and organizing the proposed bank, whether payable in money or requited by stock allotments, or any other form of compensation whatsoever, and every agreement or understanding relating thereto; Costs of organization;

(3) That the incorporators are the true and only parties in interest. Parties interested.

The submission of the certificate of incorporation and affidavit shall constitute the application for a charter under this act. If the Commissioner of Banking and Insurance shall approve the form of said certificate and affidavit, he shall designate a time and place for a hearing upon said application which time shall be not less than six weeks nor more than eight weeks after the date of such submission. Thereupon the incorporators shall cause to be published a notice of such application at least once a week for four weeks previous to the date Application. Hearing on application. Notice given.

so fixed for hearing in at least three newspapers published and circulating in the State—one circulating and published in the municipality where such bank is proposed to be located, or if there be no newspaper published and circulating in such municipality then in one published and circulated in the nearest locality,—the other two publications to be made in two other newspapers to be designated by the Commissioner of Banking and Insurance; which notice shall specify the names of the proposed incorporators, the name of the proposed bank, the location of the same, the amount of the capital stock and surplus to be paid in, and the time and place so fixed for hearing as aforesaid.

Details of notice.

Banks within two miles notified.

The incorporators shall also cause to be mailed at least three weeks before the date fixed for hearing a copy of said notice of application to every State bank, national bank and trust company within two miles of the place where the proposed bank is purposed to be located, and also upon the Federal Comptroller of the Currency and upon the Federal Reserve Board of the district embracing said location.

Hearing.

Examination.

The commissioner shall conduct a hearing at the time and place so fixed and afford an opportunity to be heard to all those desiring same. Nothing herein contained shall operate in anywise to prevent or relieve the commissioner from making or causing to be made an independent examination and investigation of the application and applicants as heretofore.

Approval.

If, as the result of the hearing and the examination and investigation independently conducted by him, it shall appear to the commissioner that the application should be granted and that the establishment of such a bank will be of public service, he shall endorse upon the certificate of incorporation or annex thereto his approval, and such certificate shall not be recorded or filed without his approval endorsed thereupon or annexed thereto; said certificate or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places.

Certificate in evidence.

When decided.

The commissioner within one month after the date of the aforesaid hearing shall decide either to approve as aforesaid or to decline the application and shall file

forthwith a written memorandum stating the reasons for his decision.

Section 5 amended.

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

Certificate of authority issued by commissioner of banking.

5. Whenever the certificate of incorporation has been recorded and filed, and the payment of capital stock certified to the Commissioner of Banking and Insurance, as provided in this act, the commissioner shall, before the corporation shall be authorized to transact business in this State other than such as relates to its formation and organization, satisfy himself and verify by examination the payment in cash of the entire capital stock and the surplus to be paid in, if any, as set forth in the certificate of incorporation, and that the same is on deposit in banks and/or trust companies of this State, and/or national banks located within this State, without offset, claim or demand of any nature or description and subject to withdrawal upon demand; that no part of said deposit or deposits is in any sense the proceeds of loans granted by the depositary or depositaries or any of them to the applicant for said certificate of authority, and that said applicant is not in any way indebted to the depositary or depositaries or any of them; and further verify by examination the completeness and correctness of the entire organization proceedings of the proposed bank and every matter properly incidental thereto; if it shall appear to the said Commissioner of Banking and Insurance that the entire capital has been paid in, and that said bank has complied with all the provisions of this act required to entitle it to engage in the business of banking, he shall, within thirty days after the receipt and filing of the certificate of payment of capital stock provided for in this act, give to such bank a certificate under his hand and seal that such bank is duly and legally organized under this act as a banking corporation, and authorized to transact business as such in this State; the bank shall cause such certificate of authority of the Commissioner of Banking and Insurance, issued pursuant to this act, to be published once a week for at least four successive weeks next after the issuing thereof in a newspaper published in the place where said corpo-

Certificate of authority published.

ration is established, or, if there is no newspaper in the place, then in one published nearest such place in the same county, and shall furnish such proof of publication as may be required by the commissioner.

Action reviewable.

A refusal to issue certificate of authority shall be reviewable by the Supreme Court by writ of mandamus.

Section 14 amended.

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

False statements.

14. Every incorporator, stockholder, director, officer, agent or clerk of any bank or proposed bank who wilfully and knowingly subscribes or makes any false statement of facts, or any false oath or affidavit, or false entries in the books of such bank, or proposed bank, or knowingly subscribes or exhibits any false paper with intent to deceive any person authorized to examine as to the condition of such bank, or wilfully or knowingly subscribes to or makes any false report, shall be guilty of a high misdemeanor, and punished accordingly.

Penalty.

Section 25 amended.

5. Section twenty-five of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Commissioner may direct discontinuance of practices.

25. If it shall appear to the Commissioner of Banking and Insurance that any bank has violated its charter 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, addressed to such bank, direct a discontinuance of such illegal or unsafe practices, and conformity with the requirements of its charter and safety and security in its transactions, and he may make such other orders as the facts and justice may require. Any bank which shall fail or refuse to conform to or comply with or perform any order as may be made pursuant to this section within the time specified by such order shall be liable to a penalty of one thousand dollars ($1,000) to be recovered with costs by the State before any Court of competent jurisdiction by action to be prosecuted by the Attorney-General, and it shall be liable to a like penalty for every day's additional default from and after said time specified in such order.

Penalty.

Approved May 6, 1929.

CHAPTER 298.

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

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

Section 2 amended.

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:

Certificate of incorporation to state:

2. The incorporators and subscribers to the capital stock shall, under their hands and seals, subscribe a certificate of incorporation which shall specifically state:

Name;

I. The name of the trust company;

Place of business;

II. The place where the business is to be carried on; which place shall be specifically designated by street and number in the municipality in which the business is to be conducted and no corporation shall be permitted to remove therefrom to any other location without the written approval of the Commissioner of Banking and Insurance first had and obtained;

Objects;

III. The purposes and objects of the corporation;

Capital stock;

IV. The amount of capital stock, all of which shall be subscribed in the certificate of incorporation; the number of shares into which the same is divided and the par value of each share;

Incorporators and shares;

V. The names and residences of the incorporators and the number of shares subscribed by each of them;

Directors named;

VI. The names of the directors who are to serve as such until the next annual election following issuance of the certificate of authority.

Duration;

VII. The period, if any, limited for the duration of the company;

Sundry provisions.

VIII. The certificate of incorporation may also contain any provisions, not inconsistent with this act, which the incorporators may choose to insert for the regulation of the business, for the conduct of the affairs of the

company, or for defining, limiting and regulating the powers of the directors; *provided, however,* that no director shall be elected for a longer period than one year.

Proviso.

Section 3 amended.

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

Certificate of incorporation acknowledged and recorded in office of county clerk.

3. The certificate of incorporation shall be proved or acknowledged as required for deeds of real estate and recorded in a book to be kept for that purpose in the office of the clerk of the county where the place of business of such trust company in this State is to be established, and after being so recorded shall be filed in the Department of Banking and Insurance; *provided, however,* that before the certificate of incorporation shall be recorded or filed as aforesaid it shall be submitted to the Commissioner of Banking and Insurance together with an affidavit made by each of the incorporators which affidavit shall set forth:

Proviso.

Affidavit to show:

No obligations incurred or promotion fees paid.

(1) That no fee or commission has been paid, or has been contracted to be paid, directly or indirectly, by the proposed trust company or by any one in its behalf to any person, association or corporation for securing subscriptions for or selling stock in the proposed trust company; and that no promotion fees or charges whatsoever have been provided for or are in anywise contemplated;

Cost of organization;

(2) A complete disclosure of all fees, if any, paid or agreed to be paid in the matter of chartering and organizing the proposed trust company, whether payable in money or requited by stock allotments, or any other form of compensation whatsoever, and every agreement or understanding relating thereto;

Parties interested.

(3) That the incorporators are the true and only parties in interest. The submission of the certificate of incorporation and affidavit shall constitute the application for a charter under this act. If the Commissioner of Banking and Insurance shall approve the form of said certificate and affidavit, he shall designate a time and place for a hearing upon said application which time shall be not less than six weeks nor more than eight weeks after the date of such submission. Thereupon the incorporators shall cause to be published a notice of such

Application.

Notice given.

application at least once a week for four weeks previous to the date so fixed for hearing in at least three newspapers published and circulating in the State—one circulating and published in the municipality where such trust company is proposed to be located, or if there be no newspaper published and circulating in such municipality then in one published and circulated in the nearest locality —the other two publications to be made in two other newspapers to be designated by the Commissioner of Banking and Insurance; which notice shall specify the names of the proposed incorporators, the name of the proposed trust company, the location of same, the amount of the capital stock and surplus to be paid in, and the time and place so fixed for hearing as aforesaid. The incorporators shall also cause to be mailed at least three weeks before the date fixed for hearing a copy of said notice of application to every State bank, national bank and trust company within two miles of the place where the proposed trust company is purposed to be located, and also upon the Federal Comptroller of the Currency and upon the Federal Reserve Board of the district embracing said location. The commissioner shall conduct a hearing at the time and place so fixed and afford an opportunity to be heard to all those desiring same. Nothing herein contained shall operate in anywise to prevent or relieve the commissioner from making or causing to be made an independent examination and investigation of the application and applicants as heretofore. If, as the result of the hearing and the examination and investigation independently conducted by him, it shall appear to the commissioner that the application should be granted and that the establishment of such trust company will be of public service, he shall endorse upon the certificate of incorporation or annex thereto his approval, and such certificate shall not be recorded or filed without his approval endorsed thereupon or annexed thereto; said certificate or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places. The commissioner within one month after the date of the aforesaid hearing shall decide either to approve as aforesaid or to decline the application and shall file

Details of notice.

Banks within two miles named.

Hearing.

Examination.

Approval.

Certificate in evidence.

Reasons for decision.

forthwith a written memorandum stating the reasons for his decision.

Section 5 amended.

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

Certificate of authority issued by commissioner of banking.

5. Whenever the certificate of incorporation has been recorded and filed, and the payment of capital stock certified to the Commissioner of Banking and Insurance, as provided in this act, the commissioner shall, before the corporation shall be authorized to transact business in this State other than such as relates to its formation and organization, satisfy himself and verify by examination the payment in cash of the entire capital stock and the surplus to be paid in, if any, as set forth in the certificate of incorporation, and that the same is on deposit in banks and/or trust companies of this State, and/or national banks located within this State, without offset, claim or demand of any nature or description and subject to withdrawal upon demand; that no part of said deposit or deposits is in any sense the proceeds of loans granted by the depositary or depositaries or any of them to the applicant for said certificate of authority, and that said applicant is not in any way indebted to the depositary or depositaries or any of them; and further verify by examination the completeness and correctness of the entire organization proceedings of the proposed trust company and every matter properly incidental thereto; if it shall appear to the said Commissioner of Banking and Insurance that the entire capital has been paid in, and that such trust company has complied with all the provisions of this act required to entitle it to engage in business, he shall, within thirty days after the receipt and filing of the certificate of payment of capital stock provided for in this act, give to such company a certificate under his hand and seal that such company is duly and legally organized under this act as a trust company, and authorized to transact business as such in this State; the trust company shall cause such certificate of authority of the Commissioner of Banking and Insurance, issued pursuant to this act, to be published once a week for at least four successive weeks next after the issuing thereof in a newspaper published in the place where said trust company is established, or, if there is

Certificate of authority published.

no newspaper in the place, then in one published nearest thereto in the same county, and shall furnish such proof of publication as may be required by the Commissioner of Banking and Insurance. A refusal to issue certificate of authority shall be reviewable by the Supreme Court by writ of mandamus.

Action reviewable.

4. 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. Every incorporator, stockholder, director, officer, agent or clerk of any trust company or proposed trust company who wilfully and knowingly subscribes or makes any false statement of facts, or any false oath or affidavit, or false entries in the books of such trust company, or proposed trust company, or knowingly subscribes or exhibits any false paper with intent to deceive any person authorized to examine as to the condition of said trust company, or wilfully or knowingly subscribes to or makes any false report, shall be guilty of a high misdemeanor, and punished accordingly.

False statements.

Penalty.

5. Section twenty-three 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 23 amended.

23. If it shall appear to the Commissioner of Banking and Insurance that any trust company has violated its charter 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, addressed to such trust company, direct a discontinuance of such illegal or unsafe practices, and conformity with the requirements of its charter and safety and security in its transactions, and he may make such other orders as the facts and justice may require. Any trust company which shall fail or refuse to conform to or comply with or perform any order as may be made pursuant to this section within the time specified by such order shall be liable to a penalty of one thousand dollars ($1,000) to be recovered with costs by the State before any court of competent jurisdiction by action to be prosecuted by the Attorney-General, and it shall be liable to a like penalty for every day's additional default from and after said time specified in such order.

Commissioner may direct discontinuance of practices.

Penalty.

Approved May 6, 1929.

CHAPTER 299.

An Act accepting the gift of Foster M. Voorhees of certain lands known as Hill Acres, situate at High Bridge, Hunterdon County, New Jersey, together with the buildings thereon, and the furnishings, books, rugs, pictures, tools, stock, horses, wagons and automobiles thereon, to be used for forestry or similar purposes.

Preamble.

WHEREAS, Foster M. Voorhees, deceased, late Governor of the State of New Jersey, in and by the sixth item of his will devised his farm known as Hill Acres, situate at High Bridge, Hunterdon County, New Jersey, together with all the buildings thereon, and the furnishings, books, rugs, pictures, tools, stock, horses, wagons and automobiles thereon, to the State of New Jersey, after the termination of certain life estates; therefore,

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

Acceptance of legacy by State.

1. The devise of the farm known as Hill Acres, situate at High Bridge, Hunterdon County, New Jersey, together with all the building thereon, and the furnishings, books, rugs, pictures, tools, stock, horses, wagons and automobiles thereon, made by Foster M. Voorhees, deceased, late Governor of the State of New Jersey, in the sixth item of his will, be and the same is hereby accepted by the State of New Jersey, said lands, buildings, et cetera, to be under the management and control of the Board of Conservation and Development of the State of New Jersey, for forestry or similar purposes as a forest park reservation.

Management.

Life tenants may relinquish land.

2. In the event that the life tenants named in the sixth item of the will of the said Foster M. Voorhees are desirous of giving up the whole or any portion of said land prior to the termination of the life estate or life

estates therein created, then and in that event the said Board of Conservation and Development may enter into an agreement with said life tenants, or the survivor of them, for the use of the whole or any part of said farm and the development of the same.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 300.

A SUPPLEMENT to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

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

Taking oyster by boat.

1. In addition to the powers conferred upon the Board of Shell Fisheries, by the provisions of the act to which this act is a supplement, said Board of Shell Fisheries is hereby authorized and empowered to acquire, employ and use any boat or boats, whether propelled by power or sail, for the purpose of catching and taking oysters in the waters of the Delaware River and Bay above the southwest line, at any time during the year, for the purpose of transplanting oysters so taken, as aforesaid, to any oyster beds in the Delaware River and Delaware Bay above the southwest line.

Transplanting.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 301.

A Further Supplement to an act 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," approved June fourteenth, one thousand eight hundred and ninety-eight, which said supplement was approved April thirteenth, one thousand nine hundred and eight, 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:*

Definitions.

1. The word "person" as used in this act, shall be construed to include an individual, a copartnership, a corporation, or an association. Masculine words include the feminine or neuter. The singular includes the plural. The word "prescription" shall be construed to designate a written order, by a duly licensed physician, dentist, or veterinarian, calling for a drug, or for any substance or preparation containing a drug; *provided, however,* that no preparations, remedies, or compounds containing any opium, or cocoa leaves, or any compounds or derivative thereof, in any quantity whatsoever, may be sold, dispensed, distributed, or given away to, or for the use of, any known habitual user of drugs or any child of twelve years of age or under, except in pursuance of a prescription of a duly licensed physician or dentist.

Proviso.

Possession or dealing in drugs.

2. No person shall have in his possession or under his control, or deal in, dispense, sell, deliver, distribute, prescribe, traffic in, or give away, any of said drugs. This section shall not apply, in the regular course of their business, profession, employment, occupation, or duties, to (a) manufacturers of drugs; (b) persons engaged in the wholesale drug trade; (c) importers or exporters of drugs; (d) registered pharmacists actually engaged as retail druggists; (e) bona fide owners of pharmacies or drug stores; (f) licensed physicians; (g) licensed den-

Exceptions.

tists; (h) licensed veterinarians; (i) persons in the employ of the United States, or of this State, or any county, municipality, or township of this State, and having such drugs in their possession by reason of their official duties; (j) warehousemen, or common carriers, engaged, bona fide, in handling or transporting drugs; (k) persons regularly in charge of drugs in dispensaries, hospitals, asylums, sanatoriums, poor houses, jails, penitentiaries, or public or private institutions; (l) nurses under the supervision of a physician; (m) persons in charge of a laboratory where such drugs are used for the purpose of medical or scientific research only; (n) captains, or proper officers, of ships upon which no regular physician is employed, for the actual medical needs of the officers and crew of their own ships only; (o) persons having said drugs in their possession for their own personal use only, *provided* that they have obtained the same in good faith, for their own use, from a duly licensed physician or dentist, or in pursuance of a prescription given them by a duly licensed physician or dentist; (p) persons having said drugs in their possession for the use of an animal belonging to them; *provided* that they have obtained the same in good faith, from a duly licensed veterinarian, for the use of such animal, or in pursuance of a prescription given by a duly licensed veterinarian; (q) persons in the bona fide employ of any of the persons above enumerated.

Proviso.

Proviso.

3. No person shall use, take, or administer to his person, or cause to be administered to his person, or administer to any other person, or cause to be administered to any other person, any of the aforesaid drugs, except under the advice and direction, and with the consent, of a regularly practicing and duly licensed physician or dentist.

Use of drugs.

4. No manufacturer, producer, importer, exporter or person engaged in the wholesale drug trade, and regularly selling drugs, shall sell, dispense, distribute, or give away, any of said drugs, except to (a) a duly licensed physician; (b) a duly licensed pharmacist; (c) a duly licensed dentist; (d) a duly licensed veterinarian; (e) a manufacturer of drugs; (f) a person engaged in the wholesale drug trade and regularly selling drugs; (g) an

To whom drugs sold or distributed.

exporter of drugs; (h) a bona fide hospital, dispensary, asylum, or sanatorium; (i) a public institution; (j) a bona fide owner of a pharmacy or drug store; (k) a person in a foreign country; (l) a person in charge of a laboratory where such drugs are used for the purpose of scientific and medical research only; (m) the captain, or proper officer, of a ship upon which no regular physician is employed, for the actual medical needs of the officers and crew of such ship only; (n) a person in the employ of the United States, of this State, or of any county, or municipality thereof, purchasing or receiving the same in his official capacity. No manufacturer, producer, importer, or person engaged in the wholesale drug trade, and regularly selling drugs, shall sell, dispense, distribute or give away any of said drugs, except in pursuance of a written order signed by the person to whom such drug is sold, dispensed, distributed, or given. Such order shall be preserved for a period of two years, in such a way that it will be readily accessible to inspection by the proper authorities.

Drugs dispensed by order.

Order kept two years.

Disposing of drugs by pharmacist.

5. No registered pharmacist, or bona fide owner of a pharmacy or drug store, regularly engaged in the sale of drugs at retail, shall sell, dispense, distribute, or give away any of said drugs, except to (a) another registered pharmacist or bona fide owner of a pharmacy or drug store; (b) a duly licensed physician; (c) a duly licensed dentist; (d) a duly licensed veterinarian; (e) a bona fide hospital, dispensary, asylum, sanatorium, or public or private institution; (f) an individual, in pursuance of a written prescription issued by a physician, dentist, or veterinarian, which prescription shall be dated as of the day on which signed, and shall be signed, in ink or indelible pencil by the physician, dentist, or veterinarian who issued the same; (g) a person in charge of a laboratory where such drugs are used for the purpose of medical or scientific research only; (h) the captain, or proper officer, of a ship upon which no regular physician is employed, for the actual medical needs of the officers and crew of such ship only; (i) a person in the employ of the United States, or of this State, or of any county or municipality thereof, purchasing or receiving the same in his official capacity. No registered pharmacist, or

Druggist to dispense on order.

bona fide owner of a pharmacy or drug store, regularly engaged in the sale of drugs at retail, shall sell, dispense, distribute, or give away any of said drugs, except in pursuance of a written order signed by the person to whom such drugs are sold, dispensed, distributed, or given. Such order shall be preserved, for a period of two years, in such a way that it will be readily accessible to inspection by the proper authorities. When such drugs are sold, dispensed, distributed, or given away to an individual, in pursuance of a prescription, such prescription shall be regarded as the written order herein required, and no further written order shall be necessary.

Order preserved.

6. No physician or dentist shall sell, dispense, administer, distribute, give, or prescribe any of said drugs to any person known to such physician or dentist to be an habitual user of any said drugs, unless said drug is prescribed, administered, dispensed, or given for the cure or treatment of some malady other than the drug habit; *provided, however,* that if any physician desires to undertake, in good faith, the cure of the habit of taking or using opium or any of its derivatives in any form, such physician may prescribe or dispense opium or its derivatives to a patient; *provided* such opium or its derivatives are prescribed or dispensed in good faith for the purpose of curing such patient of such habit, and not merely for the purpose of satisfying a craving for the drug. In every such case the physician shall himself make a physical examination of the patient, and shall report, within seventy-two hours, in writing, to the State Department of Health, the name and address of such patient, together with his diagnosis of the case and the amount and nature of the drug prescribed or dispensed in the first treatment. When the patient leaves his care, such physician shall report, in writing, to the State Department of Health the result of his said treatment. Any person divulging any information contained in any such report, except for the purpose of enforcing this act, or to a physician who may, in the opinion of the chief of the board of health or of the commissioner of health, be entitled to such information for the purpose of enabling him to comply with the provisions of this act, shall be sentenced to pay a fine not exceeding one thousand

Dispensing drugs by physicians or dentists.

Proviso.

Proviso.

Report to health department.

Information not divulged.

Penalty.

dollars ($1,000), or to undergo an imprisonment not exceeding one year, or both, in the discretion of the court.

Examination to precede to giving prescription.

7. No physician, dentist, or veterinarian shall administer, dispense, give away, deliver, or prescribe any of said drugs, except after a physical examination of the person or animal for whom said drugs are intended; said examination to be made at the time said prescription is issued, or at the time said drug is administered, dispensed, given away, or delivered by said physician, dentist, or veterinarian. No veterinarian shall sell, dispense, distribute, give, or prescribe any drug for the use of a human being.

Records to be kept.

8. Every physician, dentist, and veterinarian shall keep a record of all such drugs administered, dispensed, or distributed by him, showing the amount administered, dispensed, or distributed, the date, the name and address of the patient; and, in the case of a veterinarian, the name and address of the owner of the animal to whom such drugs are dispensed or distributed; such record shall be kept for two years from the date of administering, dispensing, or distributing such drug, and shall be open for inspection by the proper authorities. No record need be kept of any drug administered in an emergency case.

Exceptions to act.

9. This act shall not be construed to apply to the treatment of habitual users of drugs in public hospitals, sanatoriums, poor-houses, prisons, or public or private institutions, except that all such public and private institutions shall render an annual report to the State Department of Health, giving therein the names, addresses, ages, clinical conditions, and the result of treatment of all habitual users of drugs given treatment in said institutions.

Penalty for violation of act.

10. Any person, firm or corporation violating any of the provisions of this act shall be guilty of a high misdemeanor.

11. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 302.

An Act to amend an act entitled "An act to authorize the abandonment of navigation upon the Morris Canal and providing for the dismantling of the canal and the disposition of portions of the property, the title to which is now held in trust for the State of New Jersey by the Morris Canal and Banking Company upon terms and compensation fixed by said Morris Canal and Banking Company, and providing for the review of said terms and compensation by the Board of Public Utility Commissioners of the State of New Jersey, and further providing for the management and control of such property pending the disposition thereof," approved March twelfth, one thousand nine hundren and twenty-four.

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

1. Section four of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 4 amended.

4. The Morris Canal and Banking Company is hereby authorized and directed to sell any and all of the property the title to which is vested in the company in trust for the State of New Jersey, other than the rights and property to be retained for public use as provided for in section two of this act. Wherever said property shall consist of lands so located as to be capable of use in the widening of any county road, the Morris Canal and Banking Company is authorized to transfer to the county wherein such section of the canal is located such section thereof, upon the adoption by the board of chosen freeholders of said county of a resolution indicating the desire of said county to acquire said section for the purposes of a county road within the period hereinafter provided for the adoption of a similar resolution by Sale of property. Portion may be used for county road.

Consideration.

municipalities or agencies; such transfer to be made upon such terms and for such consideration as shall be fixed after negotiation as hereinafter provided for in the case of municipalities and agencies and subject to the same right of review.

Portion of canal transferred to municipalities.

The Morris Canal and Banking Company is hereby authorized to transfer to the respective municipalities through which said canal passes the portions of the canal situated within their respective boundaries or to the Port of New York Authority, exclusive of the rights and property to be retained for public use as provided in section two, upon the passage by the respective municipalities or by the Port of New York Authority on or before the first day of January, one thousand nine hundred and thirty-one, of resolution expressing the desire of such municipalities or the Port of New York Authority to acquire such portions of said canal and setting forth the purposes to which said municipalities or the Port of New York Authority intend to devote such

Negotiations.

property when so acquired. Upon the submission of any such resolution the Morris Canal and Banking Company is authorized to negotiate with said municipality or the Port of New York Authority the terms upon which said property will be transferred to such municipality, and in determining the compensation, if any, to be paid by said municipality or the Port of New York Authority for such property said Morris Canal and Banking Company shall take into consideration the conditions of the canal in said municipality and the effect thereof upon said municipality and the adjoining property and also the nature of the use to which said property is to be devoted and the estimated cost of adapting the property

Terms of transfer.

to such new use. After the conclusion of such negotiations the Morris Canal and Banking Company shall, subject to the approval of the Governor, determine the terms upon which such transfer shall be made and the price, if any, which in its judgment, regard being had to the considerations above set forth, is a fair price for such

Reviewable by public utility commission.

municipality or Port of New York Authority to pay; such determination, whether in the case of a municipality or the Port of New York Authority or of a county, as hereinabove provided, shall be subject to review by the

Board of Public Utility Commissioners of the State of New Jersey, which is hereby directed and empowered to grant such review on the application either of such municipality or the Port of New York Authority or county or of the Morris Canal and Banking Company; and upon such review, the said board shall have power to determine the fairness of the terms and compensation determined upon by said Morris Canal and Banking Company, and in the event that said board finds said terms or compensation unfair to fix the terms and compensation deemed by said board to be fair. The terms and compensation so fixed shall be the terms and compensation for which said property shall be transferred to such municipality or to the Port of New York Authority unless such municipality or the Port of New York Authority shall, within thirty days thereafter, determine not to proceed with the acquisition of said property and shall pay the costs of said proceeding. Upon the purchase as hereinabove provided by any municipality, or the Port of New York Authority, county or counties of any such property for any such public use or uses, the property so purchased shall be applied to such public use or uses, or some of them, and such public use or uses shall supersede any other or different public use to which such property may have been heretofore dedicated; *provided, however,* that upon the acquisition of any such property by the Port of New York Authority it shall be devoted to no use other than the uses contemplated by the contract between the States of New York and New Jersey under which the Port of New York Authority is created.

Transfer to Port of New York Authority.

Use after purchase.

Proviso.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 303.

An Act making an appropriation for the construction, in whole or in part, of such works and structures, including seawalls, bulkheads, jetties and other devices necessary and proper to protect the riparian lands and other taxable property of the State in the municipalities located in Monmouth County, and bordering on Raritan Bay and Sandy Hook Bay from Compton's Creek to Whale Creek.

Preamble. WHEREAS, The shore of Monmouth County on Sandy Hook and Raritan Bays, between Compton's Creek and Whale Creek, in the State of New Jersey, in many cases has been and is likely to be encroached upon and washed away by the waters of said Raritan and Sandy Hook Bays, due to the strong tides and heavy seas, caused by said shore being in a direct line with the Atlantic Ocean at the Point of Sandy Hook, and exposed by reason thereof to practically the same dangers as if directly upon the ocean front, thereby causing a great destruction of the riparian lands and to taxable property of great value from which and from riparian leases, annually, by taxation for State purposes large sums may be and are derived by the State; and

Preamble. WHEREAS, Such encroachment of said waters can, in the judgment of the Legislature, be checked and prevented by the construction and maintenance of seawalls, bulkheads and jetties along said shore and by other approved devices; therefore

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

Appropriation. 1. There is hereby appropriated the sum of fifteen thousand dollars, or so much thereof as may be necessary, which shall be expended under the Board of Commerce and Navigation of the State of New Jersey, for the construction of such works, seawalls, bulkheads and

jetties and other devices necessary and proper to protect the riparian lands of this State or property for which this State receives a revenue by taxation or for rents for riparian leases, bordering upon the shores of Raritan and Sandy Hook Bays, between Compton's Creek and Whale Creek in Monmouth County, from the encroachment of the waters of said Raritan and Sandy Hook Bays, which sum of money, or so much thereof as may be necessary, shall become available when included in any annual or supplemental appropriation bill. 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 said shore to be protected shall also be determined by said board, and said board is hereby empowered to make such rules and regulations, respecting the doing of such work and the inspection and approval thereof, as it may deem necessary. Said board is hereby authorized to assume the construction of any part of or the whole of any work or works approved by it, and provided the cost thereof does not exceed the amount set aside for any such work or works; *provided, however,* that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works in any single municipality than is appropriated by such municipality in which or upon the borders of which such work or works are to be constructed, and is available for expenditure therefor.

Used for building jetties, etc.

Approval of plans.

As to work.

Board to assume construction.

Proviso.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 304.

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

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

Section 7 amended.

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

Pension to widow of county detective.

7. The widow of any county detective who shall lose his life in the performance of his duty or shall die from natural causes, shall receive a pension so long as she shall remain unmarried, equal to one-half of the amount of the annual salary of such county detective at the time of his death, and at her death or in case there be no widow, his minor child or children, until each reaches the age of sixteen years, shall receive the amount of said pension for their support.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 305.

An Act to amend an act entitled "An act to regulate elections" (Revision 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:*

Section four-A, Article IV amended.

1. Section four-A 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:

Readjustment of election districts.

4-A. Where it appears that serious inconvenience has been caused the voters by the size or shape of any election district in any municipality, or that certain districts contain an unreasonably large or small number of voters in comparison with other districts in said municipality or that a change is necessary because of a change of ward lines, the county board of elections in counties of the first class and the elective governing body of such municipality in counties other than counties of the first class may revise or readjust the election districts in such municipality, without regard as to whether a readjustment is authorized by the next preceding section of this article.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 306.

An Act to amend an act entitled "A supplement to an act entitled 'An act respecting the Orphans' Court,' approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement was itself approved May first, nineteen hundred and eleven.

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

Section 2 amended.

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

Lack of formalities not to invalidate devises of land.

2. Any foreign will or a copy thereof, or a copy of the record of the probate of any foreign will, filed, recorded or probated in this State prior to the fourth day of July, anno Domini one thousand nine hundred and eight, shall be deemed to be valid and effectual in law, notwithstanding the fact that the copy of any such foreign will or the record thereof or the certificate of probate thereon, or the letters granted thereon in any such foreign state, territory of the United States, District of Columbia or kingdom, or the exemplification thereof, on which such foreign will was probated in this State, fail to set forth or contain the proofs that the will was made and executed in the manner and with the formalities prescribed by the statute of this State for devises of lands; and all conveyances of such real estate heretofore or hereafter made by any executor or executors, or administrator or administrators, with the will annexed, trustee or trustees, or the survivor or survivors of them, or by any devisee or devisees, or persons claiming under such devisee or devisees, shall be as valid as if said will had been admitted to probate and letters testamentary, or of administration with the will annexed, had been issued in this State upon proofs taken that the said will was made and executed in the manner and with the formalities prescribed by the statute of this State for devises of lands; and such

Such conveyances valid.

record of any such proceedings in this State, or certified copies thereof, shall be received in evidence in all courts of this State.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 307.

An Act to amend an act entitled "An act authorizing the acknowledgment of deeds and other instruments in writing by corporation," approved March twenty-fifth, one thousand nine hundred and twelve.

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

Section 1 amended.

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

Acknowledgments by corporations as a natural person.

1. Whenever any president, vice-president or other presiding officer, or any secretary, assistant secretary or other recording officer, or any treasurer or assistant teasurer of any corporation, who shall have signed the same as such officer, shall acknowledge that any deed, paper or other instrument in writing made by any corporation and sealed with its corporate seal, is the voluntary act and deed of such corporation made by virtue of authority from its board of directors, board of trustees, or other similar body, and such acknowledgment is made before any officer authorized by the laws of this State to take the acknowledgments of deeds for real estate in this State, in order to entitle the same to be recorded, and there shall be a certificate of such acknowledgment signed by such officer before whom the same was made, endorsed on or attached to such deed, paper or other instrument or writing, it shall be as good and effectual in law as if the said deed, paper or other writing had been made, executed and acknowledged by a natural person.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 308.

An Act to authorize the acquisition and preservation of the Dey House Washington Headquarters, located at Preakness, in the township of Wayne, county of Passaic, to commemorate the sesquicentennial of the occupancy of said Headquarters by General George Washington in the American Revolutionary War; to appoint a commission with power to acquire and preserve the said headquarters; and to appropriate moneys to pay for the acquisition and preservation of the same.

Preamble. WHEREAS, The marking or acquisition and the preservation of historic sites within the State has been the consistent policy of the State of New Jersey for a half century and more because of an awakening of its people to an appreciation of New Jersey's vital part in the founding of the United States of America; and

Preamble. WHEREAS, It is highly fitting that the State of New Jersey should be guided by such purpose in relation to sites and events connected with the American Revolutionary War, since the hills and plains of New Jersey afforded the scene of so large a proportion of battles, and other martial affairs, as to be justly termed the battle-ground of the American Revolution; and

Preamble. WHEREAS, The year to come will mark the sesquicentennial of that time when the great George Washington camped and rested his American patriots in arms for long seasons among the hills of Totowa not far from the great falls of the Passaic, and where the great General was hospitably entertained by Colonel Theunis Dey in the house that has remained intact to this day and from these circumstances has ever since been known as the Dey House Washington Headquarters; and

Preamble.

WHEREAS, The exigencies of urban development now rapidly reaching out in this promising portion of New Jersey bids fair to engulf and sweep away this historic shrine of American patriotism and renders highly desirable proper and efficient safeguarding of this house to all future generations of Americans of New Jersey and from all the States of this great Union; therefore

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

Appropriation.

1. When included in any annual or supplemental appropriation bill, the sum of seventy-five thousand dollars ($75,000) is hereby appropriated for the purpose of acquiring and preserving the Dey House Washington Headquarters, so called, located at Preakness, in the township of Wayne, county of Passaic, to commemorate the sesquicentennial of the occupancy of said headquarters by General George Washington in the American Revolutionary War.

Purpose.

Commission appointed.

2. The Governor shall appoint a commission of five members, citizens and residents of Passaic County; one commissioner for one year, one for two years, one for three years, one for four years, and one for five years. At the expiration of the term of any member thereafter, the Governor shall appoint a succeeding commissioner for a regular full term of five years. Said commissioners shall receive no remuneration for their services as rendered, shall organize by selecting a chairman and a secretary for this commission and shall adopt rules for the conduct of the business of the commission in the acquisition and preservation of the Dey House Washington Headquarters. In the event of a vacancy in the commission occasioned by death, resignation, disability or otherwise, the Governor shall appoint a commissioner to such vacancy for the balance of that unexpired term.

Terms.

Organization.

Vacancy.

Power of Commission.

3. The commission for the acquisition and preservation of the Dey House Washington Headquarters is granted full power to acquire the land and premises together with all right, title and interest of any and all parties holding an estate in the aforesaid Dey House Washington Headquarters lands. Conveyance of title

Title.

to the aforesaid lands shall be so drawn as to effectuate an estate in fee simple in the State of New Jersey.

Preservation of Dey House.

4. The aforesaid commission is granted full power to preserve the Dey House Washington Headquarters in, as nearly as possible with historical accuracy, the original physical condition in which the house stood when it sheltered General Washington, and with this aim in view the commission is empowered to seek and to allow the co-operation therein of the several patriotic Revolutionary and historical societies and associations of the county and the State.

Payments.

5. The Comptroller of the State shall draw a warrant in payment of all bills approved and submitted by the aforesaid commission as provided by the endorsement of the same by its chairman and secretary, and the Treasurer of the State shall pay all such warrants within the limits of the appropriation by the Legislature.

Provision for maintenance.

6. In each succeeding year, the aforesaid commission shall certify to the Governor in anticipation of the preparation of the annual budget for support of the Government of the State, such sums as may appear necessary for the maintenance and preservation of the Dey House Washington Headquarters during the forthcoming fiscal year of the State.

7. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 309.

An Act for the Relief of Gertrude Clayton.

Preamble.

WHEREAS, Charles H. Clayton, a resident of the city of Trenton, State of New Jersey, devoted thirty-four years of faithful service to the State in the State Department of Institutions and Agencies and the New Jersey State Prison, as Director of State Use Industries and Supervisor of Prison Industries, and in such service as appears by resolutions of the State

Board of Control of Institutions and Agencies and the Board of Managers of the New Jersey State Prison, duly resolved on December nineteenth, one thousand nine hundred and twenty-eight, and November thirteenth, one thousand nine hundred and twenty-eight respectively it appears that such service to the State exhausted his strength and vitality to an unusual degree in the work and service to the public, and his death occurred on November sixth, one thousand nine hundred and twenty-eight; and

Preamble. WHEREAS, It appears by said resolutions of said boards that the special expertness and value of his services were such that the compensation paid him during such years of service was inadequate as a remuneration with respect to the value thereof to the State and to the public by reason of his professional skill and time of service beyond the required hours and during the hours required for service to the State; and

Preamble. WHEREAS, Because of his untimely death as a result of such service he left him surviving Gertrude Clayton, his widow and one child; and

Preamble. WHEREAS, Notice of the intention to apply for the passage hereof has been given as provided by the Constitution and Statutes of this State; therefore

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

Amount of pension. 1. There be paid to Gertrude Clayton in monthly payments from the treasury of this State, a pension at the rate of one hundred dollars ($100), per month. Such payment to be made by the treasurer under warrant of the Comptroller during the period of her natural life, or until she ceases to be a widow. Such pension shall commence from the date of the passage of this act.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 310.

An Act for the relief of Laura V. McGee.

Preamble. WHEREAS, Francis H. McGee, a resident of the city of Trenton, State of New Jersey, devoted twenty-five years of faithful service to the State of New Jersey; and

Preamble. WHEREAS, By reason of special expertness, the value of his services were such that the compensation paid him during such years of service was inadequate, as a remuneration with respect to the value thereof to the State, and to the public by reason of his professional skill and time of service; and

Preamble. WHEREAS, Because of his untimely death as a result of his service, he left him surviving a widow, Laura V. McGee; and

Preamble. WHEREAS, Notice of intention to apply for the passage hereof has been given as provided by the Constitution and Statutes of this State; therefore,

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

Amount of pension. 1. That there be paid to Laura V. McGee, in monthly payments, from the treasury of this State, a pension at the rate of one hundred dollars ($100) per month. Such payment to be made by the treasurer on the warrant of the comptroller, during the period of her natural life, or until she ceases to be a widow. Such pension shall commence from the date of the passage of this act.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 311.

An Act concerning Aeronautics and to make uniform the law with reference thereto.

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

Aircraft.

1. In this act "aircraft" includes balloon, aeroplane, seaplane, and every other vehicle used for navigation through the air. A seaplane, while at rest on water and while being operated on or immediately above water, shall be governed by rules regarding water navigation; while being operated through the air otherwise than immediately above water, it shall be treated as aircraft.

Seaplane.

Airman.

"Airman" includes aviator, pilot, balloonist, and every other person having any part in the operation of aircraft while in flight.

Passenger.

"Passenger" includes any person riding in an aircraft but having no part in its operation.

Right of sovereignty.

2. Sovereignty in space above the lands and waters of this State is declared to rest in the State, except where granted to and assumed by the United States pursuant to a constitutional grant from the people of this State.

Ownership of space.

3. The ownership of space above the lands and waters of this State is declared to be vested in the several owners of the surface beneath, subject to the right of flight described in section four.

As to flight.

4. Flight in aircraft over the lands and waters of this State is lawful, unless at such a low altitude as to interfere with the then existing use to which the land or water, or the space over the land or water, is put by the owner, or unless so conducted as to be imminently dangerous to persons or property lawfully on the land or the water beneath. The landing of an aircraft on the lands or waters of another, without his consent, is unlawful, except in the case of a forced landing. For the damages caused by a forced landing, however, the owner or lessee of the aircraft or the airman shall be liable as provided in section five.

Landing.

Liability for damage.

Liability for injuries to person or property.

5. The owner of every aircraft which is operated over the land or waters of this State is absolutely liable for injuries to persons or property on the land or water beneath, caused by ascent, descent, or flight of the aircraft, or the dropping or falling of any object therefrom, whether such owner was negligent or not, unless the injury is caused in whole or in part by the negligence of the person injured, or of the owner or bailee of the property injured. If the aircraft is leased at the time of the injury to person or property, both owner and lessee shall be liable, and they may be sued jointly, or either or both of them may be sued separately. An airman who is not the owner or lessee shall be liable only for the consequences of his own negligence. The injured person, or owner or bailee of the injured property, shall have a lien on the aircraft causing the injury to the extent of the damage caused by the aircraft or object falling from it.

If leased.

Airman's liability.

Lien on aircraft.

Liability for collision.

6. The liability of the owner of one aircraft, to the owner of another aircraft, or to airmen or passengers on either aircraft, for damages caused by collision on land or in the air, shall be determined by the rules of law applicable to torts on land.

Application of laws of State to conditions.

7. All crimes, torts, and other wrongs committed by or against an airman or passenger while in flight over this State shall be governed by the laws of this State; and the question whether damage occasioned by or to an aircraft while in flight over this State constitutes a tort, crime or other wrong by or against the owner of such aircraft shall be determined by the laws of this State.

Legal relationship binding.

8. All contractual and other legal relations entered into by aeronauts or passengers while in flight over this State shall have the same effect as if entered into on the land or water beneath.

Endangering persons when flying.

9. Any airman or passenger who, while in flight over a thickly inhabited area or over a public gathering within this State, shall engage in trick or acrobatic flying, or in any acrobatic feat, or shall, except while in landing or taking off, fly at such a low level as to endanger the persons on the surface beneath, or drop any object except loose water or loose sand ballast, shall be guilty

of a misdemeanor and shall be punished by a fine of not more than one thousand dollars ($1,000) or imprisonment for not more than one year, or both. Penalty.

10. Any airman or passenger who, while in flight within this State, shall intentionally kill or attempt to kill any birds or animals shall be guilty of a misdemeanor and shall be punished with a fine of not more than one hundred dollars ($100) or imprisonment for not more than three months, or both. Killing birds or animals. Penalty.

11. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the laws of those States which enact it and to harmonize, as far as possible, with Federal laws and regulations on the subject of aeronautics. Construing Act.

12. This act may be cited as the Uniform State Law for aeronautics. Legal reference

13. All acts or parts of acts which are inconsistent with the provisions of this act are hereby repealed. Repealer.

14. If any section or part of this act be questioned in court of competent jurisdiction and declared to be unconstitutional, such section or part shall be excluded and the remainder of this act shall continue in force and effect. As to constitutionality.

15. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 312.

An Act for the relief of Jennie McDermott.

WHEREAS, Charles McDermott, a resident of the city of Trenton, State of New Jersey, devoted more than twenty-five years of faithful service to the State of New Jersey; and Preamble.

WHEREAS, By reason of special expertness, the value of his services were such that the compensation paid him during such years of service was inadequate, as a remuneration with respect to the value thereof to the State, and to the public by reason of his professional skill and time of service; and Preamble.

Preamble. WHEREAS, Because of his untimely death as a result of his service, he left him surviving a widow, Jennie McDermott; and

Preamble. WHEREAS, Notice of intention to apply for the passage hereof has been given as provided by the constitution and statutes of this State; therefore,

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

Amount of pension. 1. That there be paid to Jennie McDermott, in monthly payments, from the Treasury of this State, a pension at the rate of one hundred dollars ($100) per month. Such payment to be made by the treasurer on the warrant of the comptroller, during the period of her natural life, or until she ceases to be a widow. Such pension shall commence from the date of the passage of this act.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 313.

An Act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' which supplement was approved March twenty-second, one thousand nine hundred and seventeen, and amended April sixth, one thousand nine hundred and twenty," which amendment was itself approved April eighth, nineteen hundred and twenty-one.

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

Section 1 and 2 amended. 1. Sections one and two of said supplement be and the same are hereby amended to read as follows:

Supervisor of child study.

1. When in any county a survey has been made setting forth facts and conditions regarding juvenile delinquency and deficiency among children of school age, the results of which shall, in the opinion of the Commissioner of Education, warrant the establishment of a department of child study, there may be appointed by the Commissioner of Education, with the approval of the State Board of Education, a supervisor of such department who shall work under the authority of the county superintendent. The term of office of such supervisor shall be for one year, and he or she shall receive an annual salary to be fixed by the Commissioner of Education, with the approval of the State Board of Education, such salary not to exceed three thousand dollars ($3,000) per annum.

Term.

Salary.

Provision for salary and expenses.

2. The county superintendent of the county in which a supervisor has been appointed, as provided herein, shall, before making his apportionment of school moneys, deduct from the amount of railroad tax appropriated to his county the salary of such supervisor, and the further sum of five hundred dollars for traveling expenses, which sums shall remain in the hands of the county collector and shall be available only for the payment of the salary of such supervisor and the expenses incurred by said supervisor in the performance of his official duties. If at the time of making the then next apportionment of school moneys any balance of said moneys heretofore appropriated shall remain in the hands of the county collector, said county collector shall certify to the county superintendent of schools the amount of said balance, and the county superintendent shall thereupon include said amount in the amount to be apportioned among the schools of his county in the then next apportionment. The salary of such supervisor shall be paid in ten equal monthly installments, on orders issued by the county superintendent drawn on the county collector and paid out of the money apportioned to him for that purpose. All claims for expenses of said supervisor shall be paid after being audited by the county superintendent on orders issued by said county superintendent and drawn on the county collector; *provided*, such expenses shall

Balance included in next appropriation.

Payments.

Expenses.

Proviso.

not exceed in any one year the sum of five hundred dollars.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 314.

An Act to supplement an act entitled "An act to provide means for protection against fires in the territory within any incorporated camp meeting association in this State," approved April twenty-ninth, one thousand nine hundred and five.

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 a supplement be and the same is hereby supplemented to read as follows:

Annual meeting.

Purposes.

Proviso.

Board classified;

Terms.

2. The legal voters of a district so organized shall meet annually on the third Saturday in February at three o'clock in the afternoon, and determine the amount of money to be raised for the ensuing year, and elect a board of fire commissioners, to consist of five persons resident in such district, who, when elected, shall possess, within such district, all the rights and powers of the township committee under this act and shall hold office for three years and until their successors are elected; *provided,* that at the first meeting of said board of fire commissioners elected after the passage of this act the members of said board shall divide themselves by lot into three classes; the term of two members composing the first class shall be vacated at the expiration of the first year; the term of the two members composing the second class shall be vacated at the expiration of the second year, and the term of the one member composing the third class shall be vacated at the expiration of the third year, so that two members of said board of fire commissioners shall be elected annually, after the first election

except every third year, when but one member shall be elected to hold office for three years, and if vacancies happen, by resignation or otherwise, the person or persons elected to supply such vacancies, shall be elected for the unexpired term only. In the event a vacancy happens by resignation or otherwise the board shall have the right to elect a member to fill the vacancy until the next succeeding election. Each member of the board shall receive a salary of three dollars ($3.00) for each meeting attended, the gross amount of such salary not to exceed fifty dollars ($50) in any one year. The secretary shall receive as additional compensation an amount not to exceed sixty dollars ($60), in addition to his salary for attendance at meetings and the treasurer who shall be a member of the board and appointed for a term of one year, which shall receive as additional compensation the sum of one hundred dollars ($100). The treasurer shall cause his books to be audited at least once a year within thirty days after the expiration of the fiscal year and the secretary of said board shall cause such audit to be advertised at least twice in a newspaper published in the municipality of which a district is part and in the event there is no newspaper published in said municipality then a newspaper circulating in said district. In the event the secretary shall neglect or refuse to publish the audit within five days after the first regular meeting subsequent to the delivery of said report to said board he shall forfeit and pay the sum of one hundred dollars ($100), which shall be recovered by an action of debt by any person who shall bring suit for the same, one-half of which shall go to such person and one-half to the treasury of the district. The district treasurer shall be the custodian of the moneys of the district and all moneys which the district commissioners are by law authorized to receive and disburse, shall be paid to him and disbursed by him only on the warrant of the district commissioners signed by a majority thereof. Such person shall give surety company bond to the district and only such surety authorized by the Department of Banking and Insurance to do business in this State, in such sum as the district commissioners shall approve conditioned for the faith-

Vacancy.

Compensation.

Books audited.

Penalty for not publishing audit.

Custodian of moneys.

Bond.

ful discharge of the duties of his office, which bond shall be filed with the board of fire commissioners, the premium on said bond to be paid for by the district.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 315.

An Act relating to the purity of the waters of the Raritan and Sandy Hook bays.

Preamble. WHEREAS, The waters and the shores of the Raritan and Sandy Hook bays are used for recreational purposes, not only by the inhabitants of this State but by inhabitants of other States; and

Preamble. WHEREAS, The prosperity of the municipalities which border upon such shores and waters, depends proportionately upon the purity of such waters used for bathing and recreational and food purposes; and

Preamble. WHEREAS, The increased pollution of these waters may adversely affect the growth, prosperity and the health of the inhabitants of such municipalities; therefore

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

Investigation of pollutions. 1. The Department of Health of the State of New Jersey is hereby authorized to make an investigation to determine the sources and the extent of the pollutions occuring in and to the waters of the Raritan and Sandy Hook bays which pollutions have their source of origin in this State, and the effect of the pollutions upon such waters.

Report. 2. The Department of Health of the State of New Jersey shall make and file a report of the findings of its investigation as to the sources and the extent of the pollution occuring in and to the waters of the Raritan and Sandy Hook bays which pollution have their source of origin in this State, and the effect of the pollutions

upon such waters, with such recommendations as may be proper and necessary for the control of the pollutions.

Appropriations.

3. The sum of ten thousand dollars ($10,000), or so much thereof as may be necessary to carry out the provisions of this act, is hereby appropriated, when included in any annual or supplemental appropriation bill.

4. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 316.

An Act to amend an act entitled "An act concerning juries" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, approved April fifteenth, one thousand nine hundred and twenty.

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

Section 3 amended.

1. Section three of an act entitled "An act concerning juries" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, as amended by act approved April fifteenth, one thousand nine hundred and twenty, be and the same is hereby amended so that the same shall read as follows:

Per diem for petit jurors.

3. Every person summoned as a petit juror in the Supreme Court, the Circuit Courts, the Courts of Oyer and Terminer and general jail delivery, common pleas and of general quarter sessions of the peace shall receive the sum of five dollars for every day's attendance at such courts, to be paid at the expiration of each term of service, by the sheriff of the county in which the juror shall serve, or at such other time or times within said term as the board of chosen freeholders of the county shall direct.

Act effective.

2. This act shall take effect January first, one thousand nine hundred and thirty.

Approved May 6, 1929.

New Jersey State Library

CHAPTER 317.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning auto cabs, commonly called taxis, and their operation in the State,' approved March twenty-ninth, one thousand nine hundred and twenty-six," which amendment was approved March nineteenth, one thousand nine hundred and twenty-seven.

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

Section 1 amended.

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

Consent to operate auto cab.

1. No auto cab, as herein defined, shall be operated wholly or partly along any street in any municipality until the owner or owners thereof shall obtain the consent of the elective governing body or member thereof having control of the public streets in such municipality for the operation of such auto cabs and the use of any street or streets of said municipality; and no such consent shall become effective and no such operation shall be permitted until the owner of such auto cab in any municipality shall have filed with the clerk of the municipality in which such operation is permitted, an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of five thousand dollars ($5,000) against loss from the liability imposed by law upon the auto cab owner for damages on account of bodily injury or death suffered by any person or persons as a result of an accident occurring by reason of the ownership, maintenance or use of such auto cab upon any public street, road or highway; and such consent shall continue effective and such operation be permitted only so long as such insurance shall remain in force; such insurance policy shall provide for the payment of any final judgment recovered by any person on account of the owner-

Insurance policy to cover liability filed.

Amount of policy.

Payment of final judgment.

ship, maintenance and use of such auto cab or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid; *provided, however,* if such owner or owners operate more than one such auto cab, he or they may file with the clerk of the municipality, in lieu of the aforesaid insurance policy or policies, a bond or insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey, in the sum of fifty thousand dollars ($50,000), which shall be a blanket insurance covering all cabs operated by such owner or owners which shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of any such auto cabs or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid; *and provided, further,* that a power of attorney shall be executed and delivered to the clerk of the municipality concurrently with the filing of a policy or bond herein before referred to, wherein and whereby the said owner shall nominate, constitute and appoint such fiscal officer his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against insured by virtue of the indemnity granted under the insurance policy or bond filed. Any such consent may be revoked by the governing body of the municipality granting the same, after notice and hearing, whenever it shall appear that the person to whom such consent was granted has failed to furnish or keep in force the insurance and power of attorney herein required, or to comply with any terms or conditions imposed by the board or body granting such consent or any law of the State of New Jersey. The clerk of the municipality upon the filing of the aforesaid policy shall issue to the person so filing a certificate in duplicate showing that such person has complied with the terms and provisions of this act, and such duplicate certificate shall be presented to the Department of Motor Vehicles before any such car is licensed as an auto cab, and shall thereupon be filed with the said department. The original certificate issued by

Proviso.

Blanket insurance.

Proviso.

Power of attorney given.

Revocation of consent.

Duplicate certificate issued.

Original posted in cab.

What shown.

said municipal clerk shall be posted in a conspicuous place within the auto cab. The certificate shall recite the name of the insurance company, the number of the policy, a description of the auto cab insured under such policy, with the registration number of the same and the date of expiration of the policy. Where an auto cab operates in more than one municipality the policy of insurance by this act required shall be filed with the clerk of the municipality in which the applicant has his principal place of business and certificates, in such number as may be necessary, certifying that the applicant has complied with all the provisions of this act shall, by the clerk of such municipality, be delivered to the applicant, who shall file the certificate as aforesaid issued with the several clerks of the respective municipalities in which said operation takes place; *and provided, further,* that any corporation organized under the laws of this State having a paid up cash capital of not less than one hundred and fifty thousand dollars ($150,000) may, in lieu of the filing of an insurance policy or policies as hereinbefore provided, 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, and in case the Commissioner of Banking and Insurance shall by written order make such an exemption, such company in lieu of the insurance policies herein provided for, may file a copy of such order of exemption with a statement sworn to by the president, vice-president, treasurer or assistant treasurer of such corporation that such corporation is the owner of auto cabs and that the copy of the order of exemption attached to such affidavit and filed therewith is a true copy of the original order and that the same has not been revoked. Such copy of order of exemption and statement shall remain in lieu of an insurance policy as herein provided for only so long as the paid up cash capital of said corporation shall be not less than one hundred and fifty thousand dollars ($150,000) and the order of the Commissioner of Banking and Insurance shall remain in force. If it shall appear to the Commissioner of Banking and Insurance after a hearing that such company

When cab operated in more than one municipality.

Proviso.

Carrying own insurance.

Proviso.

Order of exemption.

Sufficiency of policy.

As to revoking exemption.

no longer has a paid up cash capital of at least one hundred and fifty thousand dollars ($150,000) and it is no longer able to pay damages which may result from an accident occurring by reason of the ownership, maintenance or use of the auto cabs owned by it, upon any public street, road or highway, he shall revoke his said order granting exemption, in which case said company shall immediately insure its liability as herein provided.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 318.

An Act concerning the control of water in certain brooks and streams in counties by counties, cities, townships and villages.

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

Expenditure to control flow of water.

1. Every board of chosen freeholders in counties of the second class having a population of more than two hundred thousand and less than four hundred thousand shall have power and authority to expend public funds for the purpose of controlling the flow of water in all brooks and streams located in any county of this State, and to that end shall have power to construct and operate flumes, dams and other structures necessary for the control of the flow of water in said streams and brooks, and shall have power to fix a line adjacent to said streams and brooks beyond which no structure may be erected, or debris, ashes, dirt, earth or other substance deposited without the consent of said board of freeholders. Said board shall have the power to condemn lands and buildings in accordance with the statutes concerning condemnation.

Building on bank or depositing debris.

Right of condemnation.

Contract for work.

2. Said board of freeholders may contract with any city, town, township or village for the proportionate

cost as between the county and said city, town, township or village of the amount necessary to do the work as herein provided; *provided, however,* that when an agreement is reached by the local municipality and the county as to the cost of said work, the work shall be done under the jurisdiction and supervision of the board of freeholders; *and provided, further,* that where the State of New Jersey has authorized the Department of Conservation and Development, or any other State agency, to undertake the work of controlling floods or drainage of wet lands, then and in that event the Department of Conservation and Development, or such other State agency so authorized shall have exclusive power over any such project.

Proviso.

Proviso.

Repealer.

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

Approved May 6, 1929.

CHAPTER 319.

A Supplement to 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" (Revision of 1928), approved July fourteenth, one thousand nine hundred and twenty-eight.

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

Right to revoke license.

1. It shall be lawful for the Commissioner of Motor Vehicles or for a magistrate before whom any hearing

under the act to which this act is a supplement shall be had, to revoke the license of any person to drive a motor vehicle when such person shall have been guilty of such wilful violation of the provisions of the act to which this act is a supplement as shall in the discretion of the said Commissioner of Motor Vehicles or magistrate justify such revocation and the Court of Common Pleas upon the appeal of the said matter shall have the power to void the said revocation; and the Commissioner of Motor Vehicles shall at all times have the power to validate a license that has been revoked or to grant a new license to any person whose license to drive motor vehicles shall have been revoked.

Appeal may be had.

Relicensing.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 320.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate the practice of midwifery in the State of New Jersey,' approved March eighth, one thousand eight hundred and ninety-two," approved April twelfth, one thousand nine hundred and ten.

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

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

Section 6 amended.

6. Said board may refuse to grant, may revoke, or may suspend any license for any of the following reasons, namely; persistent inebriety, the practice of criminal abortion, the conviction of the crime of criminal abortion, crimes involving moral turpitude, presentation of a certificate or diploma for registration or license illegally obtained, application for examination under fraudulent representation, neglect or refusal to make proper returns to the health officers or health depart-

Causes for revoking license.

ment of births, or of a puerperal, contagious or infectious disease, within the legal limit of time; failure to secure the attendance of a reputable physician in case of miscarriage, hemorrhage, abnormal presentation or position, retained placenta, convulsions, prolapse of the cord, fever during parturient stage, inflammation or discharge from the eyes of the new-born infant, or whenever any abnormal or unhealthy symptoms appear either in the mother or infant during labor or the puerperium; or where any person has been three times convicted of any violation of any ordinance of any local board of health regulating the practice of midwifery, and for the purpose of this provision payment of a penalty for violation of any such provision of any such ordinance shall be deemed equivalent to a conviction.

Complaint and hearing.

Before any license shall be revoked or suspended, except in the case of convictions of criminal abortion, the accused shall be furnished with a copy of the complaint and given a hearing before said board in person or by attorney, and any midwife refused admittance to the examination, or whose license has been revoked or suspended, who shall attempt or continue the practice of midwifery, shall be subject to the penalties hereinafter prescribed.

Illegal practice.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 321.

"An Act to amend an act entitled 'A supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' which supplement was approved April ninth, one thousand nine hundred and thirteen," which amendment was itself approved March twenty-first, nineteen hundred and twenty-three.

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

1. Amend section ten of the act of which this is an amendment so as to read as follows:

Section 10 amended.

10. For each county system of vocational schools established in accordance with this act, there shall be a board of education consisting of the county superintendent of schools of such county, and four persons to be appointed by the judge of the Court of Common Pleas of such county. In counties of the first class, however, the four appointive members of such board shall be appointed by the county supervisor. In counties of the second class having a population in excess of one hundred eighty thousand according to the United States census of one thousand nine hundred and twenty the four appointive members of such board shall be appointed by the director of the board of freeholders with the advice and consent of the board of chosen freeholders. Not more than two members appointed to any such board in such second class counties as aforesaid shall be members of the same political party; provided that no changes for adjustment of party representation shall be made in any board except as vacancies occur. In making the first appointments to any such board, said judge or county supervisor or director of the board of freeholders acting with the advice and consent of the board of chosen freeholders, as the case may be, shall

Board of vocational schools.

Appointment.

Terms.

appoint one person to serve for one year, one person to serve for two years, one person to serve for three years, and one person to serve for four years from the first day of November next succeeding the date of their respective appointments. The persons so appointed shall also serve from the date of their respective appointments until the first day of November then next ensuing. During the month of October in each year said judge or county supervisor or the director of the board of freeholders acting with the advice and consent of the board of chosen freeholders, as the case may be, shall appoint a member of said board of education to serve for the term of four years to take the place of that member whose term shall expire on the first day of November then next ensuing. Any vacancy in such board caused by the death, resignation or removal of any member of such board appointed as aforesaid shall forthwith be reported by the secretary of said board to said judge or county supervisor or director of the board of freeholders acting with the advice and consent of the board of chosen freeholders, as the case may be, who shall, within thirty days thereafter, appoint a person to fill such vacancy for the unexpired term.

Future appointments.

Vacancy.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 322.

A Supplement to an act entitled "An act respecting conveyances" (Revision of 1898), approved June fourteenth, eighteen hundred ninety-eight.

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

1. Whenever, in any deed heretofore or hereafter executed and recorded, there shall have been, or may be, used the words "the grantor releases to the said grantee" or there shall have been, or may be, used the words "the grantor does remise, release and forever quit claim unto

Language of intention.

the said grantee," or there shall have been, or may be, used the words "the grantor does grant and release to the said grantee," such deed shall hereafter be construed as though it set forth that "the grantor does grant and convey unto the said ....," unless a contrary intention shall be set forth. Any person or corporation who may have heretofore executed any such deed, or his or her heirs, or its successors or assigns, may institute an appropriate action, within one year from the time this act becomes effective, to have said deed construed in some other manner, in which case such person or corporation shall file a notice of the pendency of such action in the office of the clerk of the Court of Common Pleas in the county where said land is situate, or if the land is situated in a county where there is a register of deeds and mortgages, then in the office of the register of deeds and mortgages.

Action to have deed construed.

Notice of pendency.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 323.

An Act to amend to act entitled "A supplement to an act entitled 'An act respecting conveyances' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," which act was approved March twenty-eighth, one thousand nine hundred and four.

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

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

Section 1 amended.

1. No deed or other instrument mentioned in the twenty-first section of the act to which this a supplement, heretofore or hereafter made, excepting deeds or instruments made by a corporation or corporations, shall be void for lack of a seal; *provided,* the attestation clause or testimonium clause, and the acknowledgment or proof

Use of seal.

Proviso.

shall recite that the same was signed and sealed by the makers thereof.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 324.

A Supplement to a 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, nineteen hundred and eleven.

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

Free carriage of certain officers on street lines.

1. On and after the passage of this act each public utility, as defined in the act to which this is a supplement, operating any street railway, traction railway or auto bus, shall grant transportation to uniformed public officers while engaged in the performance of their public duties, or police officers of whatever grade or rank acting as detectives, county detectives or detectives attached to or connected with the office of the prosecutor of the pleas in any county in this State while engaged in the performance of their public duties, whose duties require police duty to be performed without uniform, without the collection of fares from such public officers; *provided, however,* that for such transportation an amount equal to the lawful fares shall be considered a credit on account of any franchise tax or charges in the nature thereof payable or apportioned by law or ordinance to any municipality wherein such transportation takes place.

Proviso; fare credited to tax.

Repealer.

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

Approved May 6, 1929.

CHAPTER 325.

An Act authorizing all municipalities and counties to establish, construct, improve, equip, maintain and operate airports or landing fields.

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

Municipalities may operate airports.

1. The governing body of any municipality in this State is hereby authorized to acquire, establish, construct, own, control, lease, equip, improve, maintain, operate and regulate airports or landing fields for the use of airplanes and other aircraft within the limits of such municipality and may use for such purpose or purposes any property suitable therefor that is now or may at any time hereafter be owned or controlled by such municipality.

Counties may operate airports.

2. The governing body of any county in this State is hereby authorized to acquire, by lease or purchase, and to establish, construct, own, control, lease, equip, improve, maintain, operate and regulate airports or landing fields for the use of airplanes and other aircraft within the limits of such counties, and may use for such purpose or purposes any property suitable therefor that is now or may at any time hereafter be owned or controlled by such county.

Property may be acquired by eminent domain.

3. Any lands acquired, owned, controlled or occupied by such municipality for the purposes enumerated in sections one hereof shall and are hereby declared to be acquired, owned, controlled and occupied for a public purpose and as a matter of public necessity, and such municipality shall have the right to acquire property for such purpose or purposes under the power of eminent domain as and for a public necessity.

Buying property.

4. Private property needed by any municipality for an airport or landing field shall be acquired by purchase if the municipality is able to agree with the owners on the terms thereof, and otherwise by condemnation, in the manner provided by the law under which the municipality is authorized to acquire real property for public

Acquiring by condemnation.

purposes other than street purposes, or, if there be no such law, in the manner provided for and subject to the provisions of the condemnation law. The purchase price or award for real property acquired for an airport or landing field may be paid for by appropriation of moneys available therefor or wholly or partly from the proceeds of the sale of bonds of the municipality, as the governing body of such municipality shall determine, provided such bond issue shall not exceed the authorized debt limit of such municipality, and subject, however, to the adoption of a proposition therefor at a municipal election, if the adoption of such a proposition is a prerequisite to the issuance of bonds of such municipality for public purposes generally.

Provision for payment.

Bond issue.

Improvement, maintenance, jurisdiction.

5. The governing body of a municipality or county which has established an airport or landing field and acquired, leased or set apart real property for such purpose may construct, improve, equip, maintain and operate the same, or may vest jurisdiction for the construction, improvement, equipment, maintenance and operation thereof, in any suitable officer, board or body of such municipality or county. The expenses of such construction, improvement, equipment, maintenance and operation shall be a municipal or county charge, as the case may be. The governing body of any municipality or county may adopt regulations and establish fees or charges for the use of such airport or landing field, or may authorize an officer, board or body of such municipality or county having jurisdiction to adopt such regulations and establish such fees or charges, subject, however, to the approval of such governing body before they shall take effect.

Expenses a public charge.

Fees for use.

Provision for funds.

6. The governing body of any municipality or county to which this act is applicable having power to appropriate money therein may annually appropriate and cause to be raised by taxation in such municipality or county a sum sufficient to carry out the provisions of this act.

7. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 326.

An Act concerning the appointment and term of office of Commissioners of Assessment of Taxes in certain cities.

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

Term of commissioner of assessment.

1. In all cities of this State which have a population of not less than one hundred and thirty-five thousand nor more than two hundred thousand inhabitants and which now have commissioners of assessment of taxes, said commissioners shall from the time of the passage and approval of this act, be appointed to serve during the good behavior of said appointees.

Present terms extended.

1. All commissioners of assessment of taxes now holding such positions, shall continue therein, and their term of office is hereby extended during the good behavior of the incumbents.

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 May 6, 1929.

CHAPTER 327.

A Further 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, constituting Chapter two hundred and fifty-two of the Pamphlet Laws of one thousand nine hundred and sixteen.

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

Deduction for parks in annual debt statement.

1. In any county in this State now or hereafter having a population of between two hundred and fifty thousand and four hundred thousand inhabitants, as ascertained by the preceding Federal census, the chief financial officer of such county in preparing a statement of the debt condition of such county annually (known as the annual debt statement) and in preparing supplemental debt statements, shall deduct in addition to all deductions otherwise permitted by law, indebtedness of such county incurred or to be incurred for park purposes to the amount of one per centum (1%) of the average assessed valuations, as stated in subdivision D of said annual or supplemental debt statement.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 328.

A Supplement to an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon" (Revision of 1918).

Preamble. WHEREAS, By the provisions of an act of the Legislature of the State of New Jersey, 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 future taxation and assessment" (Chapter 112 of the Laws of 1886), it was, among other things, provided that the comptroller, or other officer entrusted with the collection of taxes should, upon the confirmation of the report of the commissioners, advertise the property for sale, and make sale thereof at public auction to the highest bidder; and

Preamble. WHEREAS, The records of such advertisement of sale, and the results of said sale, have been, in many instances, lost or misplaced among the papers of the municipalities in which such sales have been conducted; and

Preamble. WHEREAS, By the act entitled as above, it was also provided that upon the surrender of a certificate of sale, issued by the comptroller or other collecting officer, to purchasers, together with a proof of service of notice to the owners and mortgagees of the said lands and premises mentioned and described in the certificate of sale, of the right of said owners and mortgagees to redeem the said lands from the sale by the collecting officer, the said comptroller or other collecting officer should execute and deliver to the purchaser, his heirs, devisees and assigns, a deed for said lands and premises; and

Preamble.

WHEREAS, The records of the surrender of such certificate and the proofs of service of such notice upon the owners and mortgagees, have been, in many instances, lost or misplaced by the city officials in charge thereof; and

Preamble.

WHEREAS, The record title to many parcels of land is based upon deeds given by the comptroller or other collecting officer of taxes, made in pursuance to the above-entitled act, and the persons to whom such deeds have been made, and their heirs, devisees and assigns, have caused to be made various improvements thereon; and

Preamble.

WHEREAS, By reason of the inability to produce the proofs required to be made and furnished to the city officials at the time of the making of said deeds, great inconvenience, loss and expense has been and will be sustained by the owners of such lands; now, therefore, for remedy thereof,

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

Validating title to land given my municipality.

1. Whenever a title to land has vested under a deed given by the comptroller or collector of taxes of any municipality, which recites that the same was made, executed and delivered pursuant to an act of the Legislature of the State of New Jersey, passed March thirtieth, one thousand eight hundred and eighty-six, 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 future taxation and assessment," and in said deed it is recited that the report of the commissioners appointed in pursuance to said act has been confirmed in manner therein provided, and a certified copy of said report filed as in said act required, and that the comptroller or collector of taxes, as the case might be, had given, or caused to be given, notice by advertisement, as in said act required, and that sale thereof had been made at public auction to the highest bidder of the lands described in said

deed, and that the said comptroller or collector of taxes did execute and deliver to the said purchaser a certificate of sale, as provided in said act, and that such certificate of sale had been surrendered to said comptroller or collector of taxes and proof duly made by affidavit that notice of said sale in writing had been given in the manner prescribed by said act to every person who had an estate in or mortgage upon said lands and premises, whose estate or lien appears of record in the county wherein the lands described in said certificate were situate, and that no person had redeemed said lands and premises in the manner set forth in said act, nor in any manner, the same shall be conclusive and absolute, and the title so vesting by virtue of such deed is hereby validated and confirmed; *provided,* that such deed shall have been of record in any county clerk's or registrar's office for more than thirty years.

Proviso.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 329.

An Act providing for the compilation and preservation of the record of the annual proceedings of the Spanish American War Veterans of the Department of New Jersey.

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

Appropriation towards preserving records of Spanish War Veterans.

1. The Comptroller of the Treasury is hereby authorized and empowered and the State Treasurer shall pay on the first day of May in each year, on requisition of the Department Commander, Spanish American War Veterans, Department of New Jersey, the sum of one thousand dollars ($1,000), if included in the annual appropriation bill for the current fiscal year, to the assistant quartermaster of the said Department of New Jersey, Spanish American War Veterans, or to such

other officer as shall be designated; which said sum shall be used to compile and preserve the record of the proceedings of the Spanish American War Veterans, Department of New Jersey.

Copies furnished State.

2. The commander of the said Department of New Jersey, Spanish American War Veterans, shall furnish to the Adjutant-General of this State twenty (20) bound copies of the proceedings for the archives of the State.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 330.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act concerning motor vehicles bailed, rented or leased, without a driver, to be operated by the bailee, or lessee, his agent or servant, for purposes other than the transportation of passengers for hire, and their operation upon public highways," approved March twenty-ninth, one thousand nine hundred and twenty-six,' which amendment was approved March thirty-first, one thousand nine hundred and twenty-seven," which amendment was approved March twelfth, one thousand nine hundred and twenty-eight.

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

Section 2 amended.

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:

Liability insurance policy filed with municipal clerk.

2A. Every person, firm, association or corporation owning and engaged in the business of renting or leasing motor vehicles, without a driver, to be operated by the lessee or bailee, his agent or servant, for purposes

other than the transportation of passengers for hire, shall file with the clerk of the municipality in which the owner resides or has his place of business for the motor vehicle or vehicles intended to be so rented or leased, a policy or policies of insurance of a company duly licensed to transact business under the insurance laws of the State of New Jersey, insuring such motor vehicle owner against loss from the liability imposed by law upon such motor vehicle owner for damages on account of bodily injury or death suffered by any person or persons other than a person in the employ of such motor vehicle owner, or a person in, on or about such motor vehicle in the status of a passenger for hire as a result of accidents occurring by reason of the negligent maintenance, use or operation of such motor vehicle upon the public highways of this State; and such policy or policies of insurance shall provide a limit of liability on the part of the insurer exclusive of court costs and the expenses of investigating and defending suits for each motor vehicle covered thereby, in the sum of five thousand dollars ($5,000) for bodily injury to or death of any one person, and subject to the same limit of liability for each person so injured or killed, in the sum of ten thousand dollars ($10,000) for bodily injury to or death of more than one person in any one accident; and shall provide for the payment, *subject, however,* to the aforesaid limits of liability, of any final judgment recovered by any person or persons on account of the ownership, maintenance and use of such motor vehicle by either the owner thereof or the bailee, bailees, lessee or lessees, his, her or their agent or servant, or any fault in respect thereto, and shall be for the benefit of any person or persons suffering loss, damage or injury, as aforesaid. Such policy of insurance shall contain a provision for a continuing liability thereunder, *subject, however,* to the aforesaid limits of liability notwithstanding any recovery thereon, and shall *further provide* that nothing contained therein, nor the violation of any of the provisions thereof, shall relieve the insurer within the limit of liability aforesaid from the payment of any such judgment; but this provision shall not, as between the insurer and the assured, affect the rights given by the policy to the insurers against the assured because

Amount.

Payment of final judgment.

Provisions of policy.

Insurer's liability.

Number of policies.

of any such violation or otherwise. The owner, at his option, may file one policy for each motor vehicle, or one policy covering two or more vehicles, or one policy covering all vehicles operated under the same ownership, with provision for substitution and addition of motor vehicles thereunder, and may file policies of different insurers. The provisions of this act, so far as may be requisite, shall be read into and deemed to form a part of any such policy.

Act effective.

2. This act shall take effect June first, one thousand nine hundred and twenty-nine.

Approved May 6, 1929.

CHAPTER 331.

An Act vesting the title to real estate of which Mary M. McDermott died seized, and which is alleged to have escheated to the State of New Jersey in one thousand nine hundred and twenty-one, in James Walsh.

Preamble.

WHEREAS, Mary M. McDermott, late of the town of Montclair, county of Essex, and State of New Jersey, departed this life on the twenty-second day of December, one thousand nine hundred and twenty-one, seized of the lot, tract or parcel of land, situate, lying and being in the town of Montclair, county of Essex and State of New Jersey: Beginning on the southerly side of George Street, formerly Forest Street, distant north forty-three degrees twenty-five minutes, west two hundred and seventy-two feet four inches westerly from Sherwood Street; thence along George Street north forty-three degrees twenty-five minutes, west forty-three feet eight inches, to land of C. B. Cole, formerly R. C. Smith; thence along said land south forty-one degrees twenty-five minutes, west two hundred and fourteen and seventy one-hundredths feet lot number thirty-four on map of Peck and Doremus; thence along lots numbers thirty-four and thirty-five on said map south seventy-nine degrees twelve minutes, east twenty-nine and seventy-eight feet; thence north forty-six degrees thirty-five min-

utes, east one hundred and ninety-six and forty one-hundredths feet to the place of beginning; being lot number forty-two on said map and part of lot number forty-one; and

WHEREAS, The said Mary M. McDermott 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 Preamble.

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

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 Mary M. McDermott, more particularly described in the first preamble to this act, are hereby vested James Walsh; such title so as aforesaid vested under the provisions of this act is validated and confirmed. Title vested in James Walsh.

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

Approved May 6, 1929.

CHAPTER 332.

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

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

1. Section four hundred and thirty of the act to which this is an amendment be and the same is hereby amended so as to read as follows: Section 430 amended.

If patient able to pay.

430. If the judicial officer shall determine that the patient is insane and has sufficient estate to pay for his full maintenance as fixed by the board of managers or board of chosen freeholders, as the case may be, or if the person or persons legally liable for his support, as herein provided, are able to pay for his maintenance, fixed as aforesaid, said judicial officer, after determining the legal settlement of such patient may, in his discretion, commit such patient to any State or county institution for the care and treatment of the insane in this State. In the final order of commitment he shall direct that the care and maintenance of such patient in the institution designated in said order shall be paid out of the estate of the patient or by the person or persons chargeable by law with his support, or by contract, as the case may be, and such order shall specify the per capita cost of maintenance as fixed from time to time by such institution, which shall be paid thereunder, and shall, in the discretion of the judicial officer, contain such direction as may seem proper concerning security to be given for such payment. If a patient on final hearing is unable to pay the minimum rate fixed at said institution for nonindigent patients, but patient or his or her wife, husband, parents, grandparents, children or grandchildren, or any of them, is or are able to pay a part of the rate fixed for the maintenance of said patient, the judicial officer shall order that said patient be committed to the institution as an indigent patient chargeable to the county or to the State, as provided in the act to which this act is an amendment, and on reasonable notice to the persons to be charged, may further order that said patient or his or her wife or husband, parents, grandparents, children or grandchildren, or any of them, pay monthly in advance to the chief executive officer of the institution in which the patient is confined in the case of State indigent patients, for the use of said institution, or to the county treasurer of the county chargeable in the case of county indigent patients, such part of the cost of the maintenance of such patient as to said judicial officer may seem just. If the said county treasurer shall actually receive from the said indigent patient, or his or her chargeable relatives, as aforesaid any money in excess of that paid by the

Order directing payment.

If unable to pay.

Part payment.

If excess payment.

county in support of said patient he shall pay such excess to the chief executive officer of the institution in which said patient is confined, for the use of said institution.

Section 441 amended.

2. Section four hundred and forty-one of the act of which this act is an amendment be and the same is hereby amended so as to read as follows:

Minimum payment fixed.

441. The minimum rate of payment for the maintenance of any nonindigent patient shall be fixed by the board of managers or the board of chosen freeholders or committee thereof, at the per capita cost of maintenance at said institution, and shall be construed to be a reasonable charge for the care and treatment of any such patient and for necessaries advanced to any such patient.

Section 445 amended.

3. Section four hundred and forty-five of the act of which this act is an amendment be and the same is hereby amended so as to read as follows:

Change from nonindigent to indigent patient.

445. When any patient shall be committed to any State or county institution as a nonindigent patient and an order has been made directing the payment of the cost of the care and maintenance of such patient out of his estate, or by the person or persons chargeable by law with his care and maintenance, and such estate shall subsequently become exhausted or such person or persons chargeable as aforesaid shall become unable to continue such payments, or if such payments so due cannot be collected by the management of the institution, the guardian of such patient, or the person or persons chargeable as aforesaid, or the chief executive officer of such institution may apply in writing to the judicial officer for the reopening of the matter, and such judicial officer shall have power, in his discretion, upon notice to the proper parties, to inquire into the facts, if necessary, and change the status of such patient to the indigent class, and make such further order of direction as may be necessary. When any patient shall have been heretofore or shall hereafter be committed to any State or county institution on an order directing the payment of the cost of the care and maintenance of such patient out of his estate or by the person or persons chargeable by law with his care and maintenance, it shall be lawful for the judicial officer, upon application of the management of the institution or the Attorney-General or

Payment on application of institution.

county counsel, as the case may be, upon notice to the representative of the estate or to the person or persons chargeable by law with his care and maintenance, upon proof of the ability of the estate of such patient or such person or persons legally liable, to pay the whole or a greater portion of the cost of such care and maintenance, not exceeding the per capita cost of maintenance in such institution, to enter an order directing that such new rate be paid by such estate or by such person or persons chargeable by law with the care and maintenance of such patient.

Repealer.

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

Approved May 6, 1929.

CHAPTER 333.

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:*

Disposition of property not needed.

1. Every board of education may sell or dispose of any lands or buildings or any right or interest therein which ceases to be suitable or convenient for the use for which they were acquired or are no longer needed for school purposes, whether said lands or buildings or any right or interest therein have been heretofore acquired or may hereafter be acquired by said board of education by purchase or through condemnation proceedings for school purposes.

Conditions of sale.

2. No lands, buildings or any right or interest therein shall be sold by any board of education except at public sale and to the highest bidder after public advertisement

given in a newspaper circulating in the city school district wherein the lands or buildings or any right or interest therein are located, at least once a week for two weeks prior to such sale, and the purchaser thereof shall acquire the title to said lands, buildings or any right or interest therein free from any use or purpose for which the same may have been acquired by the said board of education; *providing, however,* that the requirement herein for public sale to the highest bidder shall not apply to any sale of land or buildings or any right or interest therein by any board of education to the United States of America, the State of New Jersey or any political subdivision of said State. Proviso.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 334.

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 fourtenth, one thousand nine hundred and three.

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

1. It shall be unlawful to purchase, sell, offer for sale, expose for sale, or possess for sale, any black or Oswego bass in this State, excepting for propagating purposes, and it shall be unlawful to export from or import into this State for commercial purposes any black or Oswego bass, excepting for propagating purposes, under a penalty of twenty dollars ($20.00) for each black or Oswego bass purchased, sold, offered for sale, exposed for sale, possessed for sale, imported or exported, to be recovered in accordance with the provisions of the Sale of black bass unlawful. Penalty.

act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and the supplements thereto.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 335.

An Act to further amend an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, as heretofore amended.

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

Section 19 amended.

1. Section nineteen, as heretofore amended, of the act to which this act is an amendment, is hereby further amended to read as follows:

Certificate of stock furnished.

Details.

19. Every stockholder shall have a certificate, signed by the president or a vice-president, and either the treasurer or an assistant treasurer, or the secretary or an assistant secretary, certifying the number of shares owned by him in such corporation, but where such certificate is signed by a transfer agent or an assistant transfer agent or by a transfer clerk on behalf of such corporation and a registrar, the signatures of any such president, vice-president, treasurer, assistant treasurer, secretary or assistant secretary may be facsimiles. In case any officer or officers who shall have signed, or whose facsimile signature or signatures shall have been used on, any such certificate or certificates shall cease to be such officer or officers of such corporation, for whatever cause, before such certificate or certificates shall have been delivered by such corporation, such certificate or certificates may nevertheless be adopted by such

If officer ceases, delivery of certificate.

corporation and be issued and delivered as though the person or persons who signed such certificate or certificates or whose facsimile signature or signatures shall have been used thereon had not ceased to be such officer or officers of such corporation. All certificates heretofore issued, which are signed as aforesaid, shall be as valid and effectual for all purposes as if signed by the president and treasurer of the corporation.

Validity of certificates.

2. Section thirty-six of the act of which this act is an amendment, is hereby further amended to read as follows:

Section 36 amended.

36. Unless otherwise provided in the charter, certificate or by-laws of the corporation, at every election each stockholder, whether resident or nonresident, shall be entitled to one vote in person or by proxy for each share of the capital stock held by him, but no proxy shall be voted on after three years from its date. The board of directors shall have power to close the stock transfer books of the corporation for a period not exceeding thirty days preceding the date of any meeting of stockholders or the date for payment of any dividend or the date for the allotment of rights or the date when any change or conversion or exchange of capital stock shall go into effect; *provided, further,* that in lieu of closing the stock transfer books as aforesaid, the by-laws may fix or authorize the board of directors to fix in advance a date, not exceeding thirty days preceding the date of any meeting of stockholders, or the date for the payment of any dividend, or the date for the allotment of rights, or the date when any change or conversion or exchange of capital stock shall go into effect, as a record date for the determination of the stockholders entitled to notice of and to vote at any such meeting, or entitled to receive payment of any such dividend, or any such allotment of rights, or to exercise the rights in respect to any such change, conversion or exchange of capital stock, and in such case stockholders of record on the date so fixed shall be exclusively entitled to such notice of and vote at such meeting, or to receive payment of such dividend, or allotment of rights, or exercise such rights, as the case may be, and notwithstanding any transfer of any stock on the books of the corporation after any such record date fixed as aforesaid. In case

Each share entitled to vote.

Proxies allowed.

Closing transfer books.

Proviso.

Record date.

Stockholders of record notified.

Stock transferred within twenty days not voted.

the transfer books of the corporation shall not have been closed and no date shall have been fixed as a record date for the determination of the stockholders entitled to vote, as above provided, no share of stock shall be voted on at any election of directors after the first election of directors which has been transferred on the books of the corporation within twenty days next preceding such election of directors.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 336.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning district courts'" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Section 2 amended.

1. Section two of the act to which this act is amendatory shall be amended to read as follows:

Plaintiff may demand specification of defense.

2. The plaintiff in any action based on contract wherein the true amount intended to be recovered is over the sum of three hundred dollars ($300.00) may endorse upon the state of demand a notice to the defendant that the plaintiff demands that the defendant shall file a written specification of defenses intended to be made to said action on or before the time specified for appearance in the process or summons, or on the return of the warrant, or at the time of appearance specified in the recognizance, and thereupon the defendant shall specify such defenses in writing and file the same and serve a copy thereof upon the plaintiff or his attorney within such time, and shall at the trial be confined to the defenses so specified; and in case the defendant fails to comply with such demand and serve such copy within such time, he shall be barred from making any defense

May amend specifications.

to said action, but the court, at or before the trial of the action, upon terms, may permit such defendant to file and serve, or amend such specifications.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 337.

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.

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

Soldiers' bonus.

1. Any soldier, as defined in this act, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, or, in the case of the death of a soldier, the dependent or dependents of such deceased soldier, shall be entitled to and shall receive a bonus for such service on the basis of ten dollars ($10) for each month of fraction thereof, from March twenty-fifth, nineteen hundred and seventeen, to date of discharge; *provided,* that no such soldier, or the dependent or dependents of such deceased soldier, shall be entitled to receive any amount in the aggregate, under this act, in excess of one hundred dollars ($100), *provided, further,* that no payments shall be made to any soldier, or dependent or dependents of a deceased soldier, who entered the service of United States subsequent to November eleventh, nineteen hundred and eighteen.

Proviso.

Proviso.

Definition.

2. The word "soldier" as used in this act shall be taken to mean and include any officer, soldier, sailor, marine, nurse, or any other person regularly enlisted or inducted, who was or is a part of the military or naval forces of the United States in the war with Germany

and her allies, and who was a resident of the State of New Jersey at the time he was commissioned, enlisted, inducted, appointed or mustered into the military or naval service of the United States, and who has been or may be given an honorable or ordinary discharge or release from such service. For the purpose of this act the term "a dependent" or "dependents" shall be taken to mean and include any person or persons who was at the time such soldier entered the service, or during such time of service, dependent for the necessaries of life in whole or in part upon such soldier.

Application.

3. Any soldier, as defined in this act, shall, upon written application to the Adjutant-General of the State, receive such bonus; *provided,* that the said application shall show to the satisfaction of the Adjutant-General that such soldier, or in the case of the death of a soldier, the dependent or dependents of such deceased soldier, was outside the jurisdiction of the State of New Jersey during the time between April thirteenth, one thousand nine hundred and twenty, and April first, one thousand nine hundred and twenty-six, or other satisfactory evidence that such soldier or dependent or dependents of a deceased soldier shall have been otherwise unable to make application for such bonus.

Proviso.

Investigation and approval of claims.

4. It shall be the duty of the Adjutant-General to investigate all claims and applications filed under the provisions of this act, and if satisfied of the sufficiency of such claim or application, to approve the same and direct payment thereof from the funds hereinafter provided for. Payment shall be made by the treasurer upon the warrant of the Comptroller of the Treasury in the same form and manner as other claims against the State.

Regulations governing provisions of act.

5. For the purpose of carrying into effect the provisions of this act the Adjutant-General is hereby authorized and empowered to make such rules and regulations hereunder as shall seem necessary. The Adjutant-General shall cause to be prepared and distributed applications, blanks and all applications for a bonus, under the provisions of this act, shall be made to the Adjutant-General upon application blanks provided for that purpose.

6. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of seventy-five thousand dollars ($75,000), or so much thereof as may be necessary. Appropriation.

7. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 338.

An Act to fix and define a portion of the southerly boundary line and a portion of the westerly boundary line of the borough of Avon-by-the-Sea, in the county of Monmouth.

WHEREAS, That portion of the southerly boundary line of the borough of Avon-by-the-Sea, in the county of Monmouth, easterly from the iron bridge erected by the county of Monmouth, across Shark River, was heretofore fixed and defined by an act of the Legislature of the State of New Jersey; and Preamble.

WHEREAS, Difficulty has arisen as to the location of that portion of the southerly boundary line of the borough of Avon-by-the-Sea, west of the iron bridge erected by the county of Monmouth across Shark River, between Main Street, Avon-by-the-Sea, and F Street, Belmar; and Preamble.

WHEREAS, In order that all difficulty may be removed and that the proper and accurate location of said southerly portion of the boundary line may be fixed and determined by an act of the Legislature; therefore, Preamble.

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

1. That portion of the southerly boundary line of the borough of Avon-by-the-Sea westerly from the iron bridge, erected by the county of Monmouth, across Shark River, between Main Street, Avon-by-the-Sea, Southerly boundary line fixed.

and F Street, Belmar, be and the same is hereby, and shall hereafter be, fixed and determined as follows:

Beginning at a point in the middle of the iron bridge erected by the county of Monmouth, across Shark River, between Main Street, Avon-by-the-Sea, and F Street, Belmar, at the center of the South Channel of Shark River; extending thence westerly along the center of the South Channel of Shark River, the various courses thereof to a point in the westerly line of the New York and Long Branch Railroad.

Westerly boundary line fixed.

2. That portion of the westerly boundary line of the borough of Avon-by-the-Sea lying between the north shore of Shark River and the center of the South Channel of Shark River, be and the same is hereby, and shall hereafter be, fixed and determined as extending along the westerly line of the New York and Long Branch Railroad.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 339.

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

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

Inspection of electric wires, etc.

1. It shall be lawful for the board of chosen freeholders of any county of this State to provide by resolution for the regulation and inspection of wires, conductors and appliances for the purpose of utilizing electrical energy for light, heat and power when introduced or placed in any building in such county; *provided, however,* such regulation and inspection shall not be inconsistent with the current issue of the national electrical code and the rules and regulations for wiring of the corporation, firm or individual by which the electrical

Proviso.

energy is to be supplied, or the existing standards of the Board of Public Utility Commissioners. After the passage of such resolution no person, firm or corporation shall put in use any electrical wires, appliances and currents for the purposes aforesaid which shall not have been inspected and approved by the inspector of such county appointed for such purpose. The inspector shall furnish a certificate of inspection to any person, firm or corporation applying therefor. Such proposed resolution shall prescribe the method of location, arrangement, installation and use of such wires and appliances, and shall fix the powers and duties of the inspector thereof, as the said body shall from time to time deem necessary for the protection of life and property, and fix a fee or fees for each inspection not exceeding ten dollars ($10.00).

Wires inspected and approved.

County inspector appointed.

Inspection fee.

2. The board of chosen freeholders of any county in this State providing by resolutions for the inspection of electrical wires, appliances and currents for furnishing light, heat and power pursuant to preceding section shall appoint and fix the compensation of an inspector or inspectors, as the need may be, of electrical wiring, who shall have a practical and technical knowledge of the construction and operation of interior electrical wiring and appliances.

Pay of inspectors.

3. Upon the passage of any such resolution as contemplated in the preceding sections of this act, it shall be unlawful for any persons, real or artificial, engaged in the business of furnishing electricity for light, heat or power purposes to refuse to supply electrical current for such purposes upon the production of a written certificate of the inspector of electrical wires and appliances approving the construction thereof in any building, or to exact or charge any fee or charge for the inspection covered by said inspector as a condition to supplying such electrical current for furnishing light, heat or power; nor shall any insurance company, or agent thereof, from and after the passage of a resolution by the board of chosen freeholders of any county in this State pursuant to the preceding sections of this act, exact or charge any fee or charge for the inspection covered by said inspector as a condition to insuring any building or buildings in which such electrical wires, appliances

Electric companies must supply current.

Proviso. and currents are introduced or placed; *provided,* that no corporation, firm or individual supplying electrical energy shall be compelled to extend its lines or wires more than two hundred and fifty feet to connect such building unless the Board of Public Utility Commissioners shall after hearing order such extension; *and*

Proviso. *provided, further,* that no such corporation, firm or individual shall be obliged to supply service to any person, persons or corporations at the time indebted to the corporation, firm or individual from which such service connection is sought. The foregoing provision shall be

Enforcement. enforced by the Public Utility Commission and the Department of Banking and Insurance, respectively;

Proviso. *provided, however,* that this act shall not apply to or affect any city in this State which is or may hereafter be acting under the provisions of an act entitled "An act concerning cities of the first class in this State, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards, and relating to the municipal affairs and departments of such cities, placed under the control and management of such boards, and providing for the maintenance of the same," approved March twenty-eighth, one thousand eight hundred and ninety-

Proviso. one; *and provided, further,* that the board of freeholders of any county proceeding to act under this act shall not exercise jurisdiction hereunder in any city, the governing body of which may have adopted the provisions of an act entitled "An act to authorize cities in this State to provide by ordinance for the regulation and inspection of electrical wires, appliances and currents for furnishing light, heat and power in certain cases, and to fix the penalty for the failure to comply with the provisions of such ordinance and to make it unlawful, when an ordinance for such regulation is passed by any city in this State, for insurance companies, and those engaged in furnishing electricity for light, heat or power purposes, to charge for inspection covered by such ordinance," approved March twenty-ninth, nineteen hundred and twelve.

Repealer. 4. All acts or parts of acts inconsistent with this act are hereby repealed.

Approved May 6, 1929.

CHAPTER 340.

An Act concerning the employees in the fire departments of any municipality of this State.

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

Janitor graded as fireman.

1. Any person employed as janitor in a fire department, in any municipality now or hereafter having a population of less than fifty thousand inhabitants, as ascertained by the preceding Federal census, and who was so employed prior to the passage of this act, shall be designated as a uniformed fireman, and shall be entitled to the benefits of any statute of this State, and to the ordinances of any such municipality regulating and fixing the salary and tenure of such uniformed firemen.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 341.

An Act to amend an act entitled "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," passed March twenty-first, one thousand nine hundred and twenty-five.

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

Section 2 amended.

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:

Real estate broker and salesman defined.

2. A real estate broker for the purposes of this act is defined to be any person, firm or corporation, who for a fee, commission or other valuable consideration, lists for sale, sells, exchanges, buys or rents, or offers or attempts to negotiate a sale, exchange, purchase or rental of an estate or interest in real estate, or collects or offers or attempts to collect rent for the use of real estate or negotiates, or offers or attempts to negotiate a loan secured or to be secured by a mortgage or other encumbrance upon or transfer of 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 negotiate the purchase, sale or exchange of real estate, or offers or attempts to negotiate a loan secured or to be secured by a mortgage or other encumbrance upon or transfer 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 the terms of a deed of trust or to State banks, Federal banks, savings banks and trust companies located within this State, or to insurance companies incorporated under the insurance laws of this State.

Proviso; exceptions to act.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 342.

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

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

1. Amend section one hundred and three to read as follows: Section 103 amended.

103. Whenever a township, incorporated town or borough school district shall desire to consolidate with one or more township, incorporated town or borough school districts, the board of education of said district shall petition the county superintendent of schools of the county in which said district shall be situate, to appoint a time when meetings of the legal voters of the districts proposed to be consolidated shall be held, and said county superintendent of schools shall, upon receiving said petition, appoint a day for said meetings, and shall notify the board of education of each of said districts of his action. Each board of education receiving such notification shall cause its district clerk to post notices calling a special meeting of the legal voters of the district for the purpose of voting on the question of the consolidation of said districts. Said meeting shall be called in the same manner as other special meetings are called, and shall be held on the day designated therefor by the county superintendent of schools, at such hour and place as may be determined by the board of education. The election shall be by ballot, and the chairman shall appoint two tellers, who shall receive and count the ballots in the presence of the chairman of the meeting. The secretary of the meeting shall keep a poll-list and shall record therein the name of each person voting at such meeting, and shall also keep a tally-sheet of the votes as counted by the tellers. The tally-sheet shall be signed by the chairman and tellers, and said

Consolidation of districts.

Special election.

Time.

Balloting.

Details of election.

tally-sheet, poll-list and ballots shall be placed in a sealed package by the secretary, endorsed with the name of the district, the name of the county in which said district 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 said 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 statements that the number of votes cast in each of said districts in favor of consolidation exceeds the number of votes cast against the same, he shall immediately notify each of the boards of education of the result of said election, and thereafter said districts shall constitute a consolidated school district.

Report to, and action by, county superintendent.

Result announced.

Section 104 amended.

2. Amend section one hundred and four to read as follows:

Trustees of consolidated district.

104. When two districts vote to consolidate, the board of education of each district consolidated in the manner provided in the preceding section shall, upon receipt of the notice from the county superintendent of schools of such consolidation, select by lot four of its number to serve as members of the board of education of the consolidated district, and the eight members so selected shall select the ninth member of said board from among the remaining members of the board of education of that district which shall employ the greater number of teachers; *provided,* that if the board of education of one of the districts so consolidated shall consist of but three members, all of said members shall be members of the board of education of the consolidated district, and four members of said board shall be chosen as hereinbefore provided from the board of education of the other district so consolidated; *and provided further,* that if each of said boards of education shall consist of three members only, said board shall constitute the board of education of the consolidated district, and the board constituted as hereinbefore provided shall serve until the next annual meeting for the election of members of boards of education, and the terms of office of the remaining members of the board of education of each

Proviso.

Proviso.

of said districts so consolidated shall thereupon cease and determine. At said annual meeting a board of education shall be elected as provided for the election of members of boards of education in new township school districts. When more than two districts shall vote to consolidate, the county superintendent shall select nine members from among the members of the boards of education of such districts joining in the consolidation to constitute the board of education of the consolidated district. The membership shall be apportioned by the county superintendent of schools among the several districts comprising the consolidated district as nearly as may be according to the number of their inhabitants as shown by the last published United States census report which apportionment shall continue to represent the respective municipal sections of the consolidated school district until changed by reapportionment which shall be made immediately succeeding the published report of each subsequent United States census. The boards of education of each of the consolidated districts shall continue to conduct the schools of the respective districts until June thirtieth next following the election to consolidate when their terms of office shall cease. The appointed board of education shall serve until the next annual meeting for the election of members of boards of education when the terms of office of the members so appointed shall end. At the said annual meeting a board of education shall be elected as follows: The board of education of the consolidated district shall provide for the election of members of the board of education within the territorial limits of each of the former districts and each such district shall elect members to replace the members appointed from that district by the county superintendent of schools. The members so elected shall hold office for the following terms: the three members receiving the highest number of votes in any of the districts shall be declared elected for three years, the three members receiving the next highest number of votes shall be declared elected for the two-year term, and the next three members shall be declared elected for the term of one year and thereafter vacancies shall be filled in the respective districts as they occur under the provisions of the consolidated

Trustees in case of more than two districts.

Continuance of schools.

Annual election.

Terms of members.

board of education in the same manner as elections are conducted in districts of but one municipality except that elections to fill vacancies shall be provided for by the board of education only in the districts where vacancies occur.

Vacancies.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 343.

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

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

Section 11 amended.

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

Delivery of securities on dissolution.

11. Whenever any insurance company of this State shall voluntarily dissolve or a receiver thereof shall be appointed by the Court of Chancery or other court of competent jurisdiction the Commissioner of Banking and Insurance shall thereupon deliver such receiver or the directors or trustees on dissolution, the stocks, bonds, or bonds and mortgages, deposited as aforesaid, and upon such delivery the said commissioner shall be relieved of all further responsibility or obligation in regard to the securities so deposited; *provided,* that said deposited securities shall not be delivered to the directors or trustees on dissolution until all proceedings in such voluntary dissolution shall have been first approved by the commissioner.

Proviso.

Section 15 amended.

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

15. Whenever, in the judgment of the board of directors of any insurance corporation of this State, it shall be deemed advisable and most for the benefit of such company that it should be dissolved, the board, within ten days after the adoption of a resolution to that effect by a majority of the whole board at any meeting called for that purpose, of which meeting every director shall have received at least three days notice, shall cause notice of the adoption of such resolution to be mailed to each stockholder, or if a mutual company, to each member, residing in the United States, and also beginning within said ten days cause a like notice to be published in a newspaper published in the county wherein the company shall have its principal office, at least four weeks successively, once a week, next preceding the time appointed for the same, of a meeting of the stockholders or members to be held at the office of the company to take action upon the resolution so adopted by the board of directors, which meeting shall be held between the hours of ten o'clock in the forenoon and three o'clock in the afternoon of the day so named, and which meeting may, on the day so appointed, by consent of a majority in interest of the stockholders or members present, be adjourned, from time to time for not less than eight days at any one time, of which adjourned meeting notice by advertisement in said newspaper shall be given; and if at any such meeting two-thirds in interest of all the stockholders, or if a mutual company, of two-thirds of the members, shall consent that a dissolution shall take place and signify their consent in writing, such consent, together with a list of the names and residences of the directors and officers, certified by the president and the secretary or treasurer, shall be filed in the Department of Banking and Insurance, whereupon, if the Commissioner of Banking and Insurance shall be satisfied by due proof submitted to and verified by the commissioner that the requirements aforesaid have been complied with, he shall issue a certificate that such consent has been filed, and the board of directors shall cause such certificate to be published, four weeks successively, at least once a week, in a newspaper published in said county; and upon the filing in the Department of Banking and Insurance of an affidavit that said certificate has been

Method of dissolution.

Certificate of consent published.

so published, the company shall be dissolved and the board shall proceed to settle up and adjust its business and affairs; whenever all the stockholders or members shall consent, in writing, to a dissolution, no meeting or notice thereof shall be necessary, but on filing said consent in the Department of Banking and Insurance, the Commissioner of Banking and Insurance shall forthwith issue a certificate of dissolution, which shall be published as above provided; *provided, however,* that no disbursement of the assets and/or funds of the insurance company shall be made to the stockholders until all proceedings in such voluntary dissolution shall have been first approved by the commissioner.

Proviso.

Section 72 amended.

3. Section seventy-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:

Examination into affairs of insurance companies.

72. The Commissioner of Banking and Insurance shall have the power, whenever he deems the same expedient, to make or cause to be made, an examination of the assets and liabilities, method of conducting business and all other affairs of every insurance company authorized to transact business in this State, and shall make such an examination of every domestic life insurance company at least once in three years. For the purpose of such an examination the commissioner may commission and employ such persons to conduct the same or to assist therein as he may deem advisable, which examination may be conducted in any State or country in which the company examined is incorporated or has an office, agent or place of business.

Assistance.

Expenses paid by corporation examined.

The reasonable expenses of such examination shall be fixed at and determined by the Commissioner of Banking and Insurance, and he shall collect the same from the corporation examined, which shall pay same on presentation of a detailed account of such expenses.

Expenses in case of insolvency.

In case any company, after such examination, shall be declared by the Chancellor to be insolvent, the expense of such examination, if unpaid, shall be taxed in the costs of the proceedings in the Court of Chancery and paid out of the assets of the company.

No gratuities for services.

No insurance corporation shall, either directly or indirectly, pay, by way of gift, credit or otherwise, any other or further sum to the commissioner or to any

person in the employ of the insurance department, for extra service or for purposes of legislation, or for any other purpose whatsoever.

4. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 344.

An Act to amend an act entitled "An act declaring unlawful certain practices in connection with the issuance, sale, offer for sale, purchase, offer to purchase, promotion, negotiation, advertisement or distribution of securities within this State, and providing for the investigation and prevention of such practices," approved March nineteenth, one thousand nine hundred and twenty-seven.

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

Section 3 amended.

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

Right of attorney-general to inquire into procedure.

3. Whenever it shall appear to the Attorney-General, either upon complaint or otherwise, that any person, partnership, corporation, company, or association, has engaged in, or is engaging in, or is about to engage in, any practice declared to be illegal and prohibited by this act, or whenever the Attorney-General believes it to be in the public interest that an investigation of any such matters should be made, he may

May require report and facts.

(a) Require or permit such person, partnership, corporation, company, or association to file with him on such forms as he may prescribe, a statement or report in writing under oath or otherwise, as to all the facts and circumstances concerning the issuance, sale, offer for sale, purchase, offer to purchase, promotion, negotiation, advertisement or distribution, of securities, within

this State, by said person, partnership, corporation, company, or association, and such other data and information as may be relevant and material thereto.

May examine those connected with issuing securities.

(b) Examine the promoter, seller, broker, dealer, negotiator, advertiser and issuer of any such securities, and any agents, employees, partners, officers, directors, members or stockholders thereof, under oath; and examine such records, books, documents, accounts and papers as may be relevant or material to the inquiry.

Compelling attendance by subpœna.

(c) Administer an oath or affirmation to any witness whose testimony may be required, compel the appearance and attendance of any such person for the purpose of examination, by subpœna ad testificandum, or order the production of any records, books, documents, accounts and papers, by subpœna duces tecum; the subpœna herein provided for may be served by any police officer, or constable, of the State of New Jersey, or by any person designated by the Attorney-General.

Section 4 amended.

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

On failure to comply with order.

4. In case any person, partnership, corporation, company, or association shall fail, or refuse to file any such statement or report, or shall fail or refuse to obey such subpœna, or to give testimony, or to answer questions as required, or to produce any books, records, documents, accounts or papers as required, the Court of Chancery of this State, upon application made to it and upon proof being made of such failure or refusal, may make an order awarding process of subpœna or subpœna duces tecum, out of the said court for such witness to appear and testify before the Attorney-General, and may make an order or orders that any person give testimony and answer questions as required, and produce books, records, documents, accounts or papers as required; and upon filing such order in the clerk's office of the said Court of Chancery, it shall be the duty of the said clerk, under the seal of said court, to issue process of subpœna to appear before the Attorney-General at a time and place named therein, and so from day to day until the examination of such person shall be completed; and said subpœna may contain a direction that such witness bring

Subpœna issued.

Production of books, records, etc.

with him to such examination any books, records, documents, accounts or papers 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 and production of books, records, documents, accounts or papers as aforesaid as said court shall direct; and in case any person so summoned by subpœna issued by said clerk as aforesaid, shall fail or refuse to obey such subpœna or to answer any direction therein, or to give testimony, or answer questions as required, or to produce any books, records, documents, accounts or papers, or in case any such person shall fail or refuse to obey any order, the court, on motion supported by proof, may order an attachment for contempt to be issued against any person charged with disobedience to any order or injunction issued out of the Court of Chancery pursuant to this act; and if the person so offending shall be brought before the court by virtue of said attachment, and if upon a hearing such disobedience shall appear, the court, in its discretion may order such offender to be committed and kept in close custody until it shall further order therein.

On refusal to comply.

Court may order commitment.

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

Section 5 amended.

5. In case any person, partnership, corporation, company, or association shall fail or refuse to file any such statement or report, or shall fail or refuse to obey any subpœna, the issuance of which is provided for in this act, or to produce books, records, documents, accounts or papers, or to give testimony or to answer questions, as required by this act, the Attorney-General, in addition to the other remedies provided for herein, may apply to the Court of Chancery for, and upon proof of such failure or refusal the court may grant an injunction restraining the issuance, sale, offer for sale, purchase, or offer to purchase, promotion, negotiation, advertisement or distribution within this State of securities, by such person, partnership, corporation, company, or association, and any agents, employees, brokers, partners, officers, directors, and stockholders thereof, until the filing of the statement or report, the compliance with

Authority to issue injunction on failure to comply with order.

such subpœna, the production specified therein, the giving of testimony and the answering of questions, such other and further relief as the facts may warrant.

Section 6 amended.

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

Restraining action.

6. Whenever it shall appear to the Attorney-General from any report or statement filed, from any examination made as provided for in this act, or from any other source, that any person, partnership, corporation, company, or association has engaged in, is engaging in, or is about to engage in, any practice declared to be illegal and prohibited by this act, he may by petition or bill of complaint setting forth the facts and circumstances of the case, apply to the Court of Chancery for a writ of injunction, or the appointment of a receiver, or both, and the court being satisfied by affidavit or otherwise of the sufficiency of said application and the truth of the allegations contained in the petition or bill, and upon such notice as the court may by order direct, may proceed in a summary way to hear the affidavits, proofs and allegations which may be offered on behalf of the parties, and if upon such inquiry it shall appear to the court that any such person, partnership, corporation, company, or association has engaged in, or is engaging in, or is about to engage in any practice declared to be illegal and prohibited by this act, the court may issue an injunction restraining such person, partnership, corporation, company or association, and any agents, employees, brokers, partners, officers, directors and stockholders thereof, from continuing such practices or engaging therein or doing any acts in furtherance thereof, and the court may also issue an injunction restraining the issuance, sale, offer for sale, purchase, or offer to purchase, promotion, negotiation, advertisement or distribution within this State of any securities by such person, partnership, corporation, company, or association, and any agents, employees, brokers, partners, officers, directors or stockholders thereof until the court shall otherwise order.

Section 7 amended.

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

Authority to appoint receiver.

7. (a) Whenever the Court of Chancery shall issue any injunction provided for in section six, against a person, partnership, company, or association, it may appoint a receiver with power to sue for, collect, receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, records, documents, papers, choses in action, bills, notes and property of every description, derived by means of any practice declared to be illegal and prohibited by this act, including also all property with which such property has been mingled, if such property cannot be identified in kind because of such commingling, and sell, convey and assign the same, and hold and dispose of the proceeds thereof under the direction of the Court of Chancery for the equal benefit of all who establish an interest therein by reason of the use and employment by the defendant of any practices herein declared to be illegal and prohibited; and the court shall have jurisdiction of all questions arising in said proceedings and may make such orders and decrees therein as justice and equity shall require.

Injunction restraining corporation.

(b) Whenever the Court of Chancery shall issue any injunction provided for in section six, against a corporation, it may restrain the corporation, and its officers and agents, from exercising any of its privileges or franchises, and from collecting or receiving any debts, or paying out, selling, assigning or transferring any of its estate, moneys, funds, lands, tenements or effects, except to the receiver appointed by the court until the court shall otherwise order; and upon the appointment of a receiver for a corporation, all the real and personal property of the corporation, and all its franchises, rights, privileges and effects shall forthwith vest in him, and the corporation shall be divested of the title thereto, and the receiver thus appointed shall settle the estate and distribute the assets, and have all the powers and may exercise all the duties conferred upon receivers by the provisions of an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first one thousand eight hundred and ninety-six, and the acts amendatory thereof and supplemental thereto.

Section 8 amended.

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

As to giving incriminating evidence.

8. The Attorney-General shall have power and authority to issue under his hand the subpœna herein provided for, and any person who shall fail or refuse to obey such subpœna, or upon his appearance shall refuse to testify, or shall testify falsely, shall be guilty of a misdemeanor; and any person having been served with an injunction or injunctive order staying or enjoining any such practices or transactions herein declared to be illegal and prohibited, and any person, partnership, corporation, company, or association who shall, while such injunction is in effect, disobey the same, shall be deemed in contempt of court, and shall be guilty of a misdemeanor. If any person shall ask to be excused from testifying or producing any book, paper or other document before the Attorney-General, or before the Chancellor, a Vice-Chancellor, master or officer conducting the inquiry, upon any trial, investigation or proceeding initiated by the Attorney-General pursuant to the provisions of this act upon the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate him or to convict him of a crime or to subject him to a penalty or forfeiture, and shall, notwithstanding, be directed by the Chancellor, a Vice-Chancellor, master or officer conducting the inquiry to testify or to produce such book, paper or document, he must, nonetheless, comply with such direction, but in such event he shall not thereafter be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, pursuant thereto, and no testimony so given or produced shall be received against him upon any criminal action, suit or proceeding, investigation, inquisition or inquiry; *provided, however,* no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony given as herein provided for, nor shall immunity apply to corporations or to the officers as such.

Testimony not used adversely.

Proviso.

7. Section nine of the act of which this act is amendatory be and the same hereby is amended to read as follows: Section 9 amended.

9. The Attorney-General may appoint and employ such assistants as he shall deem necessary to act for him and in his name to represent him in carrying into effect the provisions of this act, and he may further appoint and employ such other officers and persons as he shall deem necessary, define their duties and authority and fix their compensation. Assistance in carrying act into effect.

8. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 345.

An Act authorizing and empowering the Governor, the Treasurer, and the Comptroller of the State of New Jersey, constituting the State House Commission of said State, acting for and on behalf of the State of New Jersey, to grant and convey to Public Service Corporation of New Jersey, or one of its subsidiary companies, a right-of-way over the lands of the State of New Jersey in the township of North Brunswick, Middlesex County, New Jersey, now in the occupation of the trustees of Rutgers University of New Jersey.

WHEREAS, Public Service Corporation of New Jersey, or one of its subsidiary companies, now owns certain parcels of land acquired for a right-of-way over lands contiguous to lands now owned by or in the occupation of the trustees of Rutgers University in New Jersey, and the trustees of Rutgers University in New Jersey are desirous of having said Public Service Preamble.

Corporation of New Jersey or one of its subsidiary companies abandon said right-of-way, convey the fee to the same to the said University, and locate a new right-of-way over lands belonging to the State, said University, and others, for the transmission of electrical energy only, which said Public Service Corporation of New Jersey and/or one of its subsidiaries is willing to do; now, therefore,

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

State House commission to grant right-of-way over lands at Rutgers University.

1. The Governor, the Treasurer, and the Comptroller of the State of New Jersey, constituting the said State House Commission of said State, are hereby authorized and empowered, acting for and on behalf of the State of New Jersey, to grant a right-of-way, and execute a proper conveyance effectuating the same, to Public Service Corporation of New Jersey or one of its subsidiary companies, its successors or assigns, over lands owned by the State of New Jersey and now forming part of lands in the occupation of the trustees of Rutgers University in New Jersey, for the transmission of electrical energy only. The foregoing right-of-way shall not be granted by the said State House Commission until the trustees of Rutgers University shall have notified in writing the said State House Commission of their desire to have the said right-of-way granted.

Notification of desire.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 346.

An Act to validate certain ordinances heretofore passed by municipalities.

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

Validating printing ordinance.

1. Any ordinance heretofore finally passed by the governing body of any municipality shall be valid where the publication of said ordinance was in a newspaper printed in the county and circulating in the municipality; *provided, however,* that at the time of said publication there was no newspaper printed and circulated in the municipality.

Proviso.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 347.

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

ARTICLE 5

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

Section 501 amended.

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

Expenditures over $1,000 to be advertised.

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 ($1,000), 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, poultry 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.

Proviso.

Proviso.

Proviso.

Proviso.

Proviso.

Repealer.

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

Approved May 6, 1929.

CHAPTER 348.

An Act to repeal an act entitled "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' (Revision of 1928), approved July fourteenth, one thousand nine hundred and twenty-eight," which amendment was approved on October eleventh, one thousand nine hundred and twenty-eight.

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

1. Chapter two hundred and ninety-nine, Pamphlet Laws of one thousand nine hundred and twenty-eight, entitled "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' (Revision of 1928), approved July fourteenth, one thousand nine hundred and twenty-eight," which amendment was approved on October eleventh, one thousand nine hundred and twenty-eight, be and the same is hereby repealed. **Chapter 299, P. L. 1928 repealed.**

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 349.

An Act to amend an act entitled "An act respecting the employment of disabled soldiers, sailors, marines and nurses in the service of the State or municipality thereof, and providing a penalty for violation thereof," approved March seventh, 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 act is an amendment is hereby amended to read as follows:

Veterans to have preference on civil service list.

1. Every soldier, sailor, marine or nurse, who has a record of disability incurred in the line of duty, in the recent war between the United States and the German Empire, and its allies, who shall pass a civil service examination for employment, in any department of the State government, or the government of any municipality of the State, and shall be as the result of such examination, placed upon the eligible list for such employment, shall be placed at the top of said eligible list, and when a vacancy occurs he or she shall be entitled to preference for such appointment over any others that may be upon said eligible list; *provided,* he or she, having such preference, shall possess the business capacity necessary to discharge the duties of the particular position involved. If more than one soldier, sailor, marine or nurse as aforesaid, pass such examination, and is placed upon the eligible list, then the preference for any such vacancy and position shall be given in accordance with the results of the examination.

Proviso.

As to disability.

In order to be entitled to receive the benefits of this act, it shall not be necessary for the applicant to have a record of disability that would be rated as compensable by the United States Veterans Bureau, nor shall the applicant be in receipt of, or have been in receipt of compensation from the United States Veterans Bureau as a result of such disability, nor shall any percentage of

disability be fixed in order to obtain preference as aforesaid.

2. This amendment shall take effect immediately.

Approved May 6, 1929.

CHAPTER 350.

A Further 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:*

May acquire property for airport.

1. In addition to the powers conferred by the provisions of the act to which this act is a supplement, the governing bodies of any two or more municipalities, as defined by the provisions of the act to which this act is a supplement, are authorized to acquire jointly by gift, grant, purchase, condemnation, or any other lawful manner, lands and interest therein for airport purposes, and thereafter at the joint expense of such municipalities to erect thereon and maintain buildings for the aforesaid purposes.

Bond issue to meet purchase and construction.

2. In order to meet the cost of such acquisition and construction such municipalities are singly authorized for the purposes of this act to incur indebtedness pursuant to the provisions of an act entitled "An act to authorize and regulate the issuance of bonds and other obligations, and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and the acts amendatory thereof and supplemental thereto; *provided,* that the obligations so incurred shall be the single obligation of each municipality entering into the joint proposal authorized by this act, notwithstanding the title to the land so acquired,

Proviso.

and the buildings thereon erected, shall be held under the joint ownership of such municipalities.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 351.

An Act to validate proceedings heretofore had by school districts authorizing the issuance of bonds.

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

Validating issuance of school bonds.

1. All proceedings heretofore had by school districts authorizing the issuance of bonds are validated, ratified, approved and confirmed, notwithstanding that two ballots were used at any such election authorizing the issuance of bonds, and notwithstanding that the installments of bonds exceed those permitted by statute.

Period of issue.

2. The board of education is hereby authorized in all cases coming within the provisions of section one of this act to issue bonds for the period and in installments allowed by law for the purpose specified in the printed and published notices of the election and in the ballot;

Proviso.

provided, the school purpose or purposes were adopted by a majority of the legal voters voting upon the proposition for the issuance of bonds at any election.

3. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 352.

An Act to further amend an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, as heretofore amended and supplemented.

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

Section 27 amended.

1. Section twenty-seven, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Corporations may change capital, etc. and certificate of incorporation.

27. Every corporation organized under this act, including every corporation organized under "An act concerning corporations" (Revision), approved April seventh, one thousand eight hundred and seventy-five, may change the nature of its business, change, add to or diminish its objects or powers, change its name, extend its corporate existence, increase its capital stock, decrease its capital stock or its capital, change the par value of any class or all classes of the shares of its capital stock with par value, change the number of its outstanding shares of any class of stock into a different number of shares of said class, create one or more classes of preferred or prior preference or other special stock, change its preferred or special stock into one or more classes of preferred or special and/or common stock, change its common stock into one or more classes of preferred or special and/or other common stock, change stock with par value (of any class or classes) into stock without par value of the same or of a different class or classes or change stock without par value into stock with par value of the same or of a different class or classes either with or without increasing or decreasing the number of shares, provide for funding or satisfying rights, in respect to dividends in arrears by the issuance of stock therefor or otherwise, provide for the creation and issuance of optional rights to subscribe to stock, make other provision for the readjustment or reclassification

Changing classes of stock.

of all or a part of its capital stock, alter or amend existing provisions for the regulation of the management and affairs of the corporation, 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 amendment, change or alteration is advisable and calling a meeting of the stockholders to take action thereon. The meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision, upon ten days' notice 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, the corporation shall make a certificate thereof under its seal and the hands of its president or vice-president and its secretary or assistant secretary, which certificate shall be acknowledged or proved as in the case of deeds of real estate, and such certificate 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 or amendment, change or alteration shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, change or alteration, and the certificate of the Secretary of State that such certificate has been filed in his office shall be taken and accepted as evidence of such amendment, change or alteration in all courts and places.

Action by directors.

Notice of meeting.

Proviso.

Certificate filed with Secretary of State.

Section 28 not to affect.

Nothing contained in section twenty-eight of this act shall in anywise limit or restrict the provisions of this section.

2. This act shall take effect immediately.

Approved May 6, 1929.

CHAPTER 353.

An Act to amend an act entitled "An act concerning district courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, approved April fifteenth, one thousand nine hundred and twenty-nine.

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:

Continuance of district courts.

1. All district courts now constituted and established by, under or in pursuance of any law of this State shall continue in existence under the provisions of this act, and there shall hereafter be district courts in the several cities and judicial districts of this State as follows:

How distinguished.

In cities having one hundred and thirty-five thousand inhabitants or over, two district courts, to be called respectively, the first and second district courts of such cities; in cities having over seventeen thousand inhabitants and less than one hundred and thirty-five thousand inhabitants, one district court to be called the district court of such city.

As to judicial districts.

In any judicial district, comprising one or more municipalities in the same county, other than cities entitled to a district court or courts as above provided, and containing a combined population of not less than seventeen thousand inhabitants, which district shall be created and established only by a special act of the Legislature, one district court, to be called the district court of the (number of district) judicial district of the county of (name of county) numbering the judicial districts of each county consecutively, as each may be incorporated as aforesaid.

2. This act shall take effect immediately.

Approved June 24, 1929.

CHAPTER 354.

An Act making effectual the record of the probate, filing or recording of any foreign will in this State prior to January first, one thousand eight hundred and ninety.

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

Validity of record of foreign will.

1. The record of the probate, filing or recording of any foreign will in this State prior to January first, one thousand eight hundred and ninety, shall be good and effectual, notwithstanding such record fails to disclose any certificate, order or decree admitting such will to probate in any foreign State, District of Columbia, or kingdom; *provided,* such will was made and executed in the manner and with the formalities prescribed by the statutes of this State for devises of lands.

Proviso.

2. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 355.

An Act to amend an act entitled "An act regulating 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.

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

Section 2 amended.

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

Term of mayor;

2. The term of office of any mayor hereafter elected in any such city shall be two years, and his term of

office and that of all other elective officers herein provided for shall commence on the third Tuesday in April next ensuing their election, and the term of all appointive officers herein provided for shall commence ten days after their appointment; *provided, however,* that the term of office of any mayor hereafter elected in any such city located in a county of the fourth class shall be four years. of appointees. Proviso.

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

3. The mayor shall be the chief executive officer of such city and shall possess the powers and privileges and shall perform the duties which are hereinafter specified and shall be elected for the term of two years at the annual election to be held on the second Tuesday in April, and shall receive such annual compensation for this services, not exceeding one thousand dollars ($1,000) per annum, as the common council shall, by ordinance, fix and determine, and he shall receive no fee or other compensation whatever; *provided, however,* that the mayor of any such city located in a county of the fourth class shall be elected for a term of four years. Election of mayor. Salary. Proviso.

3. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 356.

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

1. Any two savings banks of this State located in the same municipality may merge or consolidate into a single savings bank, which may be either one of said merging savings banks or a new savings bank to be formed by such consolidation, as herein provided. Savings banks may merge.

2. The respective boards of managers of such savings banks may by a vote of two-thirds of all of the members of each board make or authorize to be made by such Procedure to effect merger.

savings banks a joint agreement for the merger or consolidation of such savings banks. Such agreement shall specify the savings banks to be merged or consolidated; shall prescribe the terms and conditions thereof, the mode of carrying the same into effect, the name of the merged or consolidated savings bank, which may be the name of either savings bank a party to such agreement, the period, if any, limited for the duration of the merged or consolidated savings bank, the number (which may be in excess of fifteen), names and places of residence (within the State of New Jersey) of the persons who shall constitute the board of managers of the merged or consolidated savings bank after the merger or consolidation shall have been effected, and the names and places of residence of the persons who shall constitute the officers of the merged or consolidated savings bank after the merger or consolidation shall have been effected, which managers and officers shall hold their respective offices until their successors be elected or appointed; may fix a time subsequent to the approval of such merger or consolidation by the Commissioner of Banking and Insurance at which such merger or consolidation shall become effective; may provide that the by-laws of either of such merging or consolidating savings banks shall constitute the by-laws of the merged or consolidated savings bank, or may provide for the adoption of by-laws by the merged or consolidated savings bank; may fix a time at which the first meeting of the board of managers of the merged or consolidated savings bank shall be held or provide for notice thereof; and may contain such other provisions as may be necessary or proper for perfecting such merger or consolidation.

Nature of agreement.

Name.

Duration.

Managers.

Officers.

When effective.

By-laws.

Meetings.

Miscellaneous.

Adjustment of interests of depositors.

3. For the purpose of equalizing or adjusting the interest of the respective depositors of such merging or consolidating savings banks in the respective surpluses thereof, or in the respective assets thereof according to a fair valuation, such joint agreement may provide for the declaration and payment, at such time and manner as may be therein provided, to such respective depositors existing as such at the close of business on the day preceding the calling of the meeting of the board of managers of either or both of such savings banks, to take

action upon the proposed joint agreement, of a special dividend; or may provide for the retention by either or both of such savings banks of specified assets to be held by either or both of such savings banks and excluded from the assets transferred to the merged or consolidated savings bank, or otherwise set apart, and for the distribution thereof among the depositors by or under the authority of the board of managers of such merging or consolidating savings bank or banks.

Modification of agreement.

4. The terms and provisions of such joint agreement may by the vote aforesaid be from time to time modified prior to the final approval of such joint agreement by the Commissioner of Banking and Insurance.

Approval of joint agreement by Commissioner of Banking.

5. Such joint agreement shall be submitted to the Commissioner of Banking and Insurance for his approval. If such agreement in its original or modified form shall be approved in writing by the Commissioner of Banking and Insurance, it shall be filed by him, with his written approval, in the office of the Commissioner of Banking and Insurance, and shall thereupon take effect in accordance with its terms and provisions and at the time fixed in such agreement, or, if no time be therein fixed, then upon such filing. Such joint agreement, and any modifications thereof, after adoption by the respective boards of managers of such merging or consolidating savings banks, or copies thereof, shall be open to inspection of depositors and other parties in interest at the offices of each of such savings banks, and notice of the adoption thereof, and of any modification thereof, shall be published within ten days after the adoption thereof, or of any modifications thereof, as the case may be, at least once in two newspapers circulating within the municipality in which such savings banks are located; and a similar notice shall be posted in the office of each such savings bank. Within five days after the filing of such agreement, with the approval of the Commissioner of Banking and Insurance, in the office of said commissioner, a notice of the approval thereof shall be similarly published and posted, and a copy of such agreement and written approval, certified by said commissioner, shall be filed in the office of the county clerk of

Inspection of agreement.

Adoption published.

Approval of agreement filed with county clerk.

the county in which such savings banks are located and be recorded by him.

Rights and privileges on consolidation.

6. Upon the consummation of said merger or consolidation at the time fixed as aforesaid when the same shall become effective, the said savings banks shall be one corporation by the name provided in said agreement, and all of the rights, privileges, powers and franchises of each of such savings banks, and all property, real, personal and mixed, wherever situated, and things in action or belonging to either of such savings banks (except such as may under the terms of such joint agreement be expressly excluded therefrom), shall be vested in and deemed to be transferred to the merged or consolidated corporation without further act or deed, and all such property, rights, privileges, powers and franchises, and all and every other interest and thing in action shall be thereafter as effectually the property of the merged or consolidated savings bank as they were of the respective former savings banks, and the title to any real estate, whether by deed or otherwise, under the laws of this State, vested in either of such savings banks, shall not revert or be in any way impaired by reason of such merger or consolidation; *provided,* that all rights, obligations and relations to any person, creditor, depositor, trustee or beneficiary of any trust, or debts, liabilities or duties of either of said former savings banks, shall remain unimpaired, and the merged or consolidated savings bank shall by such merger or consolidation succeed to all such relations, obligations, trusts, duties, debts and liabilities, and shall execute and perform all such, and the same may be enforced against it to the same extent and in the same manner as though it had itself assumed such obligations, relations or trusts, or incurred such debts, duties or liabilities; and that all rights of creditors and all liens upon the property of either of said former savings banks shall be preserved unimpaired, and the respective former savings banks may be deemed to continue in existence in order to preserve the same or in order to liquidate and distribute any property or assets reserved for liquidation and distribution among its depositors; and no pending action or other judicial proceeding to which either of

Title to real estate.

Proviso.

Rights and liens not impaired but continue.

Pending actions not affected.

such merging or consolidating savings banks shall be a party shall abate or be discontinued by reason of the merger or consolidation, but the same may be prosecuted to final judgment, order or decree against the merged or consolidated savings bank.

Branch banks.

7. The merged or consolidated savings bank may continue to maintain branch offices or agencies for the transaction of its business established pursuant to law by either or both of the merging or consolidating savings banks.

Copy of agreement in evidence.

8. A copy of such joint agreement, with the written approval of the Commissioner of Banking and Insurance, certified by such commissioner, shall be evidence in any court and for all purposes of such agreement and of the existence of the merged or consolidated savings bank. Such a certified copy, although not otherwise acknowledged or proved, may be recorded in any county in the office of the clerk of the county or in the office of the register of deeds in any county in which the office of register of deeds exists, in accordance with the provisions of an act entitled "An act respecting conveyances" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and the supplements and amendments thereto, in any or all of the proper books for the record of deeds and assignments of mortgages, either on real or personal property, and the record of such certified copy shall be as valid and effectual in law as if duly executed and acknowledged deeds to all the real estate and duly recorded assignments of all the mortgages, either on real or personal property (unless excluded as aforesaid), owned of record by each of the merging or consolidating savings banks, parties to such agreement, had been made and delivered by such merging or consolidating savings banks to the merged or consolidated savings bank and duly recorded.

Recording agreement.

Record valid.

As to retirement of officers and employees.

9. In determining the eligibility of any officer, clerk or employee of any such merged or consolidated savings bank for retirement on a pension or retiring allowance, pursuant to the provisions of law, the period of service or employment of such officer, clerk or employee in either of the merging or consolidating savings banks shall be given the same effect as if such officer, clerk

or employee had been in the service or employ of the merged or consolidated savings bank during the same period.

10. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 357.

An Act appropriating to the Board of Commerce and Navigation the appropriation heretofore made pursuant to the provisions of 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 thirty, and regulating the disbursement thereof," approved May fourth, one thousand nine hundred and twenty-nine, to be used for the opening of the Manasquan Inlet.

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

Availability of appropriation for opening Manasquan Inlet.

1. The appropriation heretofore made to the State Board of Commerce and Navigation pursuant to the provisions of 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 thirty, and regulating the disbursement thereof," approved May fourth, one thousand nine hundred and twenty-nine, shall be available and shall be used by said board and expended under the direction of the Federal government, whenever the Federal government, or any agency thereof, shall commence and undertake the work of opening said Manasquan Inlet.

2. Upon requisition by the Federal government, or such agency as shall be in charge of the work, the said sum, or any portion or portions thereof, shall be expended by the State Board of Commerce and Navigation for the aforesaid purpose. Expenditures made on requisition.

3. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 358.

A Supplement to an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

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

Whenever in any county of this State there shall be two judges of the Court of Common Pleas and by any statute of this State said Court of Common Pleas shall be authorized or required to make the appointment to fill any public position, office or other public place and said appointment shall require the approval of both judges of said Court of Common Pleas, in the event that said judges may not within thirty days after the existence of a vacancy be able to agree on any appointee for such position, office or other public place, then and in such case the board of chosen freeholders of such county may make such appointment. Appointments by freeholders on failure of judges to agree.

2. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 359.

A Supplement to 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.

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

Extending time for notice of appeal.

1. Any justice of the Supreme Court, on application of either party, for good cause shown, may extend the time thirty days within which a notice of appeal or petition of appeal may be filed or taken in proceedings heretofore or hereafter instituted under the act to which this act is a supplement, and this notwithstanding any provisions of the law to the contrary.

2. This act shall take effect immediately.

Approved July 2, 1929.

CHAPTER 360.

A Further Supplement to an act entitled "An act relating to the Court of Common Pleas" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

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

Salary of judge of common pleas in certain counties.

1. In any county of this State now or hereafter having a population of more than eighty-two thousand and less than one hundred and fifty thousand inhabitants, as ascertained by the preceding Federal or State census, excepting, however, counties bordering on the Atlantic Ocean, the judge of the Court of Common Pleas of such county shall receive an annual salary of eight thousand dollars ($8,000.00); which said salary shall be paid in semimonthly installments without regard to the date of such appointments.

How paid.

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 July 2, 1929.

JOINT RESOLUTIONS

Joint Resolutions

JOINT RESOLUTION No. 1.

Joint Resolution to amend the title of a joint resolution entitled "Joint resolution authorizing the appointment of a committee consisting of the President of the Senate and three other members of the Senate to be named by the President of the Senate, and the Speaker of the House of Assembly and three other members of the House of Assembly to be named by the Speaker thereof, who shall constitute a joint committee to make a survey of all questions of public interest, to investigate violations of law and the conduct of any State official, State department, commission, board or body, and to ascertain what departments or activities of the State government may be curtailed or eliminated, and further, to make a general survey of the finances of the State, and making an appropriation therefor," approved April third, one thousand nine hundred and twenty-eight, and to amend and supplement the body thereof.

Preamble.

WHEREAS, The Joint Committee appointed by Joint Resolution Number Thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine hundred and twenty-eight, has conducted hearings, in the course of which testimony has been taken disclosing violations of law committed by and illegal and irregular conduct contrary to the public interest on the part of State officials, State departments, commissions, boards and bodies, and also violations of law committed by and illegal and irregular conduct contrary to the public interest on the part of municipal and county officials, departments, commissions, boards and bodies; and

Preamble. WHEREAS, The conditions disclosed by the testimony taken by the said Joint Committee are matters of great public interest; and

Preamble. WHEREAS, The said Joint Committee has not completed the survey and investigation which it was authorized to make by the said joint resolution; and

Preamble. WHEREAS, It is necessary that legislative action be taken to remedy the conditions disclosed by the testimony taken by the said Joint Committee, and to prevent recurrences of the illegal and irregular acts of officials, departments, commissions, boards and bodies contrary to the public interest found to have occurred; and

Preamble. WHEREAS, Three members appointed to the said Joint Committee from the members of the General Assembly are no longer members of that body; and

Preamble. WHEREAS, It is necessary that the investigation now in progress by the said Joint Committee be completed and extended for the purpose of obtaining information necessary as a basis for such legislative action in the premises as the Senate and General Assembly may deem necessary and proper,

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

Title amended. 1. The title of the joint resolution entitled "Joint resolution authorizing the appointment of a committee consisting of the President of the Senate and three other members of the Senate to be named by the President of the Senate, and the Speaker of the House of Assembly and three other members of the House of Assembly to be named by the Speaker thereof, who shall constitute a joint committee to make a survey of all questions of public interest, to investigate violations of law and the conduct of any State official, State department, commission, board or body, and to ascertain what departments or activities of the State government may be curtailed or eliminated, and further, to make a general survey of the finances of the State, and making an appropriation therefor," approved April third, one thousand nine hundred and twenty-eight, is hereby amended to read

New title. as follows: "Joint resolution appointing a joint committee from the members of the Senate and the members

of the General Assembly to make a survey of all questions of public interest; to investigate violations of law and the conduct of any State, county or municipal official, State, county or municipal department, State, county or municipal commission, State, county or municipal board, or State, county or municipal body, to report whether the functions of such officials, departments, commissions, board and bodies have been or are being lawfully and properly discharged for the purpose of obtaining information relative thereto as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper; to ascertain what departments or activities of the State, county and municipal governments may be curtailed, consolidated or eliminated and to report its findings as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper; to make a general survey of the finances of the State, counties and municipalities and to report its findings as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper; providing for the filling of vacancies in the joint committee; and making an appropriation for the expenses connected therewith."

Section 1 amended.

2. Section one of the joint resolution of which this resolution is an amendment and supplement is hereby amended to read as follows:

Commission on investigation of public affairs.

1. A joint committee is hereby appointed consisting of Clarence E. Case, William A. Stevens, A. Crozer Reeves and Henry Carhart, members of the Senate, and S. Rusling Leap, Marcus W. Newcomb, Charles R. Blunt and Morris E. Barison, members of the General Assembly, to make a survey of all questions of public interest; to investigate violations of law and the conduct of any State, county or municipal official, State, county or municipal department, State, county or municipal commission, State, county or municipal board, or State, county or municipal body; to report whether the functions of such officials, departments, commissions, boards and bodies have been or are being lawfully and properly discharged for the purpose of obtaining information relative thereto as a basis for such legislative action as the Senate and General Assembly may deem necessary

Objects.

and proper; to ascertain what departments or activities of the State, county and municipal governments may be curtailed, consolidated or eliminated and to report its findings as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper; to make a general survey of the finances of the State, counties and municipalities and to report its findings as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper, excluding however, any investigation of the Department of Banking and Insurance authorized under the provisions of Joint Resolution Number One, Laws of one thousand nine hundred and twenty-eight, approved January thirty-first, one thousand nine hundred and twenty-eight.

Section 1½ added.

3. The joint resolution of which this resolution is an amendment and supplement is hereby supplemented by inserting a new section to be numbered 1½ and reading as follows:

Filling vacancies in commission.

1½. Vacancies in the membership of the said committee caused by the death or disability of any Senate member of the committee shall be filled by appointment of the President of the Senate, who shall appoint a successor from the membership of the Senate. Vacancies in the membership of the said committee caused by the death or disability of any Assembly member of the committee shall be filled by appointment of the Speaker of the General Assembly, who shall appoint a successor from the membership of the General Assembly. Any Senate member may resign his membership in the said joint committee by submitting his resignation to the President of the Senate, who, upon acceptance thereof, shall appoint a successor from the membership of the Senate. Any Assembly member may resign his membership in the said Joint Committee by submitting his resignation to the Speaker of the General Assembly, who, upon acceptance thereof, shall appoint a successor from the membership of the General Assembly.

Section 3 amended.

4. Section three of the joint resolution of which this resolution is an amendment and supplement is hereby amended to read as follows:

Sessions.

3. The said committee shall sit at such times and places as the majority of the committee shall decide, and shall have power to make its own rules and to determine its own procedure. At any meeting if a quorum shall not be present, the members of the committee present, though less than a quorum, shall have power to adjourn and notice of the meeting on the adjourned day shall be given by the secretary of the committee to all the members by mail. The said committee shall have power to compel the attendance of witnesses and the production of books, papers and records by subpœna, to administer oaths and to examine witnesses.

If no quorum.

Witnesses; subpœnas.

Section 5 amended.

5. Section five of the joint resolution of which this resolution is an amendment and supplement is hereby amended to read as follows:

Report.

5. The said committee shall report the result of its survey and investigation, together with such recommendations as may seem to it advisable, as a basis for such legislative action as the Senate and General Assembly may deem necessary and proper, to the present or a subsequent session of the Legislature.

Section 6 amended.

6. Section six of the joint resolution of which this resolution is an amendment and supplement is hereby amended to read as follows:

Appropriation.

6. There is hereby appropriated so much of the moneys as have been appropriated for the investigation and survey conducted by the said joint committee appointed under Joint Resolution Number Thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine hundred and twenty-eight, as may be unexpended, or so much thereof as may be necessary for the expenses incurred in the investigation and survey authorized by this joint resolution.

Continuance of records, etc.

7. All records, testimony, exhibits, proofs, documents or papers heretofore received by or in the possession of the joint committee shall continue with unimpaired force and effect.

8. This joint resolution shall take effect immediately.

Approved January 16, 1929.

JOINT RESOLUTION No. 2.

Joint Resolution for the creation of a commission on State audit and accounting system for the State and the several departments, boards and commissions receiving State moneys or public funds of any kinds.

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

Audit and finance commission.

1. There is hereby created a commission, to be known as "The State Audit and Finance Commission," to be composed of Senator Frank D. Abell, of Morris county; Senator Emerson L. Richards, of Atlantic county; Senator A. Crozer Reeves, of Mercer county; Assemblyman Guy George Gabrielson, of Essex county; Assemblyman William B. Knight, of Camden county, and Assemblyman Dryden Kuser, of Somerset county who shall constitute a commission for the purpose of collaborating with the Governor in connection with the audit

Purposes.

of the finances of the State, and for the purpose of recommending to the Governor, as to what boards, commission or departments of the State may be consolidated or otherwise reorganized to avoid over-lapping of effort and jurisdiction, to examine the work, pay and duties of the employees of such boards, commissions and departments with the view of reducing costs of administration and promoting efficiency, and of a comprehensive method of operation and system of accounts for the general treasury of the State and for the various boards, commissions and departments of the State receiving any funds for their support or maintenance from the State or its inhabitants.

Expenses met.

2. Such commission shall serve without pay, but are authorized to employ such accounting, investigating,

Assistants.

clerical or other assistants as to them may seem necessary, but the members of such commission shall be allowed traveling expenses.

Witnesses and subpœnas.

3. Such commission shall have the power to subpœna and examine witnesses, and any accounts, records or

other matters pertaining to the operation of any department or departments of the State, or any bistate commission, which may be acting jointly with another State.

Organization.

4. Such commission shall organize by the election of a chairman and a secretary, which latter need not be a member of the commission. Said commission shall meet from time to time, hold hearings and examinations in the manner and in places which to them may seem best and proper.

Information required from all agencies.

5. Any agency, board or department of the State shall furnish to such commission such information, records and data as may be required for a comprehensive analysis of the operation and financial affairs of such agencies, boards or commissions or bistate commission as from time to time such commission shall determine.

Appropriation.

6. There is hereby appropriated the sum of fifteen thousand dollars for the expenses of such commission when included in any annual or supplemental appropriation bill.

7. This resolution shall take effect immediately.

Approved February 25, 1929.

JOINT RESOLUTION No. 3.

Joint Resolution empowering the Governor to employ experts and accountants to audit the accounts of departments, boards, commissions, officers and agencies of the State, and to devise a more efficient system of accounting therefor, and to provide an appropriation to defray the cost thereof.

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

State audit.

1. That the Governor be and hereby is empowered to employ such experts or accountants as he may deem expedient to make an audit of the accounts, receipts, disbursements or other matters connected therewith as of

the close of the fiscal year one thousand nine hundred and twenty-eight, of all departments, boards, commissions, officers or agencies of the State handling, receiving or expending moneys.

Experts employed.

2. That the Governor be and he is likewise hereby empowered to employ experts or the persons already employed by him pursuant to paragraph 1 of this resolution to recommend a more efficient system of accounting for the various departments of the State government, boards or commissions, officers or agencies of the State receiving, expending or handling moneys.

Recommendation.

Investigation by Governor.

3. The Governor is hereby empowered at his discretion to investigate the fiscal operations of the various departments of the State government, boards or commissions, officers or agencies of the State receiving, expending or handling moneys, and is directed to carry out the provisions of this resolution.

Appropriation.

4. There is hereby appropriated to carry out the provisions of this resolution the sum of fifty thousand dollars ($50,000).

5. This joint resolution shall take effect immediately.

Approved March 12, 1929.

JOINT RESOLUTION No. 4.

Joint Resolution providing for the filing of the testimony taken by the Joint Committee appointed under Joint Resolution Number Thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine hundred and twenty-eight, and the preliminary report of the said Joint Committee.

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

Testimony and report filed in State Library.

1. That a transcript of the testimony taken by the Joint Committee appointed under Joint Resolution Number Thirteen, Laws of one thousand nine hundred and twenty-eight, approved April third, one thousand nine

hundred and twenty-eight, and the preliminary report of the said Joint Committee, made January eighth, one thousand nine hundred and twenty-nine, be filed in the State Library.

Approved March 18, 1929.

JOINT RESOLUTION No. 5.

Joint Resolution for the creation of a commission for the study of the rural roads of our State in connection with appropriations of State funds made for their aid.

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

Commission on roads.

1. The President of the Senate shall appoint three senators, and the Speaker of the House shall appoint three assemblymen members of such commission.

Duties.

2. The duty of the commission shall be to study the rural roads of our State and formulate a policy for their care and improvement in connection with such funds as are contributed by the State for such purposes.

Report.

3. Such commission shall report to the present or the succeeding Legislature such recommendations and bills as may to them seem advisable.

4. This resolution shall take effect immediately.

Approved March 18, 1929.

JOINT RESOLUTION No. 6.

Joint Resolution for the creation of a commission for the purpose of studying the election laws, codifying and revising the same, and making an appropriation for the expenses of such commission.

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

Commission to revise election law.

1. There is hereby created a commission, to be known as "The Election Law Revision Commission," to be composed of three members of the Senate, to be appointed by the President of the Senate, and three members of the Assembly, to be appointed by the Speaker thereof;

Expenses met.

all of whom shall serve without pay, but their reasonable traveling expenses shall be allowed from any funds appropriated for the purposes of said commission.

Witnesses and subpœnas.

2. The said commission shall have power to subpœna and examine witnesses, and any books, papers or other material to assist them in their work.

Report.

3. Such commission shall conduct its studies and make a compilation and revision of the election laws and report to the succeeding Legislature.

Appropriation.

4. There is hereby appropriated the sum of ten thousand dollars, and it shall become available when included in any annual or supplemental appropriation bill, for the expenses of such commission, the employment of such clerical help or investigators as the commission may deem necessary.

5. This resolution shall take effect immediately.

Approved March 18, 1929.

JOINT RESOLUTION No. 7.

Joint Resolution to continue the commission created pursuant to the provisions of Joint Resolution No. 12 of the legislative session of one thousand nine hundred and twenty-eight, entitled "Joint resolution for the creation of a commission consisting of eight citizens of the following classifications and number; two economists, one of whom shall be from the faculty of Princeton University and one from the faculty of Rutgers State University, one farmer, one banker, one manufacturer, one member of the State Board of Taxes and Assessment, to be appointed by the Governor; one senator, to be appointed by the President of the Senate; one assemblyman, to be appointed by the Speaker of the House, who shall constitute a joint commission to be known as the tangible personal property tax commission for the purpose of studying the question of the tax on tangible personal property now imposed on industry, agriculture and trade in New Jersey to the end that farmers, manufacturers and merchants of New Jersey may compete on the same basis with the farmers, manufacturers and merchants of other States where the personal property tax has been repealed," approved April third, one thousand nine hundred and twenty-eight, and making an appropriation therefor.

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

Commission on taxation of tangible personal property continued.

1. The commission heretofore created pursuant to Joint Resolution No. 12 of the legislative session of one thousand nine hundred and twenty-eight, entitled "Joint resolution for the creation of a commission consisting of eight citizens of the following classifications and num-

ber: two economists, one of whom shall be from the faculty of Princeton University and one from the faculty of Rutgers State University, one farmer, one banker, one manufacturer, one member of the State Board of Taxes and Assessment, to be appointed by the Governor; one senator, to be appointed by the President of the Senate; one assemblyman to take the place of Wilton T. Applegate, to be appointed by the Speaker of the House, who shall constitute a joint commission to be known as the tangible personal property tax commission for the purpose of studying the question of the tax on tangible personal property now imposed on industry, agriculture and trade in New Jersey to the end that farmers, manufacturers and merchants of New Jersey may compete on the same basis with the farmers, manufacturers and merchants of other States where the personal property tax had been repealed," approved April third, one thousand nine hundred and twenty-eight, be and the same is hereby continued for the purpose of continuing its investigation and consideration of the question detailed in said resolution.

Report.

2. Said commission is authorized to embody its findings in a report to the next session of the Legislature, and for the purpose of carrying into effect this resolution

Appropriation.

there is hereby appropriated the sum of ten thousand dollars ($10,000), or so much thereof as may be necessary, when included in any appropriation bill.

3. This joint resolution shall take effect immediately.

Approved March 26, 1929.

JOINT RESOLUTION No. 8.

A Joint Resolution directing the State Board of Taxes and Assessment to undertake and complete a survey and investigation of tax exempt property, located in the several municipalities of this State, used by universities and colleges for educational purposes, and by State and county government agencies, and to report to the Legislature in what manner such municipalities may be compensated, in lieu of taxes, for governmental benefits extended by such municipalities to such universities and colleges.

Preamble.

WHEREAS, In several of the municipalities of this State there are located large areas of property used by universities and colleges for educational purposes, and by State and county government agencies, which are exempt from taxation; and

Preamble.

WHEREAS, Such municipalities, in many instances, extend governmental benefits such as police and fire protection, garbage collection, and many other minor benefits, for which no compensation is made, thus unduly placing upon the inhabitants of such municipalities an unfair and unequal tax burden, or where such properties serve the citizens of other municipalities through State or county institutions or other facilities maintained in such municipalities by the State or any county in the State; therefore,

BE IT RESOLVED *by the House of Assembly (the Senate concurring)*:

Investigation as to tax exempt property used for educational purposes.

1. That the State Board of Taxes and Assessment is hereby authorized and directed to undertake and complete a survey and investigation of tax exempt property, located in the several municipalities of this State, used by universities and colleges for educational purposes, or owned by the State or by any county in the State, and to report in what manner such municipalities may be

compensated, in lieu of taxes, for governmental benefits, so extended as aforesaid, or for loss of taxes by reason of publicly owned tax exempt property the ownership and use of which, by the State or any county in the State is of service to other municipalities in addition to that in which it is located; and *further* to recommend any new legislation, or amendatory legislation, necessary to effectuate this resolution.

Proviso.

2. This joint resolution shall take effect immediately.

Approved April 2, 1929.

JOINT RESOLUTION No. 9.

A Joint Resolution making a further appropriation to effectuate the provisions of Joint Resolution No. 3 of the legislative session of one thousand nine hundred and twenty-nine.

Preamble.

WHEREAS, By the provisions of Joint Resolution No. 3 of the legislative session of one thousand nine hundred and twenty-nine, authorizing the Governor to employ experts and accountants to audit the accounts of departments, boards, commissions, officers and agencies of the State, and to devise a more efficient system of accounting therefor, there is appropriated the sum of fifty thousand dollars ($50,000); and

Preamble.

WHEREAS, By reason of the scope of the investigation to be undertaken said sum will be insufficient for the purposes aforesaid; therefore,

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

Additional appropriation.

1. There is hereby appropriated a further sum of fifty thousand dollars ($50,000), to carry out the provisions of Joint Resolution No. 3 and to effectuate the same.

2. This joint resolution shall take effect immediately.

Approved April 8, 1929.

JOINT RESOLUTION No. 10.

Joint Resolution continuing and reconstituting the commission to investigate and report concerning the need and advisability of the development of property in and near Newark Bay, its tributaries and Arthur Kill in the counties of Bergen, Essex, Hudson, and Passaic and Union for the promotion in said area of commerce, manufacturing and transportation.

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

Commission on development of property near Newark Bay and vicinity.

1. A commission of eight persons heretofore named at the 1928 Session of the New Jersey Legislature under and by virtue of the provisions of Joint Resolution No. 11, three senators named by the President of the Senate and one citizen, and three assemblymen named by the Speaker of the House of Assembly and one citizen, is hereby continued and reconstituted as follows, that is to say: Joseph G. Wolber, Senator from Essex; Ralph W. Chandless, Senator from Bergen; and in the place of William B. Mackay, Roy T. Yates, Senator from Passaic; and in the House of Assembly: Russell S. Wise, of Passaic; Charles A. Otto, of Union, and Morris E. Barison, of Hudson, in the place and stead of Harry W. Renner, and three citizens of this State to be appointed by the Governor, are hereby declared to be members of said commission.

Subject of investigation.

2. Said commission is hereby authorized and directed to further investigate the subject of the proper development of property in and near Newark Bay, its tributaries and Arthur Kill; in the counties of Bergen, Essex, Hudson, Passaic and Union for the purpose of suggesting legislation relative to the use of such property for purposes of commerce, manufacturing and transportation. Said commission shall embody its recommendation in a report to be submitted to the present or succeeding session of the Legislature. Such report shall be published and a public hearing or hearings held at

Report.

least thirty days prior to submission of report to Legislature.

Appropriation.

3. For the purpose of carrying into effect the provisions of this continuing resolution there is hereby appropriated the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary, when included in any annual or supplemental appropriation bill.

4. This joint resolution shall take effect immediately.

Approved April 10, 1929.

JOINT RESOLUTION No. 11.

Joint Resolution continuing the commission created by Joint Resolution No. Five of the session of one thousand nine hundred and twenty-eight, entitled "Joint Resolution creating a commission to survey the activities and work of the public schools and educational institutions within our States supported in whole or in part by public funds, to recommend a comprehensive program of public education and sources of revenue for its support, and making an appropriation therefor," approved March twenty-first, one thousand nine hundred and twenty-eight.

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

Commission on survey of school system continued.

1. The commission created by Joint Resolution No. Five of the session of one thousand nine hundred and twenty-eight entitled "Joint Resolution creating a commission to survey the activities and work of the public schools and educational institutions within our States supported in whole or in part by public funds, to recommend a comprehensive program of public education and sources of revenue for its support, and making appropriation therefor," approved March twenty-first, one thousand nine hundred and twenty-eight, is hereby con-

tinued for the purpose of making the survey and performing all the other duties enjoined by said resolution.

2. The commission shall report its findings and recommendations to the next regular session of the Legislature for the year nineteen hundred and thirty. Report.

3. For the purpose of carrying into effect this joint resolution, there is hereby appropriated all unexpended moneys heretofore appropriated for carrying out said Joint Resolution No. Five. Appropriation.

4. This resolution shall take effect immediately.

Approved April 15, 1929.

JOINT RESOLUTION No. 12.

A Joint Resolution creating a commission to study and report to the next Legislature upon a plan or plans to carry out and administer intermunicipal, intercounty and interstate projects, to provide for the co-operative discharge of governmental functions and to provide for the financing of such a commission.

WHEREAS, The rapid growth of certain portions of our State both in economic resources and in population has brought with it certain problems of construction and administration which extend beyond municipal and county boundaries; and Preamble.

WHEREAS, With the development of interstate facilities between the States of New York and New Jersey, and the States of Pennsylvania and New Jersey; these problems are daily growing in magnitude and urgency; and Preamble.

WHEREAS, Existing powers of municipalities and counties to co-operate in developing projects by contracts with district commissions, with each other or otherwise, to carry out and administer intermunicipal, intercounty and interstate projects have proven in practice inadequate to the solution of the same; and Preamble.

Preamble. WHEREAS, To fully realize the economic potentialities of this State it is essential that means be devised whereby such projects may be carried out and administered without undue interference with the local autonomy of municipalities and counties; and

Preamble. WHEREAS, Out of existing conditions problems of integrating and co-ordinating municipal, county and State governmental functions and agencies have arisen; therefore

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

Commission on interrelation of State, county and municipalities. 1. That there be created a commission to consist of three members of the Senate to be appointed by the President thereof, and three members of the House of Assembly to be appointed by the Speaker thereof, and five citizens of the State to be appointed by the Governor, to study and recommend to the next Legislature a plan or plans to carry out and administer intermunicipal, intercounty or interstate projects. Said plan or plans to recommend the projects or activities subject thereto and the nature, number, qualifications and powers of the administrative agency or agencies for the effectuation thereof and the departments of municipal, county, State or interstate administration, if any, to be included under said plan or plans; and in general to recommend plans for the integration and co-ordination of governmental functions and agencies relating to intermunicipal, intercounty or interstate problems; it being the intent of this resolution to invest in said commission the power to study and report upon means of effectuating co-operation and co-ordination in intermunicipal, intercounty and interstate activities.

Organization. 2. Such commission shall organize by the election of a chairman from its members and the appointment of a secretary who need not be a member of said commission.

Expenses met. The members of the commission shall serve without compensation, but shall be entitled to receive reimbursement for necessary expenses.

Assistants. The commission shall have power to employ necessary engineering, legal, clerical and other assistants. There

Appropriation. is hereby appropriated the sum of ten thousand dollars

($10,000.00) or so much thereof as may be necessary for the study and report to be made hereunder.

3. This joint resolution shall take effect immediately.

Approved April 16, 1929.

JOINT RESOLUTION No. 13.

A Joint Resolution authorizing and providing for the appointment of a commission to make a thorough and scientific investigation of the system of taxation and the system of control of the finances of the several county and municipal governments of the State; to ascertain all the sources of revenue of the several counties and municipalities; to determine whether there exists the most practicable methods for scientifically controlling expenditures, and what economies can be effected which will result in a reduction of county and municipal expenditures and taxes; to report the result of such investigation, together with recommendations thereon, to the Governor and the Legislature, and making an appropriation for such purposes.

WHEREAS, The cost of government in the several counties and municipalities of the State has been steadily increasing; and Preamble.

WHEREAS, Taxes levied on the people of the State of New Jersey have been and are becoming more burdensome; and Preamble.

WHEREAS, There exists a demand that there be a scientific and impartial investigation in order to determine whether the cost of county and municipal governments may be reduced, and taxes lowered by the adoption of modern and scientific methods and system of taxation and control of expenditures, or by the consolidation Preamble.

of existing departments or agencies in the several county and municipal governments; therefore

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

Commission to investigate taxing system.

1. There shall be appointed by the Governor of this State five citizens of the State who shall constitute a commission to make a complete and scientific investigation of the taxation and financial systems of the several counties and municipalities, in order to determine whether there is any practicable method or means for properly and scientifically controlling expenditures, in order that the cost of government may be reduced, and taxes lowered by the adoption of modern and scientific methods of taxation, or by the consolidation of existing departments and agencies thereof. The commission shall investigate the practices, methods of control and regulations for the making and financing of assessment improvements, and distributing the costs thereof.

Objects.

Organization.

The commission shall organize by the selection of a chairman, and shall engage as its technical advisor and director of investigations, an expert in taxation and governmental finances of nation-wide experience who shall appoint, subject to the approval of the commission, such assistance as may be necessary in order to effectuate this resolution. The commission shall fix the compensation of all employees. The commission shall have power to subpœna and examine witnesses, and to subpœna the production of books, papers and records. The commission is authorized to hold hearings in such places in the State as it shall deem advisable. The persons employed by the commission shall not be subject to the Civil Service Law of this State, and may be removed or discharged without cause by the commission. The commission shall embody its findings, from time to time in a report to the Governor and to the Legislature, in order that appropriate legislation to carry out the purposes of this resolution may be enacted.

Witnesses; subpœnas.

Hearings.

Report.

Appropriation.

3. For the purpose of carrying into effect this joint resolution there is hereby appropriated the sum of fifty thousand dollars ($50,000).

Approved April 16, 1929.

JOINT RESOLUTION No. 14.

A Joint Resolution to protect the State of New Jersey, and the inhabitants thereof, and property therein from damage by the use, diversion, or other interference with the water of interstate streams, bordering on this State, or which enter or are tributary to streams flowing within this State.

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

Protecting State from diversion of waters.

1. The Attorney-General is hereby instructed to investigate and, with the approval of the Governor, to take such action as he shall deem necessary to protect the State of New Jersey, and the inhabitants thereof, and property therein, from damage by the use, diversion or other interference with water of interstate streams, bordering on this State, or which enter or are tributary to streams flowing within this State.

Legal action authorized.

2. The Attorney-General is authorized and empowered to institute an action or actions, in any court of competent jurisdiction, against any State, or agency thereof, or any political subdivision of such State or any agency thereof, or against any person, persons or corporation to effectuate the objects of this joint resolution.

3. This joint resolution shall take effect immediately.

Approved April 16, 1929.

JOINT RESOLUTION No. 15.

A Joint Resolution concerning the pollution of interstate streams, and to abate the nuisance created thereby.

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

Protecting water from pollution.

1. The Attorney-General is hereby instructed to investigate and, with the approval of the Governor, to take such action as he shall deem necessary to protect the State of New Jersey, and the inhabitants thereof, and property therein, from damage by pollution of any interstate stream or streams, and to abate the nuisance created thereby.

Legal action authorized.

2. The Attorney-General is authorized and empowered to institute an action or actions, in any court of competent jurisdiction, against any State, or agency thereof, or any political subdivision of such State or any agency thereof, or against any person, persons or corporation to effectuate the objects of this joint resolution.

3. This joint resolution shall take effect immediately.

Approved April 16, 1929.

JOINT RESOLUTION No. 16.

A Joint Resolution concerning the dumping and disposal of garbage and refuse at sea, and to abate the nuisance caused thereby.

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

Protecting State from garbage disposal at sea.

1. The Attorney-General is hereby instructed to investigate and, with the approval of the Governor, to take such action as he shall deem necessary to protect the State of New Jersey, and the inhabitants thereof, and

property therein, from damage by the dumping and disposal of garbage and refuse at sea, and to abate the nuisance caused thereby.

2. The Attorney-General is authorized and empowered to institute an action or actions, in any court of competent jurisdiction, against any State, or agency thereof, or any political subdivision of such State or any agency thereof, or against any person or persons or corporation to effectuate the objects of this joint resolution. Legal action authorized.

3. This joint resolution shall take effect immediately.

Approved April 16, 1929.

JOINT RESOLUTION No. 17.

A Joint Resolution creating a commission to study and report to the next Legislature upon a plan or plans to carry out and administer intermunicipal and intracounty projects in counties of the first class, and to provide for the co-operative discharge of governmental functions.

WHEREAS, The rapid growth of those portions of our State in counties of the first class both in economic resources and in population has brought with it certain problems of construction and administration which extend beyond municipal boundaries; and Preamble.

WHEREAS, Existing powers of municipalities and counties to co-operate in developing projects by contracts with district commissioners, with each other or otherwise, to carry out and administer intermunicipal and intracounty projects have proven in practice inadequate to the solution of the same; and Preamble.

WHEREAS, To fully realize the economic potentialities of those counties and the municipalities thereof it is essential that means be devised whereby such projects may be carried out and administered without undue interference with the local autonomy of municipalities and counties; and Preamble.

Preamble.

WHEREAS, Out of existing conditions problems of integrating and co-ordinating municipal and county governmental functions and agencies have arisen; therefore

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

Commission on municipal relations with counties of first class.

1. That there be created a commission to consist of nine members, resident of the counties of the first class, to be appointed by the Governor, to study and recommend to the next Legislature a plan or plans to carry out and administer intermunicipal and intracounty projects. Said plan or plans to recommend the projects or activities subject thereto and the nature, number, qualifications and powers of the administrative agency or agencies for the effectuation thereof and the departments of municipal or county administration, if any, to be included under said plan or plans; and in general to recommend plans for the integration and co-ordination of governmental functions and agencies relating to intermunicipal and intracounty problems; it being the intent of this resolution to invest in said commission the power to study and report upon means of effectuating co-operation and co-ordination in intermunicipal and intracounty activities.

Organization.

2. Such commission shall organize by the election of a chairman from its members and the appointment of a secretary. The members of the commission shall serve without compensation, but shall be entitled to receive reimbursement for necessary expenses.

Expenses met.

Co-operation.

Such commission shall co-operate with any commission created for the study of plans to carry out and administer intermunicipal, intercounty and interstate projects and to provide for the co-operative discharge of governmental functions.

Appropriation.

3. For the purpose of carrying into effect the provisions of this resolution there is hereby appropriated the sum of twenty-five hundred dollars ($2500).

4. This joint resolution shall take effect immediately.

Approved April 16, 1929.

JOINT RESOLUTION No. 18.

Joint Resolution empowering the Governor to appoint a farm relief committee to investigate the public market needs of New Jersey agriculture and report its findings with recommendations to the Legislature and to provide an appropriation to defray the expenses thereof.

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

Committee on farm relief.

1. There be appointed a farm relief committee of nine to consist of three senators, three assemblymen and three citizens, the senators to be appointed by the President of the Senate, the assemblymen to be appointed by the Speaker of the House, and the three citizens to be appointed by the Governor, to make an investigation into the public market needs of New Jersey agriculture and report the results with recommendations to the Legislature.

Appropriation.

2. There is hereby appropriated to carry out the provisions of this resolution the sum of five thousand dollars ($5,000).

3. This joint resolution shall take effect immediately.

Approved April 22, 1929.

JOINT RESOLUTION No. 19.

Joint Resolution for the appointment of a commission of seven members to be appointed by the Governor to investigate, inquire into and report methods and probable cost of controlling floods and the drainage of wet lands in northern New Jersey.

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

Commission on flood control and drainage.

1. There shall be appointed by the Governor a commission consisting of seven members, citizens of this State, which such appointments shall be confirmed by the Senate, and who are authorized to investigate, inquire into and report methods and probable cost of controlling floods and drainage of wet lands in northern New Jersey.

Organization.

2. Said commission shall organize by the selection of a chairman and secretary, and is authorized to employ

Assistants.

such legal, technical and other assistants as it may deem necessary to aid in such investigation.

Report.

3. The said commission shall embody its findings in a report of plans and recommendations for the control and the alleviation of floods, as aforesaid, and the drainage of wet lands from a sanitary standpoint, together with an estimated cost of the improvements suggested.

Appropriation.

4. For the purpose of carrying into effect this joint resolution there is hereby appropriated the sum of fifteen thousand dollars ($15,000.00) when included in any annual appropriation act.

5. This joint resolution shall take effect immediately.

Approved April 22, 1929.

JOINT RESOLUTION No. 20.

Joint Resolution providing for a commission to investigate and report with respect to the marking of historical places in the State of New Jersey.

WHEREAS, Historical places in the State of New Jersey have been marked by the State, various municipalities thereof, and various societies and associations; and Preamble.

WHEREAS, It is deemed advisable that this commemorative work should be done upon the authorization and under the direction of some central board or body; Preamble.

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

1. There is hereby created a commission consisting of three citizens, to be named by the Governor, which commission is hereby authorized and directed to investigate the situation in the State of New Jersey concerning the marking of historical places, and to report to the Governor and the next session of the Legislature such situation, and to recommend means of properly co-ordinating the marking of historical places in this State. Commission on marking historical sites.

2. This resolution shall take effect immediately.

Approved April 22, 1929.

JOINT RESOLUTION No. 21.

Joint Resolution providing for the appointment of a commission to investigate and consider the need and advisability of aiding, regulating and controlling aviation in this State.

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

1. That a commission of five persons be appointed by the Governor to investigate and consider the question Commission on aviation.

of the need and advisability of aiding, regulating and controlling aviation in this State.

Report. 2. The commission shall embody the result of its investigation and consideration in a report to the next Legislature or any subsequent Legislature, and shall recommend such legislation as it shall deem proper.

Official name. 3. Such commission shall be known as the New Jersey Aviation Commission, and the members thereof shall serve without compensation.

4. This joint resolution shall take effect immediately.

Approved April 22, 1929.

JOINT RESOLUTION No. 22.

Joint Resolution providing for the observance and commemoration of the one hundred and fiftieth anniversary of the death of Brigadier General Casimir Pulaski, on October eleventh, one thousand nine hundred and twenty-nine; establishing a commission to be known as the New Jersey Pulaski Sesquicentennial Commission, and designating October eleventh, one thousand nine hundred and twenty-nine, as General Pulaski's Memorial Day.

Preamble. WHEREAS, On October eleventh, one thousand nine hundred and twenty-nine, will occur the one hundred and fiftieth anniversary of the death of Brigadier General Casimir Pulaski, Revolutionary War hero; and

Preamble. WHEREAS, The service rendered by him was of great value and assistance to the cause of American independence and of such high importance that on September fifteenth, one thousand seven hundred and seventy-seven, he was appointed brigadier general of the Continental army and chief of dragoons, and on March twenty-eighth, one thousand seven hundred and seventy-eight, he was designated commander of an independent corps known as Pulaski's Legion; and

WHEREAS, He died on October eleventh, one thousand seven hundred and seventy-nine, of wounds received on October ninth, one thousand seven hundred and seventy-nine, at the siege of Savannah, Georgia; and Preamble.

WHEREAS, It is but fitting that proper recognition should be given to the memory of Brigadier General Casimir Pulaski, whose illustrious service in the war for American independence is well known to all who are familiar with our history; therefore Preamble.

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

1. The Governor of the State of New Jersey is hereby authorized to issue a proclamation calling upon the State officials to display the United States flag on the State building, and the people of the State of New Jersey to display the flag at their homes or other suitable places, on October eleventh, one thousand nine hundred and twenty-nine, in honor of the one hundred and fiftieth anniversary of the death of Brigadier General Casimir Pulaski, Revolutionary War hero. Flags displayed.

2. October eleventh, one thousand nine hundred and twenty-nine, shall be designated and known as General Pulaski's Memorial Day and that the Governor of the State of New Jersey is urged to request its observance as provided in this resolution. Pulaski day.

3. There is hereby established a commission to be known as the New Jersey Pulaski Sesquicentennial Commission (hereinafter referred to as the commission) and to be composed of nine commissioners as follows: Three persons to be appointed by the Governor of the State of New Jersey, three senators by the President of the Senate, and three assemblymen by the Speaker of the House of Assembly, of the State of New Jersey. The commission shall serve without compensation. Commission.

4. The commission is authorized to arrange an appropriate observance and commemoration to take place in the month of October, one thousand nine hundred and twenty-nine, in the State of New Jersey of the one hundred and fiftieth anniversary of the death of Brigadier General Casimir Pulaski, and to participate, on behalf of the State of New Jersey, in such manner as it Duties of commission.

deems advisable, in any other observance or celebration of such anniversary which may be held in the State of New Jersey during the year one thousand nine hundred and twenty-nine.

Dissolution of commission.

5. When the New Jersey Pulaski Sesquicentennial Commission shall have finally completed observance and commemoration of the death of Brigadier General Casimir Pulaski, which may be arranged for in connection therewith shall have been concluded, the Governor, on request of the commission, shall issue an order declaring the commission dissolved.

Chairman.

6. The commission shall select a chairman from among its members.

Appropriation.

7. There is hereby appropriated the sum of twenty-five hundred dollars ($2500) for use of said commission, and it shall become available when included in any annual or supplemental appropriation bill.

8. This resolution shall take effect immediately.

Approved April 27, 1929.

JOINT RESOLUTION No. 23.

A Joint Resolution memorializing the Congress of the United States to revise the Federal Income Tax Law in order to reduce the present rate of taxation on earned incomes, fees and commissions.

Preamble.

WHEREAS, It is highly desirable that the present income tax rate be materially reduced in order that the burden of taxation be equalized and further lightened; and

Preamble.

WHEREAS, It is proper and appropriate that the wage earners and those citizens now taxed on earned incomes should first share in the benefits of such reductions; therefore,

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

Suggested reduction of income tax.

1. That the Congress of the United States is hereby memorialized and requested to revise the Federal Income Tax Law so as to reduce the present rate of taxation on

earned incomes, fees and commissions, in order that the wage earners, and those citizens now paying tax on earned incomes be given the benefit of such reduction.

2. *Be it Further Resolved,* That a copy of this resolution be transmitted to the Vice-President of the United States, to the Speaker of the House of Representatives, and to each member in the Senate and House of Representatives of the United States, from the State of New Jersey. Members of Congress advised.

3. This joint resolution shall take effect immediately.

Approved April 29, 1929.

JOINT RESOLUTION No. 24.

Joint Resolution providing for the filing of the testimony taken by the joint commission appointed under Joint Resolution number one, Laws of one thousand nine hundred and twenty-eight, approved January thirty-first, one thousand nine hundred and twenty-eight, and the report of the said joint commission.

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

1. That a transcript of the testimony taken by the joint commission appointed under Joint Resolution number one, Laws of one thousand nine hundred and twenty-eight, approved January thirty-first, one thousand nine hundred and twenty-eight, and the report of the said joint commission presented March nineteenth, one thousand nine hundred and twenty-nine, be forthwith filed in the State Library. Testimony and report filed in State Library.

2. This act shall take effect immediately.

Approved May 6, 1929.

JOINT RESOLUTION No. 25.

Joint Resolution concerning the boundary line between the States of New Jersey and Delaware in the Delaware River and Delaware Bay.

Preamble.

WHEREAS, The Commissioners of the State of New Jersey appointed under Joint Resolution No. 4, approved March twenty-eighth, one thousand nine hundred and twenty-seven, to confer with like commissioners representing the State of Delaware for the purpose of framing a compact or agreement between said States and legislation consequent thereon, to be submitted to the Legislatures of said States for action thereon, looking to the final adjustment of all controversies relating to the boundary line between said States and their respective rights in the Delaware River and Bay, have reported to the Legislature that they have been unable to reach an agreement with the commissioners of the State of Delaware, and have recommended that the said controversies be referred to the Attorney-General to the end that appropriate action may be taken in the courts to fix and determine said boundary line; therefore,

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

Authorizing legal procedure relative to boundary between Delaware and New Jersey.

1. The Attorney-General is hereby instructed to investigate and, with the approval of the Governor, take such action as he shall deem necessary and to institute such action or proceeding in the Supreme Court of the United States as may be necessary to secure a judicial determination of said controversies between the State of New Jersey and the State of Delaware over the boundary line between said States from the Pennsylvania State line through the Delaware River and Bay to the Atlantic Ocean.

2. This joint resolution shall take effect immediately.

Approved May 6, 1929.

JOINT RESOLUTION No. 26.

A Joint Resolution continuing the joint commission created pursuant to the provisions of Joint Resolution No. 14 of the legislative session of one thousand nine hundred and twenty-eight, known as the "Mortgage Laws Commission," in order to enable said commission to further continue its study of the laws concerning mortgages, their drafting, formation, recording, cancellation and foreclosure, and to formulate and report to the Legislature a comprehensive law embodying a uniform scheme for the drafting, forming, recording, cancelling and foreclosing of mortgages on real estate in the State of New Jersey.

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

Commission on mortgage laws continued.

1. The Joint Commission, created pursuant to the provisions of Joint Resolution No. 14 of the Legislative Session of One Thousand Nine Hundred and Twenty-eight, known as the "Mortgage Laws Commission," is hereby continued, in order to enable said commission to further continue its study of all laws concerning mortgages, their drafting, forming, recording, cancellation and foreclosure, and to report to the Legislature a codification, or revision, embodying a comprehensive and uniform scheme for the drafting, forming, recording, cancelling and foreclosing of mortgages on real estate in the State of New Jersey.

2. This joint resolution shall take effect immediately.

Approved May 6, 1929.

JOINT RESOLUTION No. 27.

A Joint Resolution continuing the commission heretofore created pursuant to the provisions of Joint Resolution No. 4 of the legislative session of one thousand nine hundred and twenty-six, entitled "Joint resolution for the creation of a commission consisting of two members of the Senate, to be named by the President thereof, two members of the House of Assembly, to be named by the Speaker of the House, and two citizens to be selected by the Governor, who shall constitute a joint commission for the purpose of formulating a comprehensive plan of traffic rules and regulations, and to devise a uniform scheme of administration for the enforcement of the motor vehicle law and the State traffic act," approved March twenty-third, one thousand nine hundred and twenty-six.

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

Traffic commission continued.

1. In order to enable the commission, created pursuant to the provisions of Joint Resolution No. 4 of the legislative session of one thousand nine hundred and twenty-six, to continue its investigations in furtherance of the formulation of a comprehensive plan of traffic rules and regulations, and to devise a uniform scheme of administration for the enforcement of the motor vehicle law and State traffic act, such commission is hereby continued for the aforesaid purpose, and the commission shall embody its findings in a report to the session of the Legislature convening the year one thousand nine hundred and thirty. Any vacancies existing in the commission for any cause shall be filled by the President of the Senate, the Speaker of the House of Assembly, where such vacancies exist in the representation of either the Senate or the House, and in all other cases such vacancy shall be filled by the Governor.

Report.

Vacancies.

2. For the purpose of enabling the commission to so continue and to aid in the formulation of said plan and the enforcement of laws, there is hereby appropriated the unexpended balance heretofore appropriated to the commission, or so much thereof as may be necessary, when included in any annual or supplemental appropriation bill. Appropriation.

3. This joint resolution shall take effect immediately.

Approved May 6, 1929.

JOINT RESOLUTION No. 28.

A Joint Resolution concerning transportation rates, regulations and practices affecting the commerce of New Jersey.

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

1. The Attorney-General is hereby instructed to investigate the transportation rates, regulations and practices affecting the commerce of the State of New Jersey, and, with the approval of the Governor, to take such action as he shall deem necessary to remove any unlawful or unjust discrimination or preference prejudicial to the commerce of said State. Investigate rates, etc., affecting commerce.

2. The Attorney-General is hereby authorized and empowered to institute any action or actions in any court, or before any board or commission, of competent jurisdiction, against any person or persons, corporation or corporations, to effectuate the objects of this joint resolution. Action to effectuate the objects.

3. This joint resolution shall take effect immediately.

Approved July 2, 1929.

SPECIAL SESSION OF THE LEGISLATURE

Acts Passed by the Special Session of the Legislature Convened August 12, 1929

CHAPTER 1.

An Act to permit the merger or consolidation of savings banks.

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

1. Any two savings banks of this State located in the same municipality may merge or consolidate into a single savings bank, which may be either one of said merging savings banks or a new savings bank to be formed by such consolidation, as herein provided. Savings banks may merge.

2. The respective boards of managers of such savings banks may by a vote of two-thirds of all of the members of each board make or authorize to be made by such savings banks a joint agreement for the merger or consolidation of such savings banks. Such agreement shall specify the savings banks to be merged or consolidated; shall prescribe the terms and conditions thereof, the mode of carrying the same into effect, the name of the merged or consolidated savings bank, which may be the name of either savings bank a party to such agreement, the period, if any, limited for the duration of the merged or consolidated savings bank, the number (which may be in excess of fifteen), names and places of residence (within the State of New Jersey) of the persons who shall constitute the board of managers of the merged or consolidated savings bank after the merger or consolidation shall have been effected, and the names and places of residence of the persons who shall constitute the officers of the merged or consolidated savings bank after the merger or consolidation shall have been effected, which managers and officers shall hold their respective offices until their successors be elected or appointed; may

Procedure to effect merger.

Nature of agreement.

Name.

Duration.

Managers.

Officers.

When effective.

fix a time subsequent to the approval of such merger or consolidation by the Commissioner of Banking and Insurance at which such merger or consolidation shall become effective; may provide that the by-laws of either of such merging or consolidating savings banks shall constitute the by-laws of the merged or consolidated savings bank, or may provide for the adoption of by-laws by the merged or consolidated savings bank; may fix a time at which the first meeting of the board of managers of the merged or consolidated savings bank shall be held or provide for notice thereof; and may contain such other provisions as may be necessary or proper for perfecting such merger or consolidation.

By-Laws.

Meetings.

Miscellaneous.

Adjusting interests of depositors.

3. For the purpose of equalizing or adjusting the interest of the respective depositors of such merging or consolidating savings banks in the respective surpluses thereof, or in the respective assets thereof according to a fair valuation, such joint agreement may provide for the declaration and payment, at such time and manner as may be therein provided, to such respective depositors existing as such at the close of business on the day preceding the calling of the meeting of the board of managers of either or both of such savings banks, to take action upon the proposed joint agreement, of a special dividend; or may provide for the retention by either or both of such savings banks of specified assets to be held by either or both of such savings banks and excluded from the assets transferred to the merged or consolidated savings bank, or otherwise set apart, and for the distribution thereof among the depositors by or under the authority of the board of managers of such merging or consolidating savings bank or banks.

Modification of agreement.

4. The terms and provisions of such joint agreement may by the vote aforesaid be from time to time modified prior to the final approval of such joint agreement by the Commissioner of Banking and Insurance.

Approval of joint agreement by Commissioner of Banking.

5. Such joint agreement shall be submitted to the Commissioner of Banking and Insurance for his approval. If such agreement in its original or modified form shall be approved in writing by the Commissioner of Banking and Insurance, it shall be filed by him, with his written approval, in the office of the Commissioner

of Banking and Insurance, and shall thereupon take effect in accordance with its terms and provisions and at the time fixed in such agreement, or, if no time be therein fixed, then upon such filing. Such joint agreement, and any modifications thereof, after adoption by the respective boards of managers of such merging or consolidating savings banks, or copies thereof, shall be open to inspection of depositors and other parties in interest at the offices of each of such savings banks, and notice of the adoption thereof, and of any modification thereof, shall be published within ten days after the adoption thereof, or of any modifications thereof, as the case may be, at least once in two newspapers circulating within the municipality in which such savings banks are located; and a similar notice shall be posted in the office of each such savings bank. Within five days after the filing of such agreement, with the approval of the Commissioner of Banking and Insurance, in the office of said commissioner, a notice of the approval thereof shall be similarly published and posted, and a copy of such agreement and written approval, certified by said commissioner, shall be filed in the office of the county clerk of the county in which such savings banks are located and be recorded by him.

Inspection of agreement.

Adoption published.

Approval of agreement filed with county clerk.

6. Upon the consummation of said merger or consolidation at the time fixed as aforesaid when the same shall become effective, the said savings banks shall be one corporation by the name provided in said agreement, and all of the rights, privileges, powers and franchises of each of such savings banks, and all property, real, personal and mixed, wherever situated, and things in action or belonging to either of such savings banks (except such as may under the terms of such joint agreement be expressly excluded therefrom), shall be vested in and deemed to be transferred to the merged or consolidatd corporation without further act or deed, and all such property, rights, privileges, powers and franchises, and all and every other interest and thing in action shall be thereafter as effectually the property of the merged or consolidated savings bank as they were of the respective former savings banks, and the title to any real estate, whether by deed or otherwise, under the

Rights and privileges on consolidation.

Title to real estate.

laws of this State, vested in either of such savings banks, shall not revert or be in any way impaired by reason of such merger or consolidation; *provided,* that all rights, obligations and relations to any person, creditor, depositor, trustee or beneficiary of any trust, or debts, liabilities or duties of either of said former savings banks, shall remain unimpaired, and the merged or consolidated savings bank shall by such merger or consolidation succeed to all such relations, obligations, trusts, duties, debts and liabilities, and shall execute and perform all such, and the same may be enforced against it to the same extent and in the same manner as though it had itself assumed such obligations, relations or trusts, or incurred such debts, duties or liabilities; and that all rights of creditors and all liens upon the property of either of said former savings banks shall be preserved unimpaired, and the respective former savings banks may be deemed to continue in existence in order to preserve the same or in order to liquidate and distribute any property or assets reserved for liquidation and distribution among its depositors; and no pending action or other judicial proceeding to which either of such merging or consolidating savings banks shall be a party shall abate or be discontinued by reason of the merger or consolidation, but the same may be prosecuted to final judgment, order or decree against the merged or consolidated savings bank.

Proviso.

Rights and liens not impaired but continue.

Pending actions not affected.

Branch banks.

7. The merged or consolidated savings bank may continue to maintain branch offices or agencies for the transaction of its business established pursuant to law by either or both of the merging or consolidating savings banks.

Copy of agreement in evidence.

8. A copy of such joint agreement, with the written approval of the Commissioner of Banking and Insurance, certified by such commissioner, shall be evidence in any court and for all purposes of such agreement and of the existence of the merged or consolidated savings bank. Such a certified copy, although not otherwise acknowledged or proved, may be recorded in any county in the office of the clerk of the county or in the office of the register of deeds in any county in which the office of register of deeds exists, in accordance with the

Recording agreement.

provisions of an act entitled "An act respecting conveyances" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and the supplements and amendments thereto, in any or all of the proper books for the record of deeds and assignments of mortgages, either on real or personal property, and the record of such certified copy shall be as valid and effectual in law as if duly executed and acknowledged deeds to all the real estate and duly recorded assignments of all the mortgages, either on real or personal property (unless excluded as aforesaid), owned of record by each of the merging or consolidating savings banks, parties to such agreement, had been made and delivered by such merging or consolidating savings banks to the merged or consolidated savings bank and duly recorded.

Record valid.

9. In determining the eligibility of any officer, clerk or employee of any such merged or consolidated savings bank for retirement on a pension or retiring allowance, pursuant to the provisions of law, the period of service or employment of such officer, clerk or employee in either of the merging or consolidating savings banks shall be given the same effect as if such officer, clerk or employee had been in the service or employ of the merged or consolidated savings bank during the same period.

As to retirement of officers and employees.

10. This act shall take effect immediately.

Approved August 12, 1929.

CHAPTER 2.

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" (Revision 1927), approved March thirtieth, nineteen hundred and twenty-seven.

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

Use of bridges or viaducts being part of highway system.

1. It shall be unlawful for any person or persons, corporation or corporations to lay any tracks, pipes or conduits on, over or under any public viaduct or bridge constituting a part of the State Highway System, or to connect any wires, cables or other appliances to any such viaduct or bridge without first obtaining the consent of the State Highway Commission and complying with such reasonable terms and conditions as may be prescribed by said State Highway Commission; *provided, however,* that any public utility which is subject to the regulation of the Board of Public Utility Commissioners of this State, and whose rates are subject to be fixed by said board, and which has the right to use the highway on both sides of any such viaduct or bridge or which had or shall have its tracks, pipes, conduits or wires in, on, over or under any such viaduct or bridge when same was or hereafter shall be taken over by the State Highway Commission as part of a State highway, may lay

Proviso.

Maintenance and operation.

connect, maintain and operate its tracks, pipes, conduits, wires, cables or other appliances in, on, over or under any such viaduct or bridge, and in, on, over and upon any new viaduct or bridge including the necessary highway approach thereto constructed at the same or a new location in substitution for any such viaduct or bridge as aforesaid, at its own cost and expense, under such reasonable terms and regulations as the State Highway Commission has prescribed or may hereafter prescribe, which terms and regulations may be contained in an

agreement between such State Highway Commission and such public utility, and such agreement may contain such provisions with regard to the use made or to be made of such viaduct or bridge as have been or may be agreed upon, but in no event shall any such public utility be required to pay for any such use more than an amount sufficient to compensate the State for the extra burden imposed upon the State by reason of the use of any such viaduct or bridge by any such public utility. In case the State Highway Commission and said public utility cannot agree upon the terms and regulations or the amount to be paid as hereinbefore provided, an application may be made to the Board of Public Utility Commissioners, which board shall, after hearing, fix the terms and regulations governing such use and the amount to be paid, if any, by such public utility.

Agreement for use.

Fixing terms and regulations.

2. This act shall not relieve any such public utility from the payment of any sum now due or claimed to be due or accrued under any contract previously entered into by such public utility for its use of any bridge or viaduct.

Previous obligations valid.

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.

Repealer.

Approved August 12, 1929.

CHAPTER 3.

An Act to repeal an act entitled "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' (Revision of 1927)," approved March thirtieth, one thousand nine hundred and twenty-seven, approved April sixteenth, one thousand nine hundred and twenty-nine.

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

Act repealed.

1. An act entitled "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' (Revision of 1927)," approved March thirtieth, one thousand nine hundred and twenty-seven, approved April sixteenth, one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved August 12, 1929.

PROCLAMATIONS

Proclamations by the Governor

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The President of the United States because of the overwhelming disaster which has befallen our fellow citizens in Porto Rico and the Virgin Islands, has called upon the people to render prompt and generous relief.

THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, bespeak for the President the hearty and bountiful co-operation of the people of New Jersey in their efforts to relieve these stricken people.

Contributions may be sent to the nearest local chapters of the Red Cross, to the headquarters of the Red Cross in Washington, or to the mayor of your municipality.

Given under my hand and the Great Seal of the State of New Jersey, this eighteenth day [SEAL.] of September, in the year of our Lord one thousand nine hundred and twenty-eight, and in the Independence of the United States the one hundred and fifty-third.

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Fire prevention is of tremendous importance to the welfare of our State and nation. The loss for 1927 amounted to 10,000 lives sacrificed by burning, an additional 20,000 maimed and disfigured and a property loss of over $478,000,000.

Reasonable care, co-operation and vigilance on the part of our people will work wonders in the reduction of our State and national fire waste.

THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, by the authority in me vested, do designate and proclaim the period from

OCTOBER 7 to 13, 1928,

AS

FIRE PREVENTION WEEK

and I urge all of our citizens to display an active interest in this organized effort to reduce our fire losses. I also call upon all civic and business organizations, school authorities and other bodies interested in the public weal to emphasize the importance of this effort and to render every possible assistance for the common good.

With hearty and general co-operation the ravages of this terrible plague can be enormously reduced.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-fifth [SEAL.] day of September, in the year of our Lord one thousand nine hundred and twenty-eight, and in the Independence of the United States the one hundred and fifty-third

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

It was ten years ago that this nation saw the birth of an organization that was destined to become one of the most outstanding patriotic forces that the world has ever known, an organization dedicated to the glorious service of "God and country." That organization, The American Legion, was conceived by the men who honorably served their country in the World War and who desired to continue, in some manner, that same service in time of peace.

The American Legion in the first decade of its history has by its great program of unselfish service to community, State and nation, well demonstrated to the people of America that it is a power for good. It has made provisions for the treatment and rehabilitation of those who were disabled in the great conflict, looked after the welfare of the children who were left fatherless in the wake of the war, exerted its every energy towards the promotion of the best interests of the nation and in the promulgation of those splendid principles of citizenship on which our nation was founded.

Associated with the Legion in this great work is the American Legion Auxiliary, composed of the mothers, sisters, daughters and wives of Legionnaires. "In numbers there is strength," and these two organizations have set aside one week, November 11th to 17th, when every effort will be made to recruit the full strength of the Legion and the Auxiliary to the end that the great objectives for the coming year may be attained.

The people of the State of New Jersey appreciate the work that is being carried on by these two service organizations and they are anxious that it shall be continued. The American Legion and the American Legion Auxiliary, in their noble work, are entitled to the full co-operation of every citizen of the State, and it is desirable that every assistance possible be given them in their efforts to maintain their full membership in the coming year.

NOW, THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, do hereby proclaim the week beginning November 11th and ending November 17th, as "American Legion Week," and urge that every citizen aid the Legion and the Legion Auxiliary in its membership efforts. I particularly urge those who are not now members of the Legion or the Auxiliary, but who are eligible, to take this opportunity of enrolling and becoming associated in the great work of these patriotic organizations.

Given under my hand and the Great Seal of the State of New Jersey, this first day of [SEAL.] November, in the year of our Lord one thousand nine hundred and twenty-eight, and in the Independence of the United States the one hundred and fifty-third.

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

November eleventh, one thousand nine hundred and twenty-eight, marks the tenth anniversary of the signing of the Armistice in the World War.

We should remember with deepest gratitude the sacrifices and sufferings which brought about the peace of the first Armistice Day, ten years ago. Let us reverently pause to pay tribute to the valor and unselfish patriotism of the men who lost their lives in the conflict, as well as to those who are still paying in shattered health and maimed bodies, after a decade of years, the awful price of war.

To honor these men and to promote the spirit of peace we should fittingly celebrate Armistice Day.

THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, in accordance with the provisions of Chapter 193, P. L. 1921, do hereby declare that as Armistice Day falls on Sunday, the day be celebrated on Monday, November twelfth, and that the day be observed with memorial services and patriotic exercises, and I further ask that two minutes of absolute silence be observed by all the people of our State on the eleventh hour of Sunday, November eleventh, and that these two minutes be spent in silent prayer for the coming of the time when peace shall prevail throughout the world.

Given under my hand and the Great Seal of the State of New Jersey, this first day of November, in the year of our Lord one thou-
[SEAL.] sand nine hundred and twenty-eight, and in the Independence of the United States the one hundred and fifty-third.

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

In these busy days, when spiritual values are too often overshadowed by the lure of material things, it is indeed wise that we should pause now and then to consider the source of our prosperity and success and to render thanks to the Eternal God from Whom all blessings flow.

Founded by men and women strong in character and strong in faith, who desired a place in which they could worship God according to the dictates of their own conscience, this nation has been abundantly blessed.

Our own State has had its full share of material and spiritual blessings. We have been free of disasters and epidemics, our industrial and general progress has been very great and the outlook is most gratifying.

Realizing that it is not enough that we should have a great system of smooth highways, industrial and commercial progress, we have increased our facilities for the care of the sick, the crippled and the infirm to such an extent that we are looked upon as a model State in this respect.

Our people are generally happy and contented, facing a future of great promise.

THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, do hereby set apart Thursday, the twenty-ninth of the present month,

as a day of

THANKSGIVING,

and do sincerely urge that on that day our people shall cease from their labors and gather in their homes or in their accustomed places of worship and render thanks to Almighty God for His manifold blessings.

Given under my hand and the Great Seal of the State of New Jersey, this fourteenth [SEAL.] day of November, in the year of Our Lord one thousand nine hundred and twenty-eight, and in the Independence of the United States the one hundred and fifty-third.

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The Comptroller did on the seventh day of January, nineteen hundred and twenty-nine, 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 1926, 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, A. HARRY MOORE, 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 1926.

A. Abramson & Co.,
Aacone Engineering Corporation,
Abbott Worthley Co., Inc.,
A. B. Company,
Abel Engineering Company,
Abe Zable & Company, Inc.,
Absecon Holding Company,
Acca Painting Co., Inc.,
Ace Embroidery Works, Inc.,
Ace Tire Sales Company,
Ackermann Diners, Inc.,
Ackmur Realty Company,
Acme Food Company,
Acme Ice & Product Company,
Acme Newark Sales Company,
Active Realty Company,
A. Da-Lite Protection Company,
Adams Morgan Co., Inc., No. 2,
Adler & Levy Realty Company,
Admiral Realty Company,
Advance Trucking Co., Inc.,
Advertiser Products Corporation,
Aeroplane Amusement Company,
A. E. Zuccaro Realty Company,
A. Fischer Art Gallery and Furniture Company,
A. G. Benjamin, Inc.,
A. H. G. Sign Corporation,
Alba Como Importing Company,
Albany Street Realty Company, New Brunswick,
Albert Datz Company,
Albert Wolf Lumber Company,
Alden Food Company,
Aldine Building Company,
Alert Novelty Co., Inc.,
Alex Peircey Lumber Co., Inc.,
Alfred J. Hoffman, Inc.,
Alfred R. Levy, Inc.,
Alhambra Development Corporation,
Alhambra Realty Company,
Allegheny Chemical & Products Company,

Allenhurst Builders Supply Company,
Allentown Motor Company,
Alliance Service Corporation,
Allied Detective Agency,
Alligator Leather Goods Stores, Inc.,
Allover Realty Company,
Alloway Packing Company,
All Service Electric Co., Inc.,
Alma Park, Incorporated,
Alpha Land Company,
A. L. Realty Co., Inc.,
Alvin Cranmer, Incorporated,
Alwigo Realty Corporation,
Alwinros Investment Co., Inc.,
A. Malzone, Inc.,
A. M. A. Shoe Company, Inc.,
Ambassador Garage & Cab Company,
Amboy Car Renting Company,
American Auto Lamp Company, Inc.,
American Auto School and Storage Battery Mfg.,
American Cement Block and Supply Company,
American Covering Manufacturing Company,
American Crispette Company,
American Department Store, Inc.,
American Distributing and Export Corporation,
American Distributing & Sales Corporation,
American Flooring Corporation,
American Homes Bond and Mortgage Company,
American Indian Corporation,
American Malaya Trading Company,
American Motors Corporation of New Jersey,
American Panel & Switchboard Co., Inc.,
American Radio Laboratories, Inc.,
American Securities Co., Inc.,
American Silk and Cotton Skeins Printing Company,
American Steel and Tube Company,
American and Superior Auto Radiator Works,
American Tailoring Company, Inc.,
American Welding and Machine Works, Inc.,
American Wholesale Candy Co., Inc.,
American Yarn Mills,
Amizade Importing & Exporting Company,
Amols Realty & Construction Corporation,

Ampere Radio Corporation,
A. M. Robinson, Incorporated,
Amusement Producing Corporation,
Amusement and Publishing Corporation,
Anchor Film & Producing Co., Inc.,
Ancient Order of Hibernia Building Company,
Anderson Aero Corporation of America,
Anderson-Dunkerley Motor Company,
Anderson Office Equipment Company,
Anet-Koegel Motor Car Company, Inc.,
Angle Concrete Mold Corporation,
Angster & Company,
Angster-Strigner Company,
Ansonia Realty Company,
Anthony Renshaw Electric Company,
A. O. Franckle Company,
Apex Cleaning and Dyeing Company,
Apgar Motors, Inc.,
Apollo Onyx & Marble Works, Inc.,
Apperson Motor Co. of Newark, New Jersey,
Apsco Corporation,
Aqua-Scenic Company,
Arch Crown Manufacturing Company,
Arcoil Heat Machine Co., Inc.,
Arc Radio Sales Co., Inc.,
Ardendale Realty Company,
Arden Trading & Investment Company,
Ariston Apartment Corporation,
Ark Realty and Improvement Co., Inc.,
Arlington Estates,
Arlington Glass & Mirror Works, Inc.,
Armor Shoe Company,
Armstrong Realty Company,
Arno Realty Co., Inc,
Arpin Construction Company,
Arrow-Bow Display Co., Inc.,
Arrowsmith Foot Sanitarium Company,
Arrow System, Inc.,
Arrow Warping & Winding Co., Inc.,
Artclass Film Exchange Corporation,
Artesian Well Engineering Co., Inc.,
Arthur N. Pierson, Jr., Inc.,
Arthur Vokes Auto Company, Incorporated

Artistic Metal Products Corporation,
Art Knitting Mills,
Asbury & Lakewood Laundry Company,
Asbury Park Bond & Mortgage Company,
A. Schwartz & Company,
A. & S. Cleaners and Dyers, Inc.,
A. S. Investment Company,
Associated Advertisers of New Jersey, Inc.,
Associated American Industries, Inc.,
Associated Builders, Inc.,
A. & T. Company,
Athenia Holding Company,
A. T. Holton Corporation,
Atlantic Boulevard Company,
Atlantic-Brigantine Hotel and Pier Company,
Atlantic Chemical Manufacturing Company,
Atlantic Coast Realty Corporation,
Atlantic County Realty Corporation,
Atlantic Electric Fixture & Supply Co., Inc.,
Atlantic-Hudson-Essex, Inc.,
Atlantic Mutual Realty Corporation,
Atlantic Realty Sales Organization, Inc.,
Atlantic Shore Lines, Inc.,
Atlantic City Dye Works & Laundry Company,
Atlantic City Lot Company,
Atlas Cloaks and Dresses, Inc.,
Atlas Hardware Company,
Atlas Stores, Inc.,
Atlas Tiling Corporation,
Atlas Yarn Corporation,
Atriken Chemical Works,
A. T. S. Company,
Auction Room Sales Company,
August O. Wolf Corporation,
A. Updike and Son,
Aural Educators,
Aurora Farm Products Corporation,
Auto Aero Corporation,
Auto Laundry and Lubrication Service, Inc.,
Automatic Molded Products Company,
Automatic Molding Press Company,
Automatic Oil Burner Corporation,
Automatic Paper Machinery Co., Inc.,

Automatic Pump Company,
Automobile Forwarding Corp.,
Automobile Security Association, Inc.,
Automobile Service Corporation, U. S. A.,
Auto-N-Boat Corporation,
Auto Serivce and Machine Co., Inc.,
A. Van Houten Co., Inc.,
A. V. Folding Partition Company,
Avoca Company,
Avri Drug and Chemical Co. No. 2,

Backer's Toggery Shop, Inc.,
Baden Laboratories, Inc.,
Bajda and Company,
Bakers Kiddie Shop, Inc.,
Baldwin Hotel Company,
Baltimore-New York Ship Service Corporation,
Bancone Construction Company,
Banknote Press Company,
Bank Street Motor Service Garage, Incorporated,
Banno's Company, Inc. Cld.,
Baratex Company,
Barnes Foundry Company,
Barnes Manufacturing Company, No. 1,
Barnes Trucking Company,
Barney Melone Company, Inc.,
Barry Cab Company,
Barry & Company,
Bartels Zoo, Inc.,
Bartlett Inn Company,
Basking Ridge Park Development Co., Inc.,
B. A. Wendin, Incorporated,
Bayonne Auto Dealers Association,
Bayonne Bus Company,
Bayway Material Co., Inc.,
B. Beyer Company, Inc.,
B. & B. Mfg. Co., Inc.,
B. & B. U. Drive, Inc.,
B. C. S. Amusement Corporation,
B. & D. Inc.,
Beacon Electric Lamp Company, Incorporated,
Beam-Craven Company,
Bear Radio Products Corporation,

Beatty-Schuman Agency,
Beaux Realty Company,
Beaver Mortgage Company of Atlantic City,
Bedminster Land Company,
Beech Auto Sales Corporation,
Beechnut Restaurant Corporation,
Beinfield-Hanover Realty Company,
Belberdon International Service, Inc.,
Bella Realty Company,
Belleville Custer Car Co., Inc.,
Belleville Manufacturing Corporation,
Belleville 20th Century Cab, Inc.,
Bell Thrown Silk Company,
Belmar Braid Mills, Inc.,
Belmar 5 cents to $1.00 Store, Inc.,
Belmar Park Corporation,
Belmont Court Corporation,
Belmont Sportsmen's Club, Inc.,
Ben Junior Realty Company,
Ben's Clothing Co. of Newark, N. J.,
Bergen Aerial Survey Corporation,
Bergen Beverage Company, Inc.,
Bergen Building and Construction Corporation,
Bergen Bus Line, Inc.,
Bergen Cloak Shop,
Bergenfield Press, Inc.,
Bergenfield Square Club Association,
Bergen Flint Company,
Bergen Holding Company,
Bergen Hudson Transportation Company,
Bergen Point Investment Company, No. 1,
Bergen Properties, Inc.,
Bergen Realty Co. of the City of Newark,
Berger Machinery Sales and Appraisal Company,
Berkeley Estates, Inc.,
Berkeley Land Co., Inc.,
Berkeley Realty Company,
Berkey-Furniture Shoppe, Inc.,
Berkley Shirt Co., Inc.,
Berkshire Dairy Co., Inc.,
Berlet Silk Yarn Company, Inc.,
Berman Realty Co., Inc.,
Bernard Dunne, Inc.,

Bernard Silk Co., Inc.,
Bert Gessler Co., Inc.,
Bert Lowe Dress Co., Inc.,
Best Auto Body Company,
Betty Jane Fruit-Cake Company,
Beverly Realty Corporation, Inc.,
B. & G. Investment Realty Company,
B. & G. Realty Company,
Bidwell Realty Company,
Bigelow Construction Company,
Bilmarjac Company, Inc.,
Biltrite Tailors, Inc.,
Biltwell Realty Company,
Binder Box Products Company,
Biograph Company,
Bioren Bros., Inc.,
Bitter & Simpkins Realty Company,
Bizjack Bros.,
Black Diamond Granite Corporation,
Blackfox Brick Company,
Black & White Cab Company of Camden, New Jersey,
Bloomfield Avenue Land Company,
Bloomfield Building Association,
B. L. & S. Construction Corporation,
Bluco Realty Corporation,
Blue Bird Bus Line,
Blue Boy Bus Transportation Co., Inc.,
Blue Goose Market Company,
Blue Ribbon Garage Company,
Blu-Kat Products, Incorporated,
B. & M. Corporation,
B-N-B Rubber Company,
Boat Repairing Corporation,
Bob-Curl Laboratories,
Bob Hall Company,
Bodely Paint Store, Inc.,
Boerer and Thorner, Inc.,
Bolte Piano Plate Corporation,
Bon Air Land Company,
Bond Furniture Company,
Boonton Auto Supply Company,
Borcher & Borcher, Inc.,
Bordentown Forge & Machine Company,

Borkan's Department Store, Inc.,
Boston-Candy-Confectionery Company,
Boulevard Land and Improvement Company,
Boundary Holding Company,
Bound Brook Woolen Mills,
Bowden-Temple, Inc.,
Bowen Hardware Corporation,
Bowles & Brown Company,
Boylan Street Realty Corporation,
Brackett Mills, Inc.,
Brake Relining Service, Inc.,
Branch Brook Construction Co., Inc.,
Brandeis Electric Manufacturing Corp.,
Branford Sales Company,
Bray-Collins, Inc.,
Bray Land Company,
Breitwieser Dyeing Co., Inc.,
Bresnahan Electric Co., Inc.,
Brewster's Inc.,
Bridge Auto Refinishing Co., Inc.,
Bridge Motor Company,
Bridgeton Industrial Development Company,
Bridgeton and Millville Turnpike Company,
Bridgewaters,
Bridge Zone Realty Company,
Brighton Auto Supply Company of Paterson, New Jersey,
Bright Realty Company,
Brilliant Electric Co., Inc.,
Broadcast Electrical & Radio Supply Company,
Broad Coffee Pot Corporation,
Broad & East Jersey Realty Company,
Broadway Mortgage and Finance Company,
Brodick, Inc.,
Brooks & Cummings, Inc.,
Brook's Fruit Company,
Brooksie Motor Company,
Brooks-Miller, Incorporated,
Browns Mills Construction Company,
Brown Talking Machine Co., Inc.,
Brunswick Lunch,
Brunswick Tile Corporation,
Bryant Realty Corporation,

B. & S. Housefurnishing & Gift Shop, Inc.,
Bucks County Mining Company,
Buena Vista Silk Company,
Builders Construction Mortgage Company,
Building Trades Service Company,
Bungalow Park Development Company,
Bunker Hill Transportation Company,
Burch Lumber & Coal Company,
Bureau for Prevention of Business Frauds,
Burgh Realty Company,
Bur-Mac Manufacturing Company,
Burnet Holding Co., Inc.,
Burnett Drug Co., Inc.,
Burnett-Eppirt Land Company,
Burnett Real Estate and Investment Company,
Bush-Goerke Motor Company,
Bush Ice Cream Company,
Business Equipment Company,
Business Extension Service, Inc.,
Busy Dress Company, Inc.,
Butterfly Silk Company,
Buttwick & Company,

Cafe' L'Aiglon,
Caldwell Laundry, Inc.,
Calliaphone Advertising & Amusement Company,
Camden Chemical Mfg. Company,
Camden Concrete Vault Company,
Camden County Beverage Company,
Camden Plumbing Supply Company,
Camden-Suburban Coach Company,
Cameo Manufacturing Company,
C. A. Miller & Company,
Campbell Art Company,
Camp Maryon Vadia Company,
Camp Ramsey,
Campro Products, Inc.,
Cantilever Wrench Corporation,
Cape May Glass Company,
Cape May and Ocean City Yellow Cab Company,
Capital Auto Garage, Inc.,
Capital Realty Company,
Capitol Building Company,

Capitol Finance Company,
Capitol Piano Company, Inc.,
Capitol Portrait Company, Inc.,
Capitol Surplus Corporation,
Caramel Shoppe,
Carleton Terrace Realty Corporation,
Carnoloid Products Company,
Carousel Amusement Company,
Carrington Express Company,
Cerroll and Rembe, Incorporated,
Carteret Realty Company,
Casa Portuguesa, Inc.,
Casa Manufacturing Company,
Catawba Development Company,
Catholic Tourists of America, Inc.,
C. Bentley & Company,
C. & C. Construction Company, Inc.,
Cedar Brook Nurseries, Inc.,
Celeste Silk Mills,
Censpray Engineering & Machine Corp.,
Center Market Service Co., Inc.,
Central Brigantine Company,
Central Construction and Realty Company,
Central Cutlery Co., Inc.,
Central Hardware and Paint Supply Company,
Central Lock Realty Co., Inc.,
Central Lumber & Supply Co., Inc.,
Central Motor Finance Corporation,
Central Realty Company of Camden,
Central Shop, Inc.,
Central Storage Battery Co., Inc.,
Central Trucking Company,
Century Engineering Corporation,
Certified Loan Company,
Certified Securities Company,
Certified Trading Corporation,
Cestone Construction Company,
C. F. Briggs Company,
C. Frank Stillman's Paradise Park,
C. & G. Realty Company,
Champion Drug Shop,
Champion Realty Company,
Charles D. Bowker, Inc.,

Charles Driest Manufacturing Corporation, Inc.,
Charles E. Coirin Company,
Charles Elias, Corporation,
Charles, Inc.,
Charles L. Duble & Company,
Charles McCaul Company,
Charles Realty Company,
Chas. S. Ayres, Inc.,
Charles V. Ceary,
Charles V. Hoffman Co., Inc.,
Charles W. Gale, Incorporated,
Chatham Heights Land and Development Company,
Chelsea Improvement Company,
Chemical Pump and Valve Company,
Chemical Refining Corporation of Matawan, N. J.,
Childrens University School, Inc.,
Chillerator Corporation,
Chriswell Realty Company,
Circle Cab Company,
City Line Bakery, Inc.,
City Service Station,
City Theatre Holding Company,
City Theatre-Irvington, Inc.,
C & K Holding Company,
C & K Realty Company,
Clarberg Realty Company,
Clementon Bus Co., Inc.,
Clifton City Ice Company,
Clifton City Moving & Trucking Co., Inc.,
Clifton Realty Company,
Clifton Service Garage, Inc.,
Clinton & Bergen Realty Company,
Clinton Construction Corporation,
Clinton Hill Painting and Decorating Co., Inc.,
Clinton Land and Improvement Company,
Clinton Theatrical Enterprise, Inc.,
Club Niblick, Inc.,
C. M. Weber, Inc.,
Coalsaver Company, Incorporated,
Coast Realty and Security Company,
Coastwise Navigation Company,
Colden Motors, Inc.,
Cole Land Company,

Colloidal Equipment Corporation,
Colonial Construction Co., Inc.,
Colonial Dress & Skirt Company,
Colonial Realty Company,
Colquhoun Realty Company,
Columbia Coaster Co., Inc.,
Columbia Cone Company, Inc.,
Columbia Milk Company,
Columbia Realty Company, No. 2,
Columbia Realty Corporation,
Columbia Transportation Company,
Columbus Construction Company,
Combination Puncture Proof Tire Company,
Comer Chemical Supply Corporation,
Comfo Electric Iron Company,
Commanche Water Company,
Commercial Acid Pump and Valve Company, Inc.,
Commercial Coal Company,
Commercial Detective School, Inc.,
Commercial Furniture Co., Inc.,
Commercial Handkerchief Manufacturing Co., Inc.,
Commercial Realty Company, No. 2,
Commercial Sales & Supply Corp.,
Commodore Development Company,
Commonwealth Realty Association of America,
Communipaw Coal Company,
Communipaw Company,
Community Bus Line,
Community Homes Company,
Community Publishing Company,
Community Realty Corporation,
Concrete Products Co. of New Jersey, Inc.,
Conforti Building Company,
Consolidated Clay Company,
Consolidated Creditors Association, Inc.,
Consolidated Electric Co., Inc.,
Consolidated Press, Inc.,
Consolidated Publishers, Inc.,
Consolidated Realty Company,
Consolidated Used Car Market,
Construction and Supply Company,
Continental Coach Company,
Conveyor Sales Company,

Conwood Silk Company,
Cook Electric Co., Inc.,
Cook Reliner & Patch Company,
Co-operative Sales Co., Inc.,
Cooper Construction Company,
Cooper-Wimberley Realty Corporation,
Cope Realty Company,
Corbar Corporation,
Cordasco Construction Corporation,
Corporate Realty Company, Inc.,
Corrigan and Company, Clothiers,
Co-Service Oil Company of Atlantic City, N. J.,
Cosmopolitan Loan Association,
Cosmos Company,
Counsel Realty Co., Inc.,
County Construction Company,
County Realty Company,
Court House Restaurant, Inc.,
Courtland Silk Company,
Cozy Homes Company,
Cozzone Corporation,
C. P. Soffel Company,
Craftsmen-Builders, Inc., (No. 1),
Craftweave Silk Company,
Crane Auto Supplies & Garage Inc.,
Crane Motor Car Company, No. 1,
Cranford Homebuilders Corporation,
Cranford Lamp Co., Inc.,
Crepicilk Hosiery Mills,
Crescent Silk Dyeing and Finishing Company,
Crilly Mercury Anti-Friction Metal Corporation,
Criterion Throwing Co., Inc.,
Crosstown Bus Company,
Crouse-Worthington Corporation,
Crown Electrical Supply Company,
C. R. Realty Co., Inc.,
C. S. McDonough, Inc.,
Cuba and United States Fruit, Nusery, and Mercantile, Company,
Culmerit Theatre Company,
Culture Art Film Company,
Czechoslovak Art Shop, Inc.,

Dallas Realty Company,
Damascus Chemical Company,
Dammann Holding Corporation,
Daniel Block Clothing Company,
Daniel Roe Towing and Transportation Co., Inc.,
D'Annunzio Loan Association,
Dash Hosiery Corporation,
Dave Realty Corporation,
David Luxner & Son, Inc.,
David Perlman, Inc.,
Davis Chemical Products, Incorporated,
Davis Construction Company,
Davis-Urdang Electric Co., Inc.,
Dawson Construction Company,
Daylight Lamp Works, Inc.,
D. B. S. Laboratories, Inc.,
Deal Lake Realty Corporation,
"Deans", Incorporated,
DeBeltrand & Company,
D. E. Cleary Company,
DeFillipo Land and Development Corporation,
Dekimpe Construction Company,
Deko Company,
Delaware Sand Company,
Delbridge Realty & Finance Company,
Delhi Import Association,
De Lisle Restaurant Company,
Del Rey Realty Corporation,
De Luxe Trucking Corporation,
Dente Construction Co., Inc.,
De Santis-Brownstone Co., Inc.,
Detroit and Port Huron Shore Line Railway,
Detroit Tire Company,
D-F Machinery Company,
Dicks, David Company,
Diehl Radio Manufacturing Company,
DiNapoli & Son, Inc.,
Diversified Sales Company,
Dixon, House and Bahr, Inc.,
D. J. Wright, Inc.,
D & L Oil Co., Inc.,
D & M Realty Company,
Dobbs Construction Company,

New Jersey State Library

Dolphin Line,
Domino Realty Company,
Donald A. Wright Company,
Donald E. Gordon, Inc.,
Donald McCregor's South Broad Department Store,
Dooley's Products Mfg. Company, Inc.,
Dorato Bros. Trucking Company,
Dougherty and Lucey, Inc.,
Douglas R. Balloch Company,
D. Rothbard Company,
Dudley Bramhall Co., Inc.,
Duncan Hotels of Wildwood,
Dunham Estates, Incorporated,
Duoloid Company,
Duo-Tone Radio Corporation,
Duquesne Corporation,
Dura Electric Specialties Company,
Durand Scientific Glass Company,
Dur-Econ Plastic Products Company,
D & W Garage Co., Inc.,

Eagle Construction Company,
Eagle Rock Tool and Mfg. Company,
Eagle Tube Company,
East Orange Auto Engineering Company,
East Orange Garage, Inc.,
Eastern Casualty Underwriters Company,
Eastern District Piece Dye Works, Inc. of New Jersey,
Eastern Iron Ore Company,
Eastern Light & Fuel Company,
Eastern Lumber Company,
Eastern Machinery and Equipment Company,
Eastern Tire & Radio Corporation,
Eastern Transportation Company,
Eastman Company, Inc.,
E. A. Whitehouse Manufacturing Company,
E. B. Leahy, Inc.,
E. & C. Holding Company,
Eclipse Chemical Company, Inc.,
Eclipse Cigar Stemming Machinery Company,
Eclipse Clothing, Incorporated,
Economic Appliances, Inc.,
Economy Construction Company,

Economy Creamery Company,
Economy Poultry Supply Company,
Economy Service Station and Garage, Inc.,
Economy Store Fixture Company,
Economy Wholesale Drug Company,
Edgewater Real Estate Company,
Edna Worsted Co., Inc.,
Edsell Boulevard Realty Corporation,
Edward Blau, Inc.,
Edward D. Reindinger Co., Inc.,
Edward T. Fries Company,
Edward Williams, Inc.,
E & G Realty Company,
Eighty Nine South Clinton Holding Corporation,
Eisner Plumbing Supply Company,
Eisner Supply Company, Inc.,
E. J. Hann, Inc.,
E. J. Shannon Bus Co., Inc.,
Elaterite Paint Company,
Elbee Realty Corp., Inc.,
Elbro Co., Inc.,
Elcar Motor Sales Company,
Eldorado Amusement Company,
Eldorado Restaurant, Inc.,
Electric-Baby Flier Corporation,
Electric Rainbow Fountains, Inc.,
Electrical Industrial Laboratories, Inc.,
Electrical and Mechanical Engineering Corporation,
Electrical Supply & Radio Corporation,
Electro Art Products Company,
Elia Furniture Co., Inc.,
Elite Trucking Company,
Elizabeth Coach Co., Inc.,
Elizabeth Painting & Decorating Company,
Elizabeth Paper Box Company,
Elmclair Corporation,
Elmwood Realty & Investment Company,
Elrea Realty Company,
Elwood Company,
Ely Motor Company,
Emerson Watch Case Company, Inc.,
Em-Ess-Em System, Inc.,
Emma Louise Art Shop,

Emmett & Broad Realty Co., Inc.,
Empire Development Corporation,
Empire Finance Corporation,
Empire Lunch Company,
Empire Lunch and Restaurant Company,
Empire Products Company,
Empire Realty & Finance Company,
Empire Tanning Company,
Ename Lyke Co. of New Jersey,
Endicott-Hammond Company,
Endowment Corporation of New Jersey,
Englewood Auto Painting & Trimming Co., Inc.,
Englewood Gardens Corporation,
Ennis Bakeries, Inc.,
Ensminger Realty & Construction Company,
Enterprise Coal and Supply Company,
Enterprise Furniture Company,
Enterprise Rubber Company, Inc.,
Ephraim Realty Co., Inc.,
Epon Construction Co., Inc.,
Equitable Bond & Mortgage Company,
Equity Holding Co., Inc.,
Erb-O Sales Company,
Erna Realty Corporation,
Ernest Eberhardt, Inc.,
E. Schloss Company,
E. S. Downs Company,
Esla Holding Corporation,
Essex Clipper and Tool Company,
Essex County Supply Company,
Essex Lamp Company,
Essex Manufacturing Company,
Essex Pumping Company,
Essex Realty Holding, Inc.,
Essex Service Corporation,
Estate Morris Friedman, Inc.,
E. T. Honey Survey & Development Company,
Ettador Holding Company,
Eureka Delicatessen,
Eureka Press,
Eveline Costume Company,
Evening Times Company of the City of Elizabeth,
Everybody's Trading Place,

E. W. Realty Co., Inc.,
Excello Transmission Company,
Exchange Transportation Company,
Exlntone Corporation,
Eyegraphs, Inc.,
E-Z Chemical Products Corporation,

Fabric Processing Company,
Fabric Trading Corporation,
Fairfield Dairy Supply Company,
Falcon Radio Corporation,
Fall River Silk Mills,
Famous Piece Dyeing & Finishing Company,
"Farad Corporation" of Newark, N. J.,
Faratron Lamp and Tube Company,
Farmers' Supply & Product Company,
Farquhar Motors, Inc.,
Farr Lumber Company,
Fasano Coal and Supply Company,
Fashionable Evening Dress Shoppe, Inc.,
Fashion Stores, Inc.,
Fay Hardware Company,
F. C. Huff Motors Co., Inc.,
Federal Auction Rooms,
Federal Food Company,
Federal Loan and Finance Company,
Federal Storage Battery Company,
Federal Taxicab Company,
Feldman Ring Mfg. Company,
Ferncliffe Golf and Country Club, Inc.,
Fern Realty Company,
Fiber Products Company,
Fibers Protective, Company,
Fidelio Realty Company, Inc.,
Fidelity Collection Bureau,
Fidelity Painting and Decorating Company,
Fiedler-Maisel, Inc.,
50 Jones Street Corporation,
Finance Associates, Inc.,
Fire Protection Engineers, Inc.,
First Securities Corporation of New Jersey,
Fisch Housefurnishing Company,
Fisher Balanced Circuit Radio Company,

Fishkind Agency, Inc.,
Fithian and Bernardo,
Fitzmaurice-Darby Corporation,
Five Belmont Avenue Corporation,
F. Kirchenbaurer, Inc.,
Flemington Brick Company,
Flier Amusement Company,
Flint Company of Atlantic City, New Jersey,
Floating Tourists Camp Steamship Company,
Flora Marshall, Incorporated,
Florence Realty Company,
Florex Composition Flooring Company,
Florham Park Rose Company,
Florida East Coast Development Co., Inc.,
Florida-New Jersey Investment Company,
Florida Ridge and Coast Company,
Florida Underwriters Agency, Inc.,
Folk Textile Printing & Dyeing Corporation,
Fontanella Bus Company,
Food Products Corporation,
Ford Radio Corporation,
Fords Realty Investment Company,
Forest Hill Homes Company,
Forest Manor Realty Corporation,
Forsberg Development Company,
Fort Lee Studios, Inc.,
Fort Lee Transportation Company,
Foster Screen Company,
Fourchime Manufacturing Company,
Fowey Products Company,
Fowler Sea Products Co., Inc.,
Foxcroft Estates, Inc.,
Fox and Rambam, Inc.,
Frame Products Company,
Frank Bargain Store Corporation,
Frank E. Walsh Fish Company,
Frank Giachino, Inc.,
Frank H. Earle, Inc.,
Franklin Beverage Company,
Franklin Development Company,
Franklin Laboratories,
Franklin Oil Burner Corporation,
Franks Ice Cream Company,

Frank Wilks, Inc.,
Frazer Tablet Company,
Fred J. Hartlaub, Inc.,
Fred Wolff Millwrighting and Machine Company,
Frederick G. Ross, Inc.,
Freehold Garment Company, Inc.,
French Frolic Publishing Co., Inc.,
French Model Shoppe,
Friend and Gilles, Inc.,
Frost King Compressor Company,
Fruit Concentrates Company,
Fulper Tobacco Jar Company,
Fulton Garage Company,
Furler-Inglis Silk Company,
F. W. Serbe, Inc.,
F. W. Tobb, Inc.,

Gabis Oil and Chemical Corp.,
Gallena-Poole, Inc.,
Galloping Hill Company,
Gans & Leu, Inc.,
G. A. Radio Manufacturing Corporation,
Garage Service Company,
Garden State Development Company,
Gardner Realty Company,
Garfield Charlotte Russe Company,
Garfield Express Co., Inc.,
Garrett, Cardone & Co., Inc.,
Garret Mountain Amusement Park Company,
Garrison-Heiland Corporation,
Gastman's, Inc.,
Gautschy Piece Dye Works, Inc.,
Gazette Securities Corporation,
G. B. & C. Suburban Development Company,
G. & B. Shoe Shop, Inc.,
Geary Realty & Construction Co., Inc.,
Gebby Golf Club Company,
General Auto Electric Company,
General Auto Repair Company,
General Engineering & Supply Corporation
General Finance Corporation,
General International Co., Inc.,
General Products Laboratories, Inc.,

General Realty Sales Corporation,
General Research Laboratories,
General Roofing and Building Materials Corp.,
General Sign Company, Inc.,
Generals' Mines Corporation,
George A. Joyce, Inc.,
George A. Renshaw, Inc.,
George D. Myers, Inc.,
George E. Moyer, Inc.,
George H. Freeman, Incorporated,
George Wagner Corporation,
George W. Somers Company,
Gerber Cranberry Company,
Germain-Hegeman Company,
Gerstel's Hotel Jerome Company,
Gerstel and Spatz Company,
G. & G. Trimming Co., Inc.,
Giant Tip Lace Manufacturing Company,
Gibbs Carton Company,
Gibraltar Mortgage & Loan Corporation,
Gibson's, Inc.,
Giedroyc Manufacturing Company, Inc.,
Gilbert T. Harris Corporation,
Gillette Realty Co., Inc.,
Gilligan-Barrett-Cahill Company,
Girls and Boys Specialty Shop,
Glasgow Textile Mills, Inc.,
Glenarden Company,
Glenmont Company,
Globe Furniture Company,
Globe Radio Company,
Gloucester Ice Manufacturing Company,
Gluck Automotive Supply Company,
G. M. S. Holding Corporation,
Goldberg Wrecking Company,
Golden Hill Realty Company,
Golden Lion Co-operative Corporation,
Golden Loaf Bakery, Inc.,
Golden Ray Manufacturing Company,
Golden Rule Automobile Company, Inc.,
Goldplate Bootmakers, Inc.,
Golf Equipment Company,
Goodwear Knitting Mills, Inc.,

Goodwin Construction Company,
Goodworth Builders, Incorporated,
Gordon Pen Company,
Gordon Realty Company,
Gordon-Thorne Company,
Gorman Realty Company,
Gould, Inc.,
Gould-Ziegler Realty Company,
Graham Company, Inc.,
Gramm, Price, Turner, Incorporated,
Grand Bazear & Novelty Co., Inc.,
Grand Realty Co., Inc.,
Grant Clothing Co., Inc.,
Graves File Company,
Gravity Oil Burner Corporation,
Great American Realty Corporation,
Greater New York Ship Service Corporation,
Greco & Son Building Company,
Greenbaum and Donohue, Inc.,
Green Ridge Realty Company,
Greenville Construction Company,
Greenwood China Company,
Greiner Motor Company,
Grening Recorders, Inc.,
Grewol Manufacturing Company,
Greyhalt Realty Company,
Griffin's Realty Company of Summit, New Jersey,
Grobart Brothers, Incorporated,
Grodnick Realty Associates, Inc.,
Grove Amusement Company,
G. & R. Silk Co. of N. J.,
Gruert, Walz & Company,
G. S. Green Company,
Guarantee Real Estate & Jewelry Co., Inc.,
Guarantee Storage Company of Philadelphia,
Guaranty Building Company,
"Guaranty Building & Realty Company",
Guaranty Home Builders Organization,
Guardian Realty Company,
Gubelman Company,
Guide Corporation,
Gumaer Corporation,
Gunlag, Inc.,

Gustav Tilstra Silk Dyeing Company,
Gutheil Realty Co., Inc.,

Haase and Company, Inc.,
Hackensack Motor Coach Line,
Haddon Concrete Company,
Haddon Realty Co., Inc.,
Haedrich and O'Donnell, Inc.,
Hagans Bros., Inc.,
Haiti San Domingo International Corporation,
Hale Building Company,
Hall-Craft Hosiery Company,
Halliday Oil and Supply Co., Inc.,
Hallinger Corporation,
Halpern Bedding Stores Company,
Hamilton Building and Realty Company,
Hamilton Restaurant Company, Inc.,
Hamilton Silk Mills,
Hamlin, Inc.,
Hampton Clothing Company, Inc.,
Hanover Athletic Club, Inc.,
Hanover Construction Company,
Hanover Holding Corporation,
Hanover Mortgage and Realty Company,
Hansa Company,
Harder-Hall Players,
Harding Box Company,
Harding Company,
Hard Rubber Punched Goods Company,
Harkins & Victory Company,
Harold Anderson, Inc.,
Harris & Meadows, Inc.,
Harrison Holding Company,
Harrison Light and Power Company,
Harrison Machine & Soap Company,
Harrison's Auto Service, Inc.,
Harrison and Siegel, Inc.,
Harry E. Hunt, Inc.,
Harry and Kindregan, Inc.,
Harry Von Tilzer Music Publishing Company
Harvey Chemical Company,
Hasbrouck Heights Observer, Inc.,
Has-Lon Investment Company,

Hassler New York Company,
Hatry Company,
Hauber and Berry, Inc.,
Hawthorne Amusement Co., Inc.,
Hawthorne Auto Supply Company,
Hawthorne Bus Association, Inc.,
Hawthorne Garage, Inc.,
Hazlitt and Ponsi, Inc.,
Hayes Circle Realty Company,
Hayes-Levy Corp.,
Hazle Silk Company,
H. B. Hankinson, Inc.,
H. B. Smith Machine Company,
H. C. Sloat and Company, Inc.,
H. & D. Radio Company,
H. & D. Sales Corporation,
Headlight Glove Co., Inc.,
H. E. Cloak Store,
Helios Electric Company,
Helvetia Silk Mill,
Helwig Welding and Repair Co., Inc.,
Hendler's Taxi Service,
Henry Doerr Meat Company,
Henry Hellwig and Company, Inc.,
Henry Knoller, Inc.,
Henry Levine, Inc.,
Henry Schweizer, Inc.,
Herbert H. Hunter, Inc.,
Herfort Company,
Hermann-Apperson Co., Inc.,
Hermann Hantsch Building Company,
Hermoll Trading Corp.,
Herschmann Optical Company,
Hess Agency,
Hesslein Sons, Inc.,
H. Greenewald Mfg. Company,
H. H. Vanderbilt Company,
Hialeah-Dade County Water Company,
Hibbert Printing Company,
Hibe Realty Company,
Highland Mortgage Company, Inc.,
Highland Park Realty Company, No. 1,
High Tension Transformer & Equipment Corporation,

Hillcrest Rose Gardens, Inc.,
Hillcrest Water Company,
Hill Furniture Company,
Hillsdale Economy Store, Inc.,
Hillsdale Realty Company, Inc.,
Hillside Meat and Poultry Company, Inc.,
Hillside Pleasure Park Company,
Hill Top Cafeteria, Inc.,
Hilton Plumbing and Heating Company,
Hinman Hudson and Essex Company, Inc.,
H. J. Dennis and Company, Inc.,
H. J. & H. Real Estate Company,
H. Koch & Company,
H. & L. Realty Company,
Hoboken Cabinet and Fixture Corporation,
Hoboken Putty and Cement Works, Inc.,
Hoffmann's Markets, Inc.,
Hoffman and Van Der Veer, Inc.,
Holdfast Manufacturing & Novelty Company,
Hollander Auto Supplies Company,
Holley Manufacturing Company,
Hollward Realty Corporation,
Holman, Thompson Construction Company,
Home Associates of New Jersey,
Home Builders Company of Hillside,
Homecrafters, Inc.,
Home Heating Service, Inc.,
Home Lands Development Company,
Home Security Company,
Home Service Laundry Co., Inc.,
Hope Farm,
Hopewell Valley Sweets Company,
Hopkins Motor Car Company,
Hormone Chemical Corporation,
Horowitz Realty Company, Inc.,
Horwitz Realty Company,
Hosiery Sales Corporation,
Hotel Madison, Inc.,
Hotel Martine, Inc.,
Hotel and Resort Concessionaries, Inc.,
Howard Bath Company,
Howard Store,
H. & R. Investment Company, Inc.,

H. S. Fox Lumber Company,
H. S. Fox Realty Company,
H. S. Horwood Sales Co., Inc.,
Hub Coat Company,
Hudco Co., Inc.,
Huddy Hotel and Development Company,
Hudson Beef and Veal Company, Inc.,
Hudson Bros. Lamp Company,
Hudson County Installation Company,
Hudson Development Company of N. J.,
Hudson Handkerchief Company,
Hudson Quarries, Inc.,
Hudson Storage & Refrigerating Company,
Hull Battery & Ignition Company,
Huneke and Company,
Hunter Company, Inc.,
Hunterdon Land Company,
H. V. Haley, Inc.,
H. W. Barcal Service Stations, Inc.,
H. W. King Company,
Hy-Grade Gasoline & Oil Company,
Hyman Peller, Inc.,
Hysig Company,

Ice Cream Package Company,
Icken-Mitchell, Inc.,
I. C. Moore Company,
Ideal Drug Company, Inc.,
Ideal Home-Sites Development Company,
Ideal Merchandise Company,
Ideal Music Company of Newark,
Ideal Products Corporation,
Ideal Shoe Company,
Ignatius Colletti-Reina, Inc.,
Imperial Realty Company,
Imported Products, Inc.,
Improved Roofing Company,
Independent Investment Corporation,
Independent Mortgage Company,
Independent Textile Corporation,
Indian Taxi Company,
Industrial Foundries, Inc.,
Industrial Holding Corporation,

Industrial Trading Co. Inc.,
Ingersoll-Richter Mfg. Company,
Inian Real Estate Company,
Inlet Chemical Company, Inc.,
Instructive Games Corporation,
Insuperable Italian Hat Co., Inc.,
Integrity Development Company,
Interboro Mortgage Corporation,
Intercity Rapid Transit Company,
Inter-Locking Cast Stone Company,
International Land and Development Company,
International Theatres of America, Inc.,
Inter-Ocean Radio Corporation,
Interocean Trading Company,
Interstate Coach Company, Inc.,
Interstate Investment Company,
Interstate Outfitting Company, Inc.,
Interstate Sewage Disposal Corporation,
Interstate Shoe Company,
Interstate Trucking Co., Inc.,
Interurban Bus Company of Woodbridge, New Jersey,
Introligator Brothers, Inc.,
Iona Housing Company,
Iona Lake Hotel Company,
Iona Light, Heat Power and Water Company,
Iris Shop, Inc.,
Iron Closet Bend Company,
Irving Land Company,
Irvington Cigar Company,
Irvington Iron Works, Inc.,
Irvington Overland, Inc.,
Irvington Rug Mfg. Co., Inc.,
Isaac Levine & Bros., Inc.,
I. Schoenkopf, Inc.,
Iselin Garage,
Islesworth Hotel Company,
Italian Labor Bureau, Incorporated,
Itsa Company,
I. W. Wood, Jr., Inc.,

J. A. B. Realty Company,
Jackson Investment Company,
Jack's Restaurant, successors to Tip Toe Inn, Inc.,

Jacob Plaxe & Son, Inc.,
Jacobson & Ruderman Company,
Jaffe Stores, Inc.,
Jas. A. Lally Co., Inc.,
James C. Lindsay Company,
James G. Cardinale Company, Inc.,
James J. Cogan Company,
James Wright Company,
J. B. Adelberg, Inc.,
J. & C. Textile Company,
J. D. Walls Company,
Jean Investment Company,
J. Edwin Ellor and Sons, Inc.,
Jefferson Realty Company,
Jefferson Tailoring Corporation,
Jefferson Zinc Company,
J. Epstein and Co., Inc.,
Jerome J. Doherty, Inc.,
"Jerry Triano",
Jersey City Enameling and Refinishing Co., Inc.,
Jersey City Flint Company,
Jersey City Shopping News Publishing Co., Inc.,
Jersey Cab Company,
Jersey Central Traction Company,
Jersey Cheese Company, Inc.,
Jersey Coast Cleaners & Dyers, Inc.,
Jersey Furniture Co., Inc.,
Jersey Lace Works, Incorporated,
Jersey Operating and Supply Company,
Jersey Sales Corporation,
Jersey Transcript Publishing Company,
Jewish National Workers Alliance Mutual Loan Assn.,
J. Fischer and Company,
J. H. Mayzel Company,
J. Howard Craven, Inc.,
Jitney Bus Transit Company,
J. J. Disc-Wheel Corporation,
J. K. Osborn Manufacturing Company,
J. Mendlowitch and Sons, Incorporated,
Job De Camp, Incorporated,
Joel Vogel and Company, Inc.,
John Baird Company,
John F. Sweeney, Inc.,

John G. Ruckelshaus, Inc.,
John H. Morris and Company,
John J. Malley, Inc.,
John P. O'Brien Co., Inc.,
John V. Bridge Co., Inc.,
John W. Tompkins & Company,
Johnson Investment Corporation,
Johnson McKimm Johnson Company,
Johnson Street Realty Company,
Jonathan Roberts Shoe Company,
Jones Candies, Inc.,
Jonick Realty Company,
Jordan & Company,
Joseph A. Lewis & Company,
Joseph Kornfeld, Inc.,
Joseph Margules, Inc.,
Journal Square Agency,
J. R. Tucker, Inc.,
J. R. Tucker, Inc., Boston,
J. R. Tucker, Inc., Miami,
J. R. Tucker, Inc., N. Y.,
J. R. Tucker, Inc., Philadelphia,
J. R. Tucker Shore Company,
Junice Co., Inc.,
Junior Amusement Company,
Justus Brauer & Son Co., Inc.,
J. V. Bonnell, Inc.,
J. V. Martin Corporation,
J. W. Hennion & Son, Inc.,
J. W. Kirkbride Body & Storage Company,
J. W. Sharp Company,

Kantsink Mfg. Co., Inc.,
Kapaction Company,
Kaplan & Beloff,
Kapp Shop,
Kaprose Co., Inc.,
Karl E. Olson and Son, Inc.,
Kaustine Engineering Co., Inc.,
Kayandell Realty Corporation,
Kay-Bee Realty and Construction Company,
Kayrich Mortgage Company,
K-B Pulverizer Corporation,

K. D. Flooring Company,
Keansburg Steamboat Company,
Keansburg Water Company,
Kearny Apartments, Inc.,
Kearny Pearl Button Works,
Keller, O'Neill and Thornton, Inc.,
Kempel Investment Company,
Kenilworth Trucking Corporation,
Ken-Lin Radio Corporation,
Kerrigan and Co., Inc.,
Kessler & Price, Inc.,
Keystone Exhibiting Company,
Keystone Yeast Products Company,
Keystone Oil Company of New Jersey,
K. G. M. Corporation,
K. & H. B. Construction Company,
K. & H. Realty Co., Inc.,
Kiel Land Company,
Kimberley Phonograph Company of New Jersey,
King Realty and Investment Company,
King's Clothes Shops, Inc.,
King's Court Holding Company,
Kingsland Park Development Corporation,
Kingsley Holding Company,
Kirkwood Land Co., Inc.,
Kloss & Follender, Inc.,
Knollwood Company,
Kolba Wrecking and Construction Company,
Koller-Keeney Realty Company, Inc.,
Kopp & Haumann Construction Company,
Kosciuszko Building Society,
Kotemac Worsted Mills, Inc.,
Krasner Shoe Company,
Krasnow Realty Corporation,
Krayer & Company,
Krewson Realty Corporation,
Kromtex Leather Company,
Krumbine Realty Company, Inc.,
Kruvant, Mayzel and Linnett,
K. & W. Beverage Company,
Kwiat & Glass, Inc.,

Lace and Embroidery Corporation of America, Inc.,
Lacijan Straw Hat Corporation,
Lafayette Garage Company,
L'Aiglon Perfumery Company, Inc.,
Lake City Manor, Inc.,
Lakewood and Barnegat Realty Corporation,
La Maison Building Co.,
LaMode Dry Goods Company, Inc.,
Lanco Manufacturing Company,
Land Development Corporation,
Land Title Abstract and Mortgage Company,
Langan Building Corporation,
Lanoka Harbor Land Company,
L. & A. Realty Co., Inc.,
Larsen, Lieb & Littman, Inc.,
Lash Construction Co., Inc.,
Laurence Harbor Improvement Corporation,
Laurens P. Dixon Corporation,
Lawden Realty Co., Inc.,
Lawlor, McCormick Company,
Lawrence Mills,
Lawyers Abstract Company,
Lawyers Realty Company,
Le Breece-Doggett, Incorporated,
Le Compte Company,
LeCompte Manufacturing Company,
Ledger Construction Co., Inc.,
Lee Murkin, Inc.,
Leiss Chain Mfg. Company,
Lenal Realty Corporation,
Lennox Hotel Company of Newark, New Jersey,
Lennox-Taylor Concrete Co., Inc.,
Lenox Securities Corporation,
Leonard-Connelly Engineering Company,
Leonia Lumber & Supply Company,
Leonie Building Corporation,
Leo's Laundry Service, Inc.,
Leslie Holding Corporation,
Levene Steel Products Corporation,
Levy, Rems Clothing Stores Company,
Lewis & Parelli,
Lewitt's Riviera Drug Company,
Lexington Dress Stores,

L. Funke & Co., Inc.,
L. & H. Laboratories, Inc.,
Libby's Drug Co., Inc.,
Liberty Fine Coat Mfg. Co. of Newark N. J.,
Liberty Fish Products Co., Inc.,
Liberty Radio Manufacturing Company,
Liberty Textile Works, Inc.,
Liberty Trucking Company,
Lichtman Realty Company,
Lightrite Company,
Lightship Board Company, Inc.,
Lincoln Cleaners & Dyers,
Lincoln Finance Corporation,
Lincoln Realty and Investment Company,
Lincoln School of Law,
Lincoln Service and Repair Company,
Linden Garage Corporation,
Linolith Company,
Little Falls-West Paterson Transportation Co., Inc.,
Living Records, Inc.,
Livingston Development Corporation,
L. & J. Theatre Corporation,
Llewellyn Construction Company,
L. L. Realty Company,
L. & L. Realty Company,
L. & L. Trucking Contractors, Inc.,
Lobasi Fibrous Corporation,
Lo-Bel Realty Company,
Locomobile Company of New Jersey,
Locomobile Company of Trenton, N. J.,
Lodi Motion Picture Company,
Longwear Silk Hosiery Company,
Lord & Chanik,
Loretta Lins & Co., Inc.,
Lorraine Print Works,
Louis Polumbo & Co., Inc.,
Louis Semel, Inc.,
L. Realty Company,
L. & S. Independent Veal and Mutton Company,
Lubriko Corporation of America,
Lucille Laboratories, Inc.,
Ludwig Achtelstetter,
Lumber Distributing Company,

Luna Park Amusement Company,
Lupia Construction Company,
Lureda Corporation,
Luxor Cab Company of Jersey City,
Luxor Piece Dyeing & Finishing Company,
Luxor Taxi Company of Perth Amboy,
L. & W. Electrical Supply Company,
L. Wiesen & Company,
Lyceum Amusement Company,
Lyndhurst Holding Company, Inc.,
Lyndhurst-New York Coach Company,
Lyndhurst Theatre Corporation,
Lyon Box Company, Inc.,
Lyric Corporation,

Mac-Ball Realty Company,
Macball Realty & Finance Company,
Machine Specialty Company,
Mac Kay Holding Company,
Mackenzie and Naumoff, Inc.,
Mackie Sales & Service, Inc.,
Mack Operating Company,
Mac Laren Frozen Air Sales Company of New Jersey, Inc.,
Madam's Laundry, Inc.,
Magic Ride Company,
Magnetex Manufacturing Company,
Magneto & Generator Repair Shop, Inc.,
Mahlow Machine Corporation,
Mainland Electric Shoppe, Inc.,
Main Poultry Market,
Majestic Millinery Company,
Mammoth Spring Ice Company,
Mamron Realty Corporation,
Manchester Textile Print Works,
Mandorf Realty Corporation,
Manhattan Construction Co., Inc.,
Manhattan Hotel Restaurant Company,
Manhoff Lumber Company,
Mann Holding Company,
Manning and Brink,
Maple Embroidery Works, Inc.,
Maple Shade Concrete Company,

Maplewood Hardware Co., (formerly Weber & Frey Hardware Co.),
Marathon Realty Company,
Margolius Hotel Company,
Marine Finance Company,
Marine Mortgage & Finance Company,
Marion, Inc.,
Mark Byron, Inc.,
Maroon and Alton Silk Company,
Marshall Brass & Bronze Foundry Co. Inc.,
Martell Co., Inc.,
Martin Metals Foundries Company, Inc.,
Mary Chamberlain, Inc.,
Masoncroft Products Co., Inc.,
Mass Realty & Construction Company,
Matawan Operating Company,
Max Gordon, Inc.,
Maximus Art Studio,
Max Posner Company,
May Building Company,
Mayer Ice Machine and Engineering Company,
Mayflower Beauty Shoppe of Asbury Park,
Mayflower Beauty Shoppe of Atlantic City,
Maylon's,
Maywood Plumbing & Heating Co., Inc.,
Mayzel-Rachlin Company,
McAbee Realty and Construction Company,
McClays,
McClung Realty Co., Inc.,
McCool-Ellis Company,
McCrystal, Greene Co., Inc.,
McLeod Auto Supply Company,
McManus Realty Company,
McPike Mirror Corporation,
McRouy Taylor Manufacturing Company,
Mechanics' Building Co., Inc.,
M. & E. Construction & Development Company,
Melrose Development Co., Inc.,
M. E. McNulty Amusement Company,
Mercer Distributors, Inc.,
Mercer Mortgage Securities Company,
Mercer Oil Company,
Mercer Wood Products, Inc.,

Merchants' Collection Bureau,
Merchantville Garage, Inc.,
Meridian Industrial Alcohols, Inc.,
Merit Hosiery Mills,
Mermaid Shoppe,
Merrihew Holding Company,
Merritt Development Company,
Metholoid Company,
Metro Electrical Co., Inc.,
Metropolitan Associates Realty Corporation,
Metropolitan Auto Sales Company,
Metropolitan Mills,
Metropolitan Realty Company (No. 2),
Metropolitan Suburban Transportation Co., Inc.,
Metzger Realty Company,
Mevick Holding Co., Inc.,
M. F. Lefebvre Glass Co., Inc.,
M. H. Mial, Incorporated,
Miami Electric Light and Power Company,
Michael Picardi Company,
Michael Puhl, Inc.,
Michael Weinstein Agency,
Michel S. Maure Co., Inc.,
Middle Atlantic Knitting Mills,
Middlesex Agency, Inc.,
Middlesex Bleaching & Dyeing Company,
Middlesex Clothing Company,
Middletown Dairies Corporation,
Midor Realty Company,
Milhurst Milling Company,
Millad Realty Company,
Millimet and Weisberg Realty Co., Inc.,
Milo Manufacturing Company,
"Mink" Lindeman, Inc.,
Minnetonka Realty Company,
Miskenis & Parenteau, Inc.,
Miso Manufacturing Company,
Mist Bottling Co., Inc.,
M. J. O'Connor's Sons,
M-K Holding Co., Inc.,
M. L. & H. Realty Company,
M. L. W. Truck Corporation,
Modern Delicatessen and Lunch Room,

Modern Development Corporation,
Modern Home Building & Construction Company, Inc.,
Modern Paper Package Company,
Modern Pharmacy, Inc.,
Modern Picking and Folding Company,
Modern Publications, Inc.,
Modern Realty Corporation,
Modica Lathing Co., Inc.,
Moe's Auto Company, Incorporated,
Moise Investment Company,
Monarch Investment Company,
Monarch Roofing & Paint Co., Inc.,
Mondo Nouvo (New World),
Monitor Press, Inc.,
Monmouth Development & Realty Company,
Monmouth Investment Company,
Monmouth Vulcanizing Works, Inc.,
Monogram Lumber Company,
Monosquam Realty Company,
Monroe Catering Company,
Monroe Clothes, Inc.,
Monroe Towing Company, Inc.,
Montclair Grill, Inc.,
Montclair-New York Transit Company,
Montclair Star Bakery, Inc.,
Montgomery Homes Building Company,
Monticello Building Company, Inc.,
Montvale Realty Company,
Moonachie Brick Company,
Moon Motor Sales Company of Paterson,
Moon Realty and Construction Company,
Moorehurst Development Co., Inc.,
Moore Manufacturing Company,
Morgan, Kirk and Cooper,
Mori Bros. Trucking Co., Inc.,
Morrell Scott Corporation,
Morris County Motors, Inc.,
Morris Uslan, Incorporated,
Morser Realty Company, Inc.,
Morton Crate and Box Company,
Mosco Refining Co. (Incorporated),
Moser Baking Company,
Motor Requirements Corporation,

Motor Salon, Inc.,
Motor Truck Sales Company,
Mountain Community, Inc.,
Mountain Lakes Gas Company,
Mountain Springs, Inc.,
Mountain View Farms Company,
Mt. Prospect Construction Company,
M. Pocker, Lessee Krueger Auditorium,
"M" Realty Company,
M. R. T. Corporation,
M. & S. Development Company,
M. Sipporta Home Building and Contracting Company,
M. S. Mork & Company,
M. Thomashesfsky Enterprises, Incorporated of New Jersey,
M. T. Realty & Construction Company,
Mudge-Pette, Inc.,
Mullica Hill Water Company,
Multiple Turbo Company,
Municipal Filling Stations, Inc.,
Muscatt Mfg. Company,
Muser's Markets, Inc.,
Musher and Company, Inc.,
Music Hall Association of the City of Orange,
Mutual Auto Renting Co., Inc. of Newark, N. J.,
Mutual Garage Company, Inc.,
Mutual Oil Products Incorporated,
Mutual Products Company,
M. W. Cooperson Company,
M. Weiss Construction Co., Inc.,
Myrtle Toy Company,

Nalod Realty Co., Inc.,
Nap, Inc.,
Nash-Irvington, Inc.,
Nash Manufacturing Company,
Nassau Radio Corporation,
Nassau Sales Company,
Nassau Taxicab Service,
National Bond & Mortgage Company,
National Book Distributors, Inc.,
National Clamp Co., Inc.,
National Crop Protection Company,

National Electrical Decorating Co., Inc.,
National Gas, Electric Light and Power Company,
National Linoleum Manufacturing Company,
National Model and Specialty Company,
National & Modern Fur Shop Company,
National Paper Box Company,
National Pharmacy Stores, No. 2,
National Roofing Company,
National Security Company, Incorporated,
National Security and Investment Company,
National Trading Coupon Co., Inc.,
Neddah Realty Company,
Neilson Investment Company,
Neo Nuforal Laboratories, Inc.,
Neufeld Realty Company,
Neverstall Device Company,
Newark Bakers and Confectioners Supply Company,
Newark Bus Advertising Company,
Newark Cafeteria, Inc.,
Newark Contracting and Improvement Company,
Newark Erection Co., Inc.,
Newark Institute of Radiology,
Newark, Lakehurst and Southern Realty Corp.,
Newark Land Company, Inc.,
Newark Luxor Cab Corporation,
Newark Machine & Tool Company,
Newark Merchandise Corporation,
Newark-Terrace Garage, Inc.,
Newark Woodworking Company,
New Atlas Construction Company,
New Brunswick Auto Finance Company,
New Brunswick Decorating Co., Inc.,
New Brunswick Estates, Inc.,
New Brunswick Opera House Company,
New Drug Company,
New Era Outfitting Company,
New Ideal Merchandise Company,
New Jersey Automobile Brokers, Inc.,
New Jersey Corporations Office and Organization Company,
New Jersey Cutlery Company,
New Jersey Dining Corporation,
New Jersey Discount Company,

New Jersey Duco Company,
New Jersey Electric Light and Power Company,
New Jersey Finance Service of Newark,
New Jersey Finance Service of Trenton,
New Jersey Hard Wood Company,
New Jersey Herald, Printing and Publishing Company,
New Jersey Holding Corporation,
New Jersey Luggage Company,
New Jersey Lunch (Inc.),
New Jersey Medical Service,
New Jersey Metal Salts Company,
New Jersey Mining Exchange, Inc.,
New Jersey National Corporation,
New Jersey-New York Coach Corporation,
New Jersey Operating Corporation,
New Jersey Pie Baking Company,
New Jersey Popsicle Corporation,
New Jersey Real Estate Mortgage Company,
New Jersey Safety Razor Blade Manufacturing C
Inc.,
New Jersey Tank Car Repair Company,
New Jersey Waste Products Corporation,
New Jersey Woman Sufferage Association Holding
Company,
New Lafayette Garage, Inc.,
Newman's Silk Shop, Inc.,
New Nap System of New Jersey,
Newport Fall River and Providence Beach Associatio
New Ritz Restaurant, Inc.,
News Publishing Company,
New Star Dress Company,
New Street Development Company,
New Theatrical Company,
New Tremont Hotel,
New Winthrop Hotel, Inc.,
New York Continental Jewell Filtration Compan
New York Eye Shield Company,
New York-Morristown Coach Company,
New York Trading Corporation,
New York-Wildwood Investment Corporation,
Nicholas-Muller, Inc.,
Nichols and Bennett, Inc.,
Norba Realty Corporation,

Norrington Realty Company, Inc.,
North American Hosiery and Textile Company,
Northampton Industrial Alcohol Company,
North Jersey Estates,
North Jersey Textile Printing Company,
North Jersey Theatres Corporation,
North End Pharmacy, Inc.,
North Essex Realty Company,
North Haledon Bus Transportation Co., Inc.,
North Ice and Beverage Co., Inc.,
North Roseville Realty Company,
North Ward Realty Company,
Northern Lumber Co., Inc.,
Northern New Jersey Motor Company,
Northern Valley Land Corp.,
Norton Inn, Inc.,
Norwood Loan Company,
Norwood Real Estate Corporation,
No-Tarnish Co., Inc.,
No Tax Rubber Sole Corp.,
Novelty Silk Mills,
Nowiny Publishing Company,
Nutley Taxi Company,

Oak Garage, Inc.,
Oakwood Realty Co., Inc.,
Ocean City Country Club,
Ocean County Transportation Company,
Ocean Crest Realty Corporation,
Oceanic Film Corporation,
Oceanic Realty Company,
Ocean View Company,
Official Realty Company,
O'Hara, Inc.,
Oil Heating Equipment Company,
Oilheat Systems of Newark, N. J., Inc.,
Oliver B. Ames, Inc.,
O'Loughlin & Kufferman, Inc.,
Olympic Amusements, Inc.,
Olympic Pine Lumber Co., Inc.,
103 Co., Inc.,
135 Belmont Avenue, Inc.,
Opal Products Company,

Open Call Exchange, Incorporated,
Oradell Golf Links,
Oradell Park Development Co., Inc.,
Orange Garage, Inc.,
Orange Sash, Door and Glass Company,
Orange U-Drive Inc.,
Oriental Candy Manufacturing Co., Inc.,
Original Live Fish Company, Incorporated,
Original Lunchboat Company, Incorporated,
Or-Lan Products Company, Incorporated,
Osborn Foreign Patents Company,
Oscar Shapiro Company, Inc.,
Osce Y-Ola Manufacturing Company,
Osce Y-Ola Sales Corporation,
Oslo Construction Company,
Osmo Chemical Company, Incorporated,
Ottesen Motor Co., Inc.,
Otto F. Gelhaus, Inc.,
Overland Building Company,
Overlook Land Company,

Pacanac Development Company,
Pacific Textile Mills,
Pahaquarry Realty Company,
Paint Specialties Corporation of New Jersey,
Palace Amusement Company,
Palisade Sightseeing Corporation,
Palisade Storage Battery Company,
Palisades Transportation Company, Inc.,
Palm Manufacturing Company,
Palm Oil Machine Corporation,
Panama American Corporation,
Panel Display Corporation,
Panelyte Board Company,
Pappas Brothers and Gillies Company,
Pappas Realty Company,
Pappas Sea Food Restaurant,
Papp and Dane, Inc.,
Paramount Cigar Company of New Jersey,
Paramount Piece Dye Works,
Paramount Silk Works,
Paratex Corporation,
P. & A. Realty Company,

Parisian Textile Printing Company,
Park Company,
Parker Avenue Realty and Improvement Company, Inc.,
Park Finance Corporation,
Parkside Development Company,
Park Side Land Company (No. 2),
Parloc Sales Company,
Parlor Car Coach Co., Inc.,
Parodi Cigar Company, Inc.,
Paroma Corporation,
Parvin-Rexford Printing and Publishing Company, Inc.,
Passafiume Silk Mills, Inc.,
Passaic Burial Co., Inc.,
Passaic City Steam Laundry, Inc.,
Passaic County and New York Coach Company, Inc.,
Passaic Dress Co., Inc.,
Passaic Dress and Custom Company,
Passaic Eye, Ear, Nose and Throat Private Hospital,
Passaic Hemstitch and Embroidery Company,
Passaic Jobbing House, Inc.,
Passaic Knitting Works,
Passaic Oil and Refining Company,
Passaic Rapid Transit Corporation,
Patented Gasoline Process Corporation,
Patents Development and Exploitation Company,
Paterson Army and Navy Company,
Paterson Leather Company,
Paterson-Oradell Bus Company, Inc.,
Paterson Produce Company,
Paterson Stove Repair & Plumbing Supplies Co., Inc.,
Patterson, Inc.,
Patty Hat Company,
Paul Blaeser Dyeing Corporation,
Paul Courre, Inc.,
Paulmen Construction Company,
Paxo Sign Company,
Peerless Feature Producing Company,
Peerless Piece Dye Works, Inc.,
Penetro Chemical Company,
Penhallow Press, Inc.,
Pennent Radio Laboratories, Inc. of Newark, N. J.,
Penn Distilling Company,
Penns Grove Hygeia Ice and Coal Company,

Pennsylvania Industrial and Investment Company,
Pennsylvania Silk Co., Inc.,
Penny Shoe Kleaner of New Jersey, Inc.,
Peoples Cab, Inc.,
People's Clothing Store,
Peoples Finance Corporation,
Peoples Ice & Supply Corporation,
Peoples' Motor and Accessory Company,
People's Rural Telephone Company,
Percy Gardner Corporation,
Perfect Caster Sales Co., Inc.,
Perfected Metal Window Company,
Perfect Homes Construction Company,
Perfect Shirt Laundry Co., Inc.,
Permatype Record Writing Machine Company,
Perpetual Service Sales Corporation,
Perth Amboy Auto Wrecking Co., Inc.,
Perth Amboy Headwear Manufacturing Company,
Perth Amboy Iron and Metal Company,
Perth Amboy Record Publishing Company,
Peter Pan Dress Shoppe,
Peter P. Smith Sales Corporation,
Petry Motor Sales Corporation,
Petti Construction Company,
Pfleghaar's, Inc.,
P. & F. Silk Co., Inc.,
Phelps and Sons Manufacturing Company,
Philadelphia Ice Cream Company,
Philadelphia Investment Company,
Philip Goldstein, Inc.,
Philip Jannarone & Sons, Inc.,
Philkul Specialty Company, Inc.,
Phillips Paint and Color Company,
Phoenix Hat Works,
Picton Construction Company,
Pierce Transportation Company,
Pike Realty Company,
Pinewald-On-The-Bay, Incorporated,
Pine Woods Hotel Company,
Pinless Clothes-Line Corporation,
Pioneer Products Corporation,
Pipe Corporation of New Jersey,
Pitman Investment Company,

P. J. Sales Corporation,
P. J. Smith, Inc.,
Pladco, Inc.,
Plainfield City Realty Company,
Plainfield Concrete Block Company, Inc.,
Plainfield Storage Battery Company,
Plar-ite Chemical Manufacturing Company, Inc.,
Plattsburg Gardens Realty Corp.,
Plaza Realty Associates, Inc.,
Pleasant Garage,
Pleasantville Delicatessen Company,
P-L-M Holding Company,
Plumeyer Corporation,
P. N. Selvig Paper Company,
Polish Community,
Polish Giants Athletic Association, Inc.,
Polish Realty Company,
Pollard Engineering and Finance Company,
Pompton Realty Company,
Posio and Son, Inc.,
Potteries Selling Company,
Power Machinery Exchange, Inc.,
Pownel Sales Corporation,
P. & P. Chemical Company,
P. & P. Sales Company, Inc.,
Prager's Furniture Stores,
Prather Syndicate,
Preakness Golf and Country Club, Inc.,
Premier Electric Company,
Princess Print Plants, Inc.,
Princeton Flint Co., Inc.,
Pringle and Reading Company,
Progressive Home Construction Company,
Progressive Hosiery Corp.,
Progressive Starter and Battery Service, Inc.,
Prospect Pharmacy, Incorporated,
Protective Construction Company,
Protective Realty Company,
Providence Realty Company,
P. & R. Silk Company,
Prudential Drug and Chemical Company,
Prudential Holding Company,
Prudential Realty Association, Inc.,

P. S. Harmon and Son Company,
Public Press Corporation,
Public Service Printers, Inc.,
Pullman Construction Company,
Purabla Oil Company,
Purity Commercial Alcohol Corporation,
Putchat and Gars Company,
Pyramid Corporation,
Pyramid Investment Company,
Pyramid Sales Corporation of Newark,
Pythian Textile Company,

Quaker City Cut Glass Company,
Quality Grocery Company,
Queen City Enterprises, Inc.,
Queen City Laundry (No. 2),
Queen City Bakery and Restaurant, Inc.,

Rabinowitz Realty Corporation,
Racel Corporation,
Race-Turner Company,
Radcab Company of America, Inc.,
Radio Barge Company,
Radio Instrument Corporation,
Radio Publicity Booking Corporation,
Radio Temple of Music,
Radio Testing Laboratories, Inc.,
Ragonese and Iannaccone Construction Company,
Raiken Monument Works, Inc.,
Rainbow Silk Mfg. Co., Inc.,
Raleigh-In-The-Pines, Inc.,
Ramsey Lathing Company,
Ranson Realty Company,
Raritan Millinery Co., Inc.,
Raritan Undergarment Company,
Raymond O'Connor Tire Company,
Raymond P. White Incorporated,
Raymond Waist and Dress Company,
Ray Rubber Products Corporation,
R. B. Cahill Co., Inc.,
R. B. Eason Co., Inc.,
R. C. R. Realty Company,
R. & D. Construction Company,

Ready Auto Supply Company,
Real Estate Clearing House Corporation,
Real Estate Finance Corporation,
Real Estate, Loan & Mortgage Corporation,
Realty Building Company,
Realty Improvement Company, of N. J.,
Realty Investment and Holding Corporation,
Realty, Leasing and Mortgage Company of New York,
Realty Paint Company,
Realty Salesmen, Inc.,
Recreation Development Corporation,
Redard and Gibbs Construction Co., Inc.,
Red Bank Garage & Warehousing Corporation,
Red Bank and Keyport Railway,
Red Bank Nash Company,
Red and Black Cab Co., Inc.,
Redfern Company,
Red Pepper Publishing Co., Inc.,
Red Top Taxicab Corporation,
Red Top Transportation Co., Inc.,
Reed's Auction Galleries, Inc.,
Refinolator Corporation,
Refrigeration and Oil Burner Sales Company,
Regal Bedding and Floor Covering Company,
Regent Holding Company,
Regent Radio & Electric Shop,
Regent Theatre of Paterson, Inc.,
Register Publishing Company,
Reim Realty Company,
Reischmann Co., Inc.,
Reliable Bedding Company,
Reliable Merchandise Corp.,
Reliable Plumbing Company,
Reliable Plumbing Supply Company,
Reliable Stationery Store, Inc.,
Reliable Wood Products Co., Inc.,
Reliance Holding Company,
Reliance Pants Co., Inc.,
Remor, Inc.,
Remy Studios, Inc.,
Renner Investment and Construction Company,
Reo Realty Company,
Repro-Art Inc.,

Republic Sales Co., Inc.,
Reputable Investment Co., Inc.,
Resort Realty Company,
R. E. Thompson Radio Corporation,
Rex Foundry Company,
Rex Sales Company,
R. F. Jolley Company,
R. G. Building Company,
R. G. S. Music Roll Company,
R. & H. Food Products Corporation,
Rice Machine Tool Corporation,
Richard F. Hill Golf Bag Manufacturing Company,
Richard List, Inc.,
Richardson Estates, Inc.,
Richmond Finishing Corporation,
Ridgely Grate Mfg. Company,
Ridgewood Agency, Inc.,
Rieger-Doyle Corporation,
Rieser Shop,
Rigby & Sons, Inc.,
Ritz Restaurant, Inc.,
Riveredge Realty Company,
River Road Sand and Gravel Co., Inc.,
Riverside Box and Lumber Company,
Riverside Poultry Market,
Riviera Park, Inc.,
Riviera Pleasure Park, Inc.,
R. L. Realty Co., Inc.,
R. & L. Shoe Company of Lancaster,
Road Side Refreshment Co., Inc.,
Robert A. Schumann, Incorporated,
Robert J. Rath Company,
Roberts Farm Trucking Company,
Robert Trimble & Company,
Robinson & Barber, Inc.,
R. O. C. Engineering Company, Inc.,
Roderick Lean Manufacturing Company,
Roelofs and Hawes, Inc.,
Roice Tube Corporation,
Rollins Clothes, Inc.,
Roofers Finance Corporation,
Rose Hill Realty Company,
Rosenbaum Realty Company,

Rosenberg-Carbin-Heller, Inc.,
Rose & Nickle, Inc.,
Rosenthal, Birnbaum and Nellie Casman, Inc.,
Roseville Company,
Ross and George, Inc.,
Rosshoff Construction Co., Inc.,
Ross Millinery Company,
Rothbard-Shapiro, Inc.,
Roth Manufacturing Company, Inc.,
Roumanian Village Kosher Restaurant,
Roxbury Realty Company,
Royal Blue Corporation,
Royal Chain System Grocers,
Royal Meat Market,
Royal Spring Bed Company,
Royal Transportation Company,
R. & P. Restaurant Company,
R. S. B. Corporation,
R. S. T. Amusement Company,
R. & T. Realty Company,
Runyon Textile Corporation,
Russian Art Shop,
Rutherford-East Rutherford-Hackensack Bus Company,
Rutherford-New York Co-operative Transportation Company,
Rutleah Co., Inc.,
Rutler Chemical Products Company,

Safe Fire Heating Company,
Safety Realty Corporation,
Safety Valve Corporation,
Salvage Engineering Corporation,
Samax Realty Co., Inc.,
Sampler Inn, Inc.,
Samuel Gorlin & Sons, Inc.,
Samuel Kline, Incorporated,
Saml. Salins, Inc.,
Sand-Burr Company,
Sandy Hill Poultry Market,
Sanitary Carpet Cleaning Company,
Sanitary Rag Washing Company,
Sanitary Sales Company,
Sanjour Construction Company,

San-O-Pad Company,
Santello & Son Building Company,
Santo Domingo Agricultural Company,
Sawyer Shoe Company, Inc.,
S. B. Mackintosh, Inc.,
Schleifer Automatic Cutter Co., Inc.,
Schongut Millinery Company,
Schotland and Schotland, Inc.,
Schroeder & Clements, Inc.,
Schulmen Realty Company,
Schultz & Grauert,
Schuyler Construction Company, Inc.,
Schwarz Research Laboratories, Inc.,
Scientific Laboratory, Inc.,
Scott's, Incorporated,
Seaboard Farms,
Seaboard Industrial Alcohol Co., Inc.,
Seaboard Storage Company,
Seacoast Sales Company,
Seacoast Yarn Company, Inc.,
Sea Crest Realty Company,
Seashore Bottling Company,
Seaside Transportation Company,
Sebastian Carluccio & Son, Inc.,
Security Acceptance Corporation,
Security Bond and Mortgage Company,
Security Holding Company,
Security Protective Company,
Segerman-Berg Corporation,
Seidman & Shefts Furniture Company, Inc.,
Self Masters Parkway Corporation,
Self Sales Corporation,
Sellmore Garment Company,
Senta Realty Company,
Service Products Corporation,
Service Securities Corp.,
Servimeter Corporation of America,
Seventh Avenue Storage Company,
Seventh & Cooper Realty Company,
Seventh Ward Republican Club Realty Company,
Seventy Two South Street Company,
Shepherd Construction Company,
Sherman & Gordon, Inc.,

Sherwyn Sales Corporation, Inc.,
Shine-Bell Silk Shops, Inc.,
Sewell, the Suburb, Inc.,
S. & G. Cloak & Suit Company,
S-G. Mfg. Company,
S. G. S. Motor Sales Corporation,
Shackter-Schuchman Realty Company,
Shallow Water Fish Company,
Shampanore & Sons, Inc.,
Shamsey Bros. Silk Mills, Inc.,
Shrewsbury Manor,
Siegel-Kobb Co., Inc.,
Silas E. Pearsall Company,
Silberman Bros., Inc.,
Silco Lamp Company,
Silrit Embroidery Company,
Silver Camp Mining Company,
Silver Realty Corporation,
Simms Magneto Company,
Simon Elbaum & Co., Inc.,
Simon Schultz Company,
Simonson Shop,
Simon Stove & Repair Company,
Simplex Foundry and Machine Company,
Simplex Gas Apparatus Co., Inc.,
S. I. Realty Company,
Sloan and Chase Manufacturing Company, Limited,
Smiles and Giggles Publishing Co., Inc.,
Smith & Dunne, Inc.,
Smith and Hobart Realty Company,
Smith, Ward Co., Inc.,
Smolak Building & Construction Company,
Snyder and Roberts Title Company,
Solben Construction Company,
Solosan Co., Inc.,
Somerset Hills Improvement Company,
Sonnay-Silverman, Inc.,
Sonny Brand Dried Fruit Company,
South Bergen Theatres Corporation,
South Elizabeth Motor Car Company,
South Florida Realty Corporation,
Southhold Corporation,
Southland Development Company,

South Orange Express Co., Inc.,
South River Manufacturing Company,
South River Shoe & Sandal Co., Inc.,
South Jersey Exposition, Inc.,
South Jersey Finance Corporation,
South Jersey Homesite Company,
South Jersey Peninsula Investment Company,
South Jersey Products Company,
South Jersey Realty Corporation,
Southern Investment Corporation,
Specialty Trading Company, Incorporated,
Speednut Wrench Corporation,
Speedwell Realty Company,
Speedy Insert Company,
Spina & Dekryger Inc.,
Sporting Goods Shop, Inc.,
Spranza Brothers, Incorporated,
Spring-Brook Development Co., Inc.,
Springfield Amusement Company,
S. and S. Auto Repair Company,
S. Schmidt & Sons, Inc.,
S. & S. Holding Company,
Stabile & Paschek Construction Company,
Standard Floor Covering Co., Inc.,
Standard Investment Company,
Standard Jewelry Manufacturing Company,
Standard Lunch Car System, Inc.,
Standard Press Inc. No. 1,
Standard Realty Company of Trenton,
Standard Rubber Company, Inc.,
Standard Tool & Signal Company,
Stanley Automobile Agency, Inc.,
Star of Italy Hotel Co. of Newark, New Jersey,
Star Realty Corporation,
State Enterprises, Inc.,
State Park Realty & Construction Company, Inc.
Stein Shops, Inc.,
Sterling Corporation,
Sterling Excursion Line of Jersey City, Inc.,
Sterling Haberdashery Incorporated,
Sterling Radio Corporation,
Stern Bros. Inc.,
Sterner-Glover Co., Inc.,

Stern Realty Company,
Stetson Garage, Inc.,
Stidfole Trucking Company,
Stone Harbor Realty Corp.,
Store Fixtures Service, Inc.,
Stossel Construction Co., Inc.,
Straight Edge School of Cooperative Industry,
Stratford Holding Corporation,
Stratton Paint Company,
Studio Realty Company,
Stupelman & Rogovin, Inc.,
Sturdibilt Co., Inc.,
Stuyvesant Development Company,
Style Shoe Shoppe,
Stylo Silk Manufacturing Company, Inc.,
Suburban Abstract Company,
Suburban Company,
Suburban Homes Development Company,
Suburban Manufacturing Company,
Succasunna Sand Company,
Success Dress Company, Inc.,
Sullivan's Products Corporation,
Summit Amusement Co., Inc.,
Summit Building Corporation,
Summit Cleaners,
Summit and New York Coach Company,
Summit Porcelain Co., Inc.,
Summit View Hotel Corporation,
Sunrise Realty Company,
Sunshine Laundry, Inc.,
Superb Securities, Inc.,
Superior Broad Silk Co., Inc.,
Supreme Shiffli Embroidery Works, Inc.,
Sure-Service Filling Stations, Inc.,
Sureshift Ball Co., Inc.,
Surf-Boulevard Realty Company,
Susquehanna Hotel Co., Inc.,
Sussex Realty and Construction Company,
Swartz Furniture Co., Inc.,
Sweet-Air Dental Products, Inc.,
S. W. Gardner Company,
S. W. Stiles Company,

Tack Realty Corporation,
Tallman Engineering Corporation,
Tattersall Coal Appliance Company,
Taub Pharmacy,
Taylor and Dunne, Inc.,
Tavistock Land Co.,
T. C. Manufacturing Co.,
Teer Storage & Transfer Company,
Telfair Pecan Company,
Tenney, Inc.,
Tensco Manufacturing Co.,
Terminal Barber Supplies, Incorporated,
Terminal Warehouse Corporation of New Jersey,
Terrace Heights Construction Co.,
Tersin Products Company,
Tewalt Company,
Textile Trading Corporation,
Thomas A. Mathis, Incorporated,
T. F. Hegarty Transportation Co., Inc.,
Thomas A. McCabe, Inc.,
Thomas E. Gleeson, Inc.,
Thomas Maloney Grocery Co.,
Thomas Morrissey, Inc.,
Thomas Oil By-Products Co.,
Thos. Spiotto & Company, Inc.,
Thomas Supply Co., Inc.,
Thomas Transportation Co.,
Thornton Electric Brazers, Inc.,
Thousand Pine Tourist Camp Co.,
Thrift-Tee Realty Co., Inc.,
Thum-Schmitt Co.,
Thury Realty Co.,
Tilghman-Brooksbank Sand Blast Company,
Tinsel & Novelty Co.,
Tip Toe Dining Company,
Title Land and Home Builders Corporation,
Tivoli Loan Company,
Tivoli Pharmacy, Inc.,
T. J. Vogel Lumber Co., Inc.,
T-K. Concession Company,
T. N. T. Engineering Company, Inc.,
Tobacco Exports Corporation,
Todd, Inc.,

Toggery Shop,
Toms River Lake Realty Association,
Tom West, Inc.,
Tonnele Realty & Construction Co.,
Torrens-Chasse Realty Co.,
Torsion Test Piston Ring Corporation,
Towaco Candy Manufacturing Co., Inc.,
Tower Film Production, Inc.,
Town and Suburban Realty Co.,
T. P. Z. Realty Co.,
Transit Sales Corporation,
Treacy-Mills, Inc.,
Tremont Holding Corporation,
Trenton Construction Co., Inc.,
Trenton Felt Manufacturing Co.,
Trenton Garment Mills, Inc.,
Trenton Land Co.,
Trenton Metal Folding Chair Corporation,
Trenton Motor Transport Co.,
Trenton News Co., Inc.,
Trenton Patent Manufacturing Co.,
Trenton Sales Engineering Company,
Trenton Topcoat & Tailoring Co., Inc.,
Trenton Transportation Co.,
Trevor Four Edge Safety Razor Corporation,
Triangle Construction Co.,
Triangle Electric Co.,
Triangle Gas and Service Station, Inc.,
Triangle Lumber and Supply Co.,
Triangle Motor Corporation,
Triangle Pulverizing Corporation,
Triangle Theatrical Enterprise Inc.,
Triangular Manufacturing Co.,
Tri-County Bus Co.,
Triple Coupon Hosiery Club,
Tri-State Yarn Company,
Triumph Appliance Corporation,
Triumph Rubber Corporation,
Tropical Finance Trustee Corporation,
Troy Laundry Service Co.,
Truck Tire Salvage Corporation,
Truxton Insulation Co., Inc.,
T. Slocum Miller Co.,

Tucker Corporation,
Tuman Agency, Inc.,
Turnpike Garage, Inc.,
Turn-Pike Realty Co.,
Turpo Chemical Co., Inc.,
Twin Gasoline & Service Stations, Inc.,

Ulster Development Company,
Ultimate Company,
Uncle Sam News Corp.,
Underground Electric Conduit Company,
Uneeda Company,
Uneeda Tire Company,
Union City Construction Corporation,
Union City Public Market, Inc.,
Union City Tailoring Co., Inc.,
Union Coal and Trucking Company, Inc.,
Union County Development Company,
Union County News Co., Incorporated,
Union Credit Clothing Company,
Union Electrical & Hardware Co., Inc.,
Union Electric Company, Inc.,
Union Haulage Company,
Union Mortgage and Bond Company,
Union Pharmacy,
Union Radio, Inc.,
Union Roofing Co., Inc.,
Union Shoe Company,
Unique Realty Co., Inc.,
Unit Coil Company,
Unit Corporation of America,
United Board of Health Control, Inc.,
United Builders Realty Corporation,
United $8 Corporation,
United Films Corporation,
United Finance & Security Corporation,
United Furniture Factories, Inc.,
United & Globe Rubber, Inc.,
United Homes, Inc.,
United Lamp Co., Inc.,
United Laundry Corp.,
United Lunch (Inc.),
United Milk Co., Inc.,

United Motor Sales Company,
United Motors Underwriters,
United Pharmacy of Newark,
United Products Inc.,
United Realty Company,
United Realty & Construction Company,
United Retail Clothing Stores, Inc.,
United Rubber & Steel Reclaiming Corporation,
United Sales Corporation,
United Silk Mills,
United Theatre of Bordentown,
United Trucking & Contracting Co., Inc.,
United Warping & Winding Company, Inc.,
United Wet Wash Laundry, Inc.,
U. S. Collection Agency,
United States Electric Porcelain Company,
United States Exposition Company,
U. S. Garage, Inc.,
United States Land Development Co., Inc.,
U. S. Mill-to-Home Corporation,
U. S. Mortar Supply Company,
United States Motion Picture Co., Inc.,
U. S. Pearl Button Manufacturing Company,
Universal Metal Stamping Works,
Universal Motor Equipment Co., Inc.,
Universal Screw Driver Company,
Universal Trading Company,
University Garage,
U Profit Sales Corporation,
Useful Metals Corporation,
Uslan Company, Incorporated,
Utah Consolidated Mining Company,

Vacuum Insulation Corporation,
Vaccum Plate Corporation of New Jersey,
Valentine Clothes Shop, Inc.,
Valet Electric Baking Company,
Valley View Farm & Realty Company,
Valley View Land Company,
Value Sales Corporation,
Vanar Bungalow Builders, Inc.,
Van Brunt Holding Corporation,
Vandenburgh Bros., Incorporated,

Vanderhirst Company,
Van Keuren Contracting Company,
Van Zandt & Voorhees Corporation,
Variety Knitting Corporation,
Variety Shop,
Vegetal Chemical Corporation,
Ventnor Construction Company,
Verdure Company, Inc.,
Verex Chemical Company,
Verona Lake Taxi Company,
Versatile Mfg. Co. of Newark, New Jersey,
Vic Realty Inc.,
Victor H. Pontiere, Inc.,
Victor T. Schmidt Company,
Victory Furniture Co., Inc.,
Victory Holding Company,
Victory Realty Company,
Village Farm and Homes, Incorporated,
Vilma Rauchman, Inc.,
Vim Realty Company,
Vineland Farmers' Exchange, Inc.,
Vineland Paving Co., Inc.,
Vineland Yellow & Checker Cab Company,
Vitatein Company,
Vito Construction Company,
Voltron Mfg. Company,
Vulcan Oil Burner Company,

Waggoner Holding Company,
Walcraft Products, Inc.,
Walden Realty Corporation,
Waldner Realty Company,
Waldwick Bleachery, Incorporated,
Wallace Milling Company,
Walnut Construction Company,
Walter F. Young Co., Inc.,
Walters Construction Company,
Waltona Works, Inc.,
Walt Whitman Garage & Service Company,
Walt Whitman Realty Company,
Wanamaker Beauty School of Atlantic City,
Wardell-Goble Company,
Warmrad Corporation,

Warner-Bloom Corporation,
Warner-Curtiss Realty Company,
Warranty Holding Corporation,
Warren Electric Company,
Warren Products Co., Inc.,
Warren Textile Company, Inc.,
Warz Holding Corporation,
Wasgo Corporation,
Washington Baker Building Corporation,
Washington Film Production Corporation,
Washington Motor Truck Corp.,
Washington Terrace Land Corporation,
Watchung Springs Company,
Waverly Smelting and Chemical Corporation,
Wawel Polish Merchants' Association of Elizabeth, N. J.,
Wayne W. Wilson, Jr., & Co., Inc.,
Webers, Inc.,
Weitz Silk Company,
Welfare Realty Company,
Wemadit, Inc.,
Wenzel Realty & Construction Company,
West Bergen Transit Company,
West Berlin Realty Company,
West Caldwell Home Builders,
West End Alcohol Distributing Corporation,
West End Electric Company,
West End Holding Company,
West Milford Electric Company,
Western Essex Construction Co., Inc.,
Western Furniture Factories,
Westminister-Market Land Company,
Westmoreland Terrace Development Company,
West New York Ferry Company,
West New York Loan Company,
West New York Realty Co., Inc.,
Weston Realty Company,
West Orange Hay & Grain Company,
Westville Boat Building Company,
Westwood Gardens, Inc.,
Wethree Realty Company,
Whale Beach Company,
White Eagle Wholesale Grocery Company,

White Horse Coach Company,
White & White, Inc.,
Whitman Electric Company,
Wildwood Development Company,
Wildwood Gables, Inc.,
Wildwood Hotel Corporation,
Wildwood Lumber Company,
Wildwood Manor Developing Company,
Wildwood Press, Inc.,
Wilhelm-Rivenburg Company,
William A. Sachs & Co., Inc.,
Wm. Cordes Mfg. Company,
William Day & Sons,
William E. Cain Company,
Wm. F. McLaughlin & Co., Inc.,
William H. Atkinson Company,
William H. Schoeller, Inc.,
Wm. R. Whyte & Sons, Inc.,
Williams, Inc.,
Williams Manufacturing Company,
William T. Layer Corporation,
Wills Brothers, Incorporated,
Winnipeg Silk Company, Inc.,
Wirecraft Company,
Wireless Improvement Company,
Wittenberg Bros., Inc.,
W. M. Chase Corporation,
Woodbine Machine Works,
Woodbourne Electric Light, Heat and Power Company,
Woodbridge Storage Company,
Woodbury Heights Development Company,
Woodfern Golf and Field Club, Inc.,
Woodland Screen Company, Inc.,
Woodley Hospital, Inc.,
Woodport Hotel and Land Company,
Woodside Plumbing & Heating Supply Co., Inc.,
Woods Rubber Heel Company,
Woodward Farms Company,
Woolston Manufacturing Company,
Workers' Co-Operation of Alimentary,
Workingmen's Realty Company,
World Technical Institute,
Wright-Woolman Company,

Wrought Iron Novelty Corporation,
Wyand Combustion Engineering Company,

Xandrine, Inc.,

Yankee Tube Corporation,
Yarn Sales Corp., Inc.,
Yeast Products Company,
Yellow Cab Company of Linden,
Yellow Cab of Hudson County, Inc.,
Yellow Drivurself Co. of Hackensack,
Yellow Rent-A-Car Company,
York Food Sales Company,
Y. & S. Realty and Construction Company,

Zabin & Stahl Advertising Agency, Inc.,
Zazzara & Hirschberg, Inc.,
Zenith Electrical Supply Co., Inc.,
Ziebell-Klug, Inc.,
Zillessen & Bader, Inc.,
Z. & S. Realty Co., Inc.,

are void, and all powers conferred by law upon such corporations and each of them, are hereby declared inoperative and void.

Given under my hand and the Great Seal of New Jersey, this seventh day of January, [SEAL.] A. D. one thousand nine hundred and twenty-nine, and in the Independence of the United States the one hundred and fifty-third.

A. HARRY MOORE,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

Filed January 7, 1929.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

The custom of setting apart one Sunday in the year to be observed as Law and Order Sunday, which was initiated several years ago, is so well-founded as to deserve perpetuation.

More and more it becomes apparent that increased respect for law and order is a vital need in this country, if we are to continue as a law-abiding people.

In order that the importance of upholding the government and the officers charged with the administration of the laws may be properly stressed,

I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

SUNDAY, JANUARY TWENTY-SEVENTH,

AS

LAW AND ORDER SUNDAY,

and I respectfully suggest that appropriate mention be made in our places of worship regarding the necessity for a proper respect for law and a due regard for order.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-second [SEAL.] day of January, A. D. one thousand nine hundred and twenty-nine, and in the Independence of the United States the one hundred and fifty-third.

MORGAN F. LARSON,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, Saturday, April 6th, has been set aside for the second observance in this country of Army Day, and

WHEREAS, This observance has been sponsored locally by the North Jersey Chapter of the Military Order of the World War and the New Jersey State Department of the Reserve Officers' Association, and

WHEREAS, These organizations are composed of ex-service men who, in times of peril, responded to the call to arms and are now banded together in a solemn and patriotic effort to support and perpetuate the ideals of this country,

THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

SATURDAY, APRIL 6TH,

AS

ARMY DAY,

and I call upon the people of the State to display from their homes and places of business, and from buildings of every kind, the National Colors, as an evidence of patriotism and interest in our regular army and the National Guard of New Jersey.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-ninth day [SEAL.] of March, A. D. one thousand nine hundred and twenty-nine, and in the Independence of the United States the one hundred and fifty-third.

MORGAN F. LARSON.
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

The primary purpose of Arbor Day is to secure the planting of trees. New Jersey holds a proud position among the States in the amount and excellence of the shade tree work that has been done in its towns and counties. Arbor Day offers a splendid stimulus, and should be used as an opportunity for still further promoting public interest in these great blessings of nature, and in establishing a still greater number of them within the State.

Planting may well be done along the public highways, on public school grounds, on parks, and by the private owner on his own property. The trees may serve by beautifying, or as memorials, or as practical, economic benefits to the owner and the community.

Between one and two million seedlings are being planted by the land owners of New Jersey to reforest idle and waste land in the State this Spring. This is but a beginning in restoring New Jersey's vast acreage of wilderness to its normal and possible beauty and productiveness.

A State without forests is unthinkable; a community without trees is inconceivable. Arbor Day should be a day for building up interest in trees and forests, and building into our State and communities new beauty and usefulness by the addition of a multitude of new trees.

THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

FRIDAY, APRIL 12TH,

AS

ARBOR DAY,

and I urge that the day be generally observed.

Given under my hand and the Great Seal of the State of New Jersey, this fifth day of

[SEAL.] April, A. D. one thousand nine hundred and twenty-nine, and in the Independence of the United States the one hundred and fifty-third.

MORGAN F. LARSON.
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, It appears to me that public necessity requires the convening of the Legislature of the State of New Jersey in special session,

THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, in and by virture of the power vested in me by Article V, Paragraph 6 of the State Constitution, do hereby convene the Legislature of this State to meet in special session at the State House, Trenton, New Jersey, on Monday the twelfth day of August, A. D. 1929, at twelve o'clock noon, (standard time).

Given under my hand and the Great Seal of the State of New Jersey, this third day of
[SEAL.] August, A. D. one thousand nine hundred and twenty-nine, and in the Independence of the United States the one hundred and fifty-fourth.

MORGAN F. LARSON.
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

Decrees of Dissolution

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:

Name	*Filed*
Ellis & Stephan Co.	Aug. 8, 1928
Press Publishing Co.	Oct. 9, 1928
Sunshine Shoe Products Corp.	Mar. 26, 1929

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 annexing to the city of New Brunswick a part of the township of North Brunswick, Middlesex County, was adopted by the Board of Commissioners May 7, 1929. Filed May 18, 1929.

At a special election held in the township of Lopatcong, county of Warren, on June 1, 1929, an act entitled "An act to annex a portion of the township of Lopatcong, in the county of Warren, to the town of Phillipsburg, in the county of Warren," was adopted. Filed June 5, 1929.

An ordinance to amend an ordinance annexing to the city of New Brunswick a part of the township of North Brunswick, Middlesex County, was adopted by the Board of Commissioners June 4, 1929. Filed June 17, 1929.

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