

LAWS—NEW JERSEY
1931

New Jersey State Library

ACTS
OF THE
One Hundred and Fifty-Fifth Legislature

OF THE
STATE OF NEW JERSEY

AND
Eighty-Seventh Under the New Constitution

Preceded by Additional Acts of 1930
(Chapters 263 to 279)



New Jersey State Library

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ADDITIONAL LAWS OF 1930

(CHAPTERS 263 TO 279)

New Jersey State Library

(1253)

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

JOSEPH F. S. FITZPATRICK,

Secretary of State.

ADDITIONAL ACTS

PASSED BY

The One Hundred and Fifty-fourth Legislature

CHAPTER 263.

A 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, nineteen hundred and eight," approved April eighteenth, nineteen hundred and thirty.

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

1. Nothing in the act to which this act is a supplement shall be construed as prohibiting the chief examiner and secretary of the Civil Service Commission from serving in any other unpaid public office.

2. This act shall take effect immediately.

Approved July 7, 1930.

Secretary may
perform
unpaid service.

CHAPTER 264.

An Act to amend an act entitled "An act concerning investments by banks, trust companies, savings banks, building and loan associations, title and mortgage guaranty companies, insurance companies, and by persons and corporations acting in a representative capacity in leasehold estates within this State of camp meeting associations," approved April ninth, one thousand nine hundred and thirty.

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

Section 1
amended.

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

First mortgage
bond a legal
investment.

1. All banks, trust companies, savings banks, building and loan associations, title and mortgage guaranty companies, insurance companies, and persons and corporations acting in a representative capacity, may invest funds in bonds, secured by first mortgage, on leasehold estates of real property in this State of camp meeting associations; *provided, however,* that such real estate in this State, except as to such leasehold is free and clear of all liens and encumbrances of every kind and character whatsoever; *provided, further,* that such leasehold at the time of the giving of said bond and mortgage has an unexpired term of not less than twenty-five years, and is a lease of the entire interest in such real estate in this State, except the reversion thereof; *provided, further,* that no investment shall be made in excess of sixty per centum of the appraised value of such leasehold estate and the improvements thereon, which appraisal may be made by a committee of any such bank, trust company, savings bank, building and loan association, title and mortgage guaranty company, insurance company, and, in the case of an individual, by two persons appointed by any such individual for such purpose;

Proviso.

Proviso.

Proviso.

provided, further, that any such camp meeting association shall consent to the giving of such bond and mortgage, subject, nevertheless, to all the conditions of the lease; *provided, further*, that no bank, trust company, savings bank, building and loan association, title and mortgage guaranty company, insurance company, person or corporation shall make loans on leasehold estates of any such camp meeting association until the camp meeting association shall first have been approved for such purpose by the Commissioner of Banking and Insurance of the State of New Jersey. Proviso.

2. This act shall take effect immediately. Proviso.

Approved July 7, 1930.

CHAPTER 265.

An Act authorizing any county, city, borough, town, township or village to convey land to the State for school purposes for a nominal consideration.

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

1. Any county, city, borough, town, township or village may convey land to the State of New Jersey for school purposes for a nominal consideration, and the State, acting through the State Board of Education thereof, may accept such conveyance. Conveyance of municipal property for school purposes.

2. This act shall take effect immediately.

Approved July 11, 1930.

CHAPTER 266.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one, and regulating the disbursement thereof," approved April fifteenth, one thousand nine hundred and thirty.

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

Appropriation
to meet
deficiencies.

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, and for supplying deficiencies in former appropriations for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one.

1. Department of Conservation and Development.
For all expenses in connection with extinguishing the extensive forest fires of the
Spring season of 1930..... \$75,000.00

2. Board of Public Utility Commissioners.
For expenses in connection with special
investigation of public utilities..... 20,000.00

2. This act shall take effect immediately.
Approved July 11, 1930.

CHAPTER 267.

An Act to amend an act entitled "An act concerning financial responsibility for damages caused by the operation of motor vehicles," 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*:

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

Section 1
amended.

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 nolledd upon the payment of any sum of money for a violation of section fourteen, paragraph three and paragraph four, 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 article nine, paragraph one, 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.

Proof of
financial
responsibility.

Amount
required.

Proof
required for
each vehicle.

Revocation
of license
until proof
furnished.

As to
transfers.

Appeal not to
stay action.

As to non-
residents.

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 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.

2. This act shall take effect immediately.

Approved July 11, 1930.

CHAPTER 268.

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 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*:

1. The act to which this act is a supplement be and the same is hereby supplemented by adding thereto four new sections, numbered 11(b), 11(c), 11(d) and 11(e), reading as follows:

Sections added.

11(b). Bonds or notes may be authorized and issued to raise funds for carrying out any purposes, improvements, or contracts heretofore authorized or entered into, and bonds and notes heretofore authorized or issued may be reauthorized, ratified, renewed, or funded without regard to the provisions of section 11(a) of this act, but in accordance with all other provisions of said act. For the purpose of this section, a purpose, improvement, or the issue of bonds or notes shall be deemed heretofore authorized if the ordinance purporting to authorize such purpose, improvement, or bonds or notes, was finally passed and adopted, or was introduced and passed on first reading, as shown by the minutes of the governing body, on or before July first, one thousand nine hundred and thirty, notwithstanding that such ordinance may not have been duly adopted or published, or the proceedings in connection therewith may not have been taken in compliance with the statutes applicable thereto.

Bond issue to raise funds for municipal purposes.

Authorization.

11(c). Any municipality may authorize general or local improvements and indebtedness therefor, notwith-

Purposes of authorization.

Approval by Commissioner of Municipal Accounts.	standing the limitations imposed by section 11(a) of this act, when such improvements or indebtedness are made necessary (a) by the valid order of any State or county authority, or any court of competent jurisdiction, or (b) for the payment for the completion of improvements heretofore commenced by any joint sewer meeting, including any enlargements or alterations thereof under contracts made or to be made by the participating municipalities, or (c) for the purpose of completing and rendering serviceable any improvement partially constructed at the time of passage of this act, or (d) for the purpose of constructing sewer, water, gas or other utility mains and connections and the making of other improvements in streets, roads or other public ways or places, which are about to be paved, surfaced, constructed, graded or improved in whole or in part by any State or county authority in this State, including the Port of New York Authority and the South Jersey Port Commission, as evidenced by a formal resolution and general plan of such State or county authority filed or to be filed with the clerk of such municipality, and with the Commissioner of Municipal Accounts. But no ordinance authorizing any such improvement or indebtedness therefor shall be finally passed or adopted until the Commissioner of Municipal Accounts has certified upon a copy of such ordinance that the ordinance and the indebtedness thereby authorized falls within the provisions of this section; and such certificate shall be conclusive as to such compliance in any suit, action or proceeding relating to the validity of any indebtedness issued pursuant to such certificate.
Certificate conclusive.	11(d). Any municipality may authorize general or local improvements and incur indebtedness therefor, notwithstanding the limitations imposed by section 11(a) of this act, to a total amount not exceeding one-half of the amount of indebtedness heretofore incurred for local improvements whether for the share of the municipality, or the share assessed on property especially benefited, which may have been retired since the beginning of the calendar year 1930; <i>provided</i> , such new indebtedness is necessary for the purpose of making a capital improvement made necessary by emergency, or for the preservation of public health or public property. But no ordi-
Amount of indebtedness incurable.	
Proviso.	
Certificate of authorization.	

nance authorizing any such improvement or indebtedness therefor shall be finally passed or adopted until the Commissioner of Municipal Accounts has certified upon a copy of such ordinance that the ordinance and the indebtedness thereby authorized falls within the provisions of this section; and such certificate shall be conclusive as to such compliance in any suit, action or proceeding relating to the validity of any indebtedness issued pursuant to such certificate.

11(e). Before certifying his decision on any ordinance, as provided in section 11(c), or section 11(d), the Commissioner of Municipal Accounts may investigate the facts involved either by calling upon any other State department for counsel or assistance, or by his representatives. The commissioner, before certifying his decision on any such ordinance, shall hold a public hearing thereon in the municipality to be affected after not less than five days' notice of the time and place of such hearing has been published at least once in a newspaper, in accordance with the provisions of section 11 of the act to which this act is a supplement. Any additional expenditure caused by such investigation or hearing shall be charged to and recovered from the municipality seeking authority under said sections, and shall become a part of the cost of the improvement if approved, or included in the next budget of the municipality if not approved. The Commissioner of Municipal Accounts may prescribe such additional forms of debt statements as may be necessary to meet the requirements of sections 11(a), 11(b), 11(c) and 11(d), and debt statements made and filed as required for a supplemental debt statement and in substantial compliance with the requirements of such forms shall be conclusive as to the facts therein stated.

Investigation
of facts in
case.

Hearings.

Expenses of
investigation.

Forms of debt
statements.

2. If any section of this act should be held unconstitutional or invalid, such decision shall not affect the validity of the remaining sections of the act.

As to constitu-
tionality of act.

3. This act shall take effect immediately.

Approved September 9, 1930.

CHAPTER 269.

An Act to create a State Accounting and Auditing Department, and to provide for a centralized control and uniform system of accounting for the State, its departments, institutions, boards, commissions, officers and other State agencies.

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

Department
of Accounting
and Auditing
established.

1. There is hereby established a department, to be known as the State Accounting and Auditing Department, on which department, exclusively, is hereby conferred the authority and imposed the duty to prescribe and enforce a double-entry uniform system of accounting and accounting reports of all fiscal operations, for the State, its departments, institutions, boards, commissions, officers, and any and all other State agencies, now in existence or hereafter created, hereinafter called Accounting Agencies; to keep and maintain at all times a general ledger and any and all other accounting records necessary for the centralized control of all State accounts; to audit all such accounts and accounting records; to prepare, certify and furnish, when and as required by law, true and complete statements of the financial condition and operations of the State and to do any and all things necessary to perform properly said duties.

System of
accounting.

Statements to
be furnished.

Comptroller to
be chief.

2. The chief officer of said department shall be the State Comptroller. In case of his absence or inability to act from any cause, the Deputy State Comptroller shall be the acting chief officer.

Divisions of
department:

Executive
division;

3. Said department shall be organized and maintained with three divisions, to wit, the Executive Division, under the Comptroller, which shall direct and supervise all operations, prescribe and enforce the uniform system of accounts and accounting reports, issue the financial statements required by this act, and discharge any and all other statutory duties; the Accounting Division, under a Chief Accountant, which shall keep and main-

Accounting
division;

tain at all times within this department all such books of account and other accounting records leading to and including the general ledger as may be necessary for the centralized control of all State accounts; and the Auditing Division, under a Chief Auditor, which shall perform all departmental and field auditing operations.

Auditing
division.

4. The State Comptroller shall carry into effect and execute the provisions of this act. He shall appoint the Chief Accountant and the Chief Auditor and such clerical, technical and other assistants as may be necessary, fix their compensation and prescribe their duties, subject to appropriations made therefor. The Chief Accountant and Chief Auditor shall not be subject to any of the provisions of the Civil Service Law.

Appointments.

5. The State Comptroller is hereby authorized and it shall be his duty to install, keep and maintain in said department a complete set of double-entry accounts which shall reflect, directly or through proper controlling accounts, all assets, liabilities, revenues and expenditures of the State and of all its accounting agencies. Such accounts shall reflect also all balances of free treasury funds and each dedicated fund on hand and on deposit, all accounts receivable and payable, and such other information as is required for a proper statement of the financial condition and operations of the State.

Double entry
system of
bookkeeping.

What accounts
to show.

6. The State Comptroller is hereby authorized and it shall be his duty to prescribe and enforce the form, manner and content of accounts to be kept by each such accounting agency, and the form, manner and content of accounting reports and statements to be rendered to him with respect thereto. He shall provide for reports and statements to be submitted to him at least once each month which shall show the complete cash receipts and disbursements for the preceding month, the outstanding balances of accounts receivable and accounts payable and such other information as may be necessary in the judgment of the State Comptroller. This requirement shall not be in limitation of such other reports and statements at longer or shorter intervals, containing the same or other information, as may be necessary in the judgment of the State Comptroller.

Duties of
Comptroller.

Reports.

7. The State Comptroller shall have the authority, and it shall be his duty, personally or by any of his duly

As to auditing.

Assistants.	authorized assistants to examine and audit all such accounts, reports and/or statements and to make independent verifications of all assets, liabilities, revenues and expenditures of the State and of all its accounting agencies. The officers and employees of each Accounting Agency shall assist the State Comptroller, when and as required by him, for the purpose of carrying out the provisions of this act. Such examination shall extend, also, to a complete audit and verification of the reports of all county and other officials who are now or hereafter may be charged with the duty of collecting fees or other moneys for or on behalf of the State, and for this purpose the books, papers and documents of all such officials, are hereby required to be laid open and exposed on demand, to the examination of the State Comptroller or any of his duly authorized assistants.
Examinations of county, etc., reports.	
Annual report to Governor.	8. The Comptroller shall report in writing to the Governor the findings and any special conditions disclosed by his audit of the accounts of the State and of each accounting agency, at least once during each year. Such reports shall be made by him to the Governor within thirty days after the conclusion of every annual and special audit or investigation made or caused to be made by him. The Comptroller shall report, forthwith, to the Governor any and all instances of malfeasance, misfeasance or nonfeasance which may be disclosed by any audit or investigation of said accounts.
Wrongdoing reported.	
Monthly and yearly statements.	9. The State Comptroller shall prepare within thirty days after the end of each month, a complete consolidated statement of all revenues detailed as to sources, free treasury funds and dedicated funds, and of all expenditures detailed as to appropriations, permissions to spend, free treasury funds and dedicated funds, for such month and for the current fiscal year to the end of such month together with a consolidated balance sheet showing the true financial condition of the State and all of its accounting agencies as of end of such month, with such other and further information as in his judgment may be necessary and proper. Such statements certified by the Comptroller shall be transmitted, forthwith, to the Governor and shall be and remain public documents on file in the office of the Governor, subject to inspection by any citizen of the State, who shall have the right to
Statements filed with Governor.	
Public inspection.	

make or obtain copies thereof under such reasonable regulations as the Governor may prescribe. Copies of said statements shall be transmitted at the same time, by the State Comptroller, to the President of the Senate, the Speaker of the House, the Chairman of the respective Appropriation Committees, and the State Treasurer. Such monthly statements shall include, specifically, all allotments made from any emergency fund which may have been appropriated by the annual and/or any supplemental appropriation act, and shall include, also, a statement of all transfers of appropriations authorized by the State Executive Commission and made by the State Comptroller during such period. The Governor may request at any time and, thereupon, it shall be the duty of the State Comptroller to furnish as expeditiously as possible, such other and further, special or supplemental statements as the Governor may so request.

Copies
furnished
certain
officers.

What monthly
statements
to show.

Furnishing
additional
information.

10. If the Comptroller should find that any officer or employee of the State willfully or negligently fails or refuses to keep such accounts, render such reports and/or perform such other duties as may be prescribed or directed by the Comptroller, or is inefficient, or is charged with misconduct in office, he shall notify such officer or employee in writing of such failure, inefficiency or misconduct and the particulars thereof, and shall allow a reasonable opportunity to be heard thereon. If such failure, inefficiency or misconduct should not be explained to the satisfaction of the Comptroller, he shall prepare written charges against such officer or employee and submit the same to the Governor, forthwith, and serve a copy thereof upon each officer and employee charged with such failure, inefficiency or misconduct. Thereupon, the Governor shall fix a time and place for hearing such charges by giving not less than five days' notice thereof in writing to each officer and employee so charged, and to the State Comptroller. After due hearing, he shall take such action as may be necessary, in his judgment, including the removal of any officer or employee found guilty of such charges or any of them, *provided, however*, if right of removal in any case is vested exclusively in the Legislature, the Governor shall transmit to the Legislature a written report of his

Inefficiency
or misconduct.

Notification.

Charges made.

Hearing.

Determination.

Proviso.

findings with his recommendations thereon for consideration and action by the Legislature.

**Independent
auditing.**

11. The accounting records of the State Accounting and Auditing Department and such other related records as may be necessary, shall be audited, at least annually, by independent certified public accountants, who shall be appointed by the State Executive Commission. Said audit shall be made on such terms and conditions and at such time or times as the State Executive Commission shall authorize. Such annual audit and report thereon shall cover the entire fiscal year under examination, and said report shall be certified by such accountants and submitted to the Governor, as expeditiously as possible, and a certified copy thereof shall be submitted, also, by such accountants, to the State Comptroller and to the State Treasurer and to each member of the State Executive Commission.

**Construing
act; consti-
tutionality.**

12. This act shall be liberally construed, and if any section thereof shall be declared unconstitutional by any court of competent jurisdiction, it shall not thereby affect any other section thereof.

Appropriation.

13. The sum of forty thousand dollars or so much thereof as may be necessary is hereby appropriated out of the State fund for the purpose of designing, installing, supervising and establishing the operation of the uniform system and centralized control of accounting and auditing and every other accounting and auditing function of the State Accounting and Auditing Department as hereinbefore set forth. The Comptroller, by and with the advice and consent of the State Executive Commission, is hereby authorized to enter into contract for the work required to be done as set forth in this section.

**Contract for
establishing
system.**

**State House
Commission
to act
temporarily.**

14. All powers and duties of the State Executive Commission hereinbefore set forth shall be exercised by the Governor, the State Treasurer and the Comptroller of the Treasury, constituting the State House Commission, until the State Executive Commission shall have been constituted and created pursuant to law.

Repealer.

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

Approved December 2, 1930.

CHAPTER 270.

A Further Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one, and regulating the disbursement thereof," approved April fifteenth, one thousand nine hundred and thirty.

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

1. The following sums or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund, and shall be available for expenditure during said fiscal year. Additional appropriations.

STATE AUDIT AND FINANCE COMMISSION

To the State Audit and Finance Commission \$15,000 Audit Commission.

DEPARTMENT OF AGRICULTURE

To the State Department of Agriculture for
the indemnification of owners in the
eradication of bovine tuberculosis..... Agriculture. \$100,000

COMMISSION ON TRAFFIC RULES AND REGULATIONS

To the Commission on Traffic Rules and
Regulations Traffic. \$25,000

2. This act shall take effect immediately.

Approved December 2, 1930.

CHAPTER 271.

An Act authorizing and empowering the Governor, the State Treasurer and the Comptroller of the Treasury, constituting the State House Commission, to sell and convey to the city of Trenton, a municipal corporation, for the use of the inhabitants thereof, lands now owned by the State of New Jersey, in said city of Trenton, now or formerly occupied by the School for the Deaf, situate at or near Hamilton and Chestnut avenues, in the said city of Trenton.

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

Sale of
certain State
property to
Trenton.

Appraised
value.

Deed.
Use of
proceeds.

1. The Governor, the State Treasurer and the Comptroller of the Treasury, constituting the State House Commission, are hereby authorized and empowered to sell to the city of Trenton, a municipal corporation, for the use of the inhabitants of said city, the lands now owned by the State of New Jersey, situate at or near Hamilton and Chestnut avenues, in said city, and now or formerly occupied by the School for the Deaf. The State House Commission shall cause the said lands to be appraised by three competent real estate appraisers, selected by them, and after due consideration of such appraisals are authorized to sell the said lands for such price as the State House Commission shall deem most advantageous to the State, and to make and execute an appropriate deed or deeds therefor conveying the right, title and interest of the State therein. The proceeds of such sale shall be paid into the treasury of the State to the credit of the fund created by and under subdivisions one, three and four of section three of an act entitled "An act to revise and amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, and the amendments thereof and

supplements thereto, for the maintenance and support of a thorough and efficient system of free public schools.

2. This act shall take effect immediately.

Approved December 2, 1930.

CHAPTER 272.

An Act to relieve the present emergency of unemployment by authorizing counties and municipalities to undertake works of public improvement, employ labor and finance the same.

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

1. That the unemployment existing in this State in the several counties and municipalities thereof, due to present economic conditions, constitutes an emergency requiring such provision as possibly may be made to relieve such unemployment in so far as is reasonably within the power of the State and the several counties and municipalities thereof so to do.

Unemployment constitutes an emergency.

2. For a period of six months from the date this act becomes effective any county or municipality of this State may, by resolution of the governing body thereof, or such board or body as is empowered by law to make appropriations for expenditures for public improvements, appropriate a sum or sums of money, not exceeding in the aggregate a sum equal to one-eighth of one per cent of the average of the assessed valuation of real property (including improvements) for the three next preceding years, for the purpose of instituting and carrying on public work and improvements and in connection therewith furnishing employment to residents of such county or municipality who may be out of and in need of employment (whether citizens or aliens) at a wage of not more than three dollars (\$3.00) for seven hours' work per day; and may employ at five dollars (\$5.00) per day not more than one foreman for each twenty-five (25) employees or fraction thereof. Such county or municipality may also out of the aforesaid funds pur-

Appropriation for expenditures for municipal improvements.

Amount.

Purpose.

Wages authorized.

Vehicles, tools, supplies.

Insurance.	chase or hire such horses, mules, trucks, motor trucks or vehicles, materials, tools and supplies as may be necessary to carry on such public work, and may also expend out of such funds such sums as will be necessary to pay premiums on policies of workmen's compensation insurance covering such emergency employees.
Temporary employees,—not subject to civil service.	3. All persons employed pursuant to the provisions of this act shall be considered for all purposes as temporary employees not subject to civil service laws, rules and regulations, and shall be subject to removal at any time without notice or the filing of charges, and in any case such employment shall cease six months from the effective date of this act.
Tenure.	4. Any money appropriated as hereinbefore authorized shall become immediately available, and any such county or municipality is hereby authorized to borrow the same or any part thereof upon notes or bonds bearing interest at a rate not in excess of six per centum per annum, issued pursuant to chapter one hundred and ninety-two of the laws of one thousand nine hundred and seventeen; <i>provided, however,</i> that such notes or bonds so issued may run for a period of not more than five years from January one, one thousand nine hundred and thirty-one, shall mature in practically equal annual installments, shall be sold at not less than par and bear interest not exceeding six per centum per annum.
Borrowing amount authorized.	5. This act shall be construed liberally and shall take effect immediately.
Proviso.	Approved December 2, 1930.
Construing act.	

CHAPTER 273.

A Further Supplement to an act entitled "An act creating the office of Comptroller of the Treasury and defining the duties thereof," approved March seventeen, one thousand eight hundred and sixty-five.

Preamble.	WHEREAS, The tax now levied and assessed upon railroad and canal property, under and by virtue of the provisions of an act entitled "An act to revise and
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amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which revising and amending act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, has been increased by reason of the passage of various acts for the taxation of real and personal property for the construction of public roads and the completion of the construction program of the State Department of Institutions and Agencies; and

WHEREAS, It is the legislative intent to effect such increase of taxation upon railroad and canal property and to appropriate and apply such increase to the public schools of the State;

Preamble.

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

1. The Comptroller of the Treasury is hereby directed to apportion the amount of increase in any tax levied upon railroad and canal property occasioned by the passage of various acts for the taxation of real and personal property for the construction of public roads and the completion of the construction program of the State Department of Institutions and Agencies, among the several counties of this State in the same manner and at the same time as other moneys derived from taxation of railroad and canal property are distributed under the provisions 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.

Certain taxes
apportioned
for schools.

2. This act shall take effect immediately.

Approved December 2, 1930.

CHAPTER 274.

An Act to repeal an act entitled "A further supplement to an act entitled 'An act creating the office of Comptroller of the Treasury and defining the duties thereof,' approved March seventeenth, one thousand eight hundred and sixty-five," approved April sixteenth, one thousand nine hundred and thirty.

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

Act repealed
(Chap. 161,
P. L. 1930).

1. The act entitled "A further supplement to an act entitled 'An act creating the office of Comptroller of the Treasury and defining the duties thereof,' approved March seventeenth, one thousand eight hundred and sixty-five," approved April sixteenth, one thousand nine hundred and thirty, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved December 2, 1930.

CHAPTER 275.

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 April second, one thousand nine hundred and twenty-nine.

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

Section 11,
Article 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, or to any park commission heretofore or hereafter organized in any county of this State or to any school district in this 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, or to any park commission heretofore or hereafter organized in any county of this State, shall be valid and effectual; *provided, further, however*, that 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 any 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.

Proviso.

Proviso.

2. This act shall take effect immediately.
Approved December 2, 1930.

CHAPTER 276.

An Act to amend an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

Paragraph 393
amended.

1. Article XXVIII, paragraph three hundred and ninety-three, section fifteen, of the act to which this act is an amendment, be and the same is hereby amended so as to read as follows:

CHECK-UP BY COMMISSIONER

Ascertaining
whereabouts
of registrant
not voting.

Par. 393, Sec. 15. For the purpose of preventing fraudulent voting and for eliminating names improperly registered, the commissioner of registration in counties of the first class, and the county board of elections in all other counties, shall, within ninety days after each general election, send by government reply postal card to each registrant who failed to vote at such election, to his registered address, a notice substantially as follows:

Query.

"Please answer the question as to residence and removal as indicated on attached reply card.

.....
Commissioner of Registration.

Reply card
provided.

The reply card shall be addressed to the commissioner and shall bear substantially the following questions with appropriate spaces for answers:

"1. Do you still reside at the address to which this notice has been mailed?

2. If not, where do you now reside? (stating street address and city or town to which you have moved).

Signed....."

Investigation
authorized.

The commissioner in counties of the first class, and the county board of elections, in all other counties, may also, and in addition to the method hereinbefore provided, direct, at any time, an authorized clerk or clerks to make any personal investigation which the commis-

sioner and/or county board of elections may deem necessary to establish the fact of continued residence or of removal of any registrant.

In case of registrants who have been found to the satisfaction of the commissioner in counties of the first class and the county board of elections in all other counties, to have moved from one address to another within the same district, the commissioner in counties of the first class and the county board of elections in all other counties, shall correct his or their records accordingly.

Correcting
record.

In case of registrants so found to have moved from a district in a municipality having permanent registration to another district in the same or in another municipality having permanent registration, within the county, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such registrants to be transferred to the proper signature copy registers.

If voter,
transfer name.

In case of registrants so found to have moved from a municipality having permanent registration to a municipality not having permanent registration, within the county or to any place outside the county or State, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such persons to be transferred to the inactive file. Such persons upon return to any municipality having permanent registration, within the county, shall be required to re-register before being allowed to vote.

Transferred
to inactive file,
if voter moved.

Re-registering.

The registrant shall be notified by the commissioner by registered mail of any transfer made pursuant to this section. This notice shall be in addition, to the notice by publication, hereinafter provided for.

Registrant
notified.

The county board of elections in counties, other than counties of the first class, before removing, for any reason whatsoever, the permanent registration forms of any registrant from the signature copy registers, or before transferring such forms to the inactive file, shall cause to be published a notice setting forth the proposed action of the commissioner and/or county board of elections. This notice shall contain the list of the names and registered addresses of all registrants to be affected by the proposed action. Such notice and list shall be

Notice to be
published.

Details of
publication.

published at least two (2) entire days prior to the removal of such names and shall be published in two (2) or more daily newspapers published within the county, one of which newspapers, at least, shall be published in the municipality affected. Such notice and list shall, in addition, specify the reason or reasons for the contemplated removal or transfer of the permanent registration forms of the registrants affected. Such notice and list shall be published in the manner aforesaid prior to the second Tuesday preceding any election.

Regarding
removal
of name.

In no event shall the permanent registration forms or voting record of any registrant be removed or transferred to the inactive file, for any reason whatsoever, subsequent to the second Tuesday preceding any election, until after such election; nor shall the permanent registration forms or voting record of any registrant in counties other than counties of the first class be removed or transferred to the inactive file for any reason whatsoever, if the name of such registrant is not first published in the manner aforesaid.

Application for Order to Vote.

Person affected
may apply for
order to vote.

Any person or persons, affected by any action of the county board of elections in counties other than counties of the first class shall, during the two weeks immediately preceding any election and on election day, have the right to make application to any judge of the Court of Common Pleas of that county, for the purpose of obtaining an order entitling such person or persons to vote or register in the district in which such person or persons actually reside. The burden of proof shall be upon the applicant. The judge of the Court of Common Pleas, if satisfied that the applicant is entitled, under the law, to vote at such election, and after determining the election district in which such person actually resides, may issue an order directing the district board of that district to permit such person to vote. If such applicant shall be refused the right to vote, due to the inability of the district board or of the commissioner of registration, or of the county board of elections, to find the permanent registration forms of such applicant, then in addition, such applicant shall establish by reference to his signature in pollbooks of former elections, or by reference to

Order by
court.

Establishing
right to vote.

the registry lists of former elections, that he was previously registered. Such evidence shall be deemed sufficient to establish the fact that the applicant was formerly registered. If the order is directed to a district board in municipalities having permanent registration, the district board shall certify and return the order at the close of the election to the commissioner, who, thereupon, shall restore the permanent registration forms of such person to the active file.

Evidence
deemed
sufficient.

Order to
board.

If the applicant shall have been denied the right to register, then on the receipt of such order, the commissioner of registration shall forthwith notify such applicant to appear before him, on the day following the election or thereafter, in order to be registered, in accordance with the provisions of the act to which this act is an amendment.

Registration
of voter
denied right.

2. This act shall take effect immediately.

Approved December 2, 1930.

CHAPTER 277.

An Act to amend an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

1. Article XXVIII, paragraph three hundred eighty, section two, of the act of which this act is an amendment be and the same is hereby amended so as to read as follows:

Paragraph 380
amended.

ARTICLE XXVIII

Par. 380, Sec. 2. In all counties of the first class the clerk of the county board of elections is hereby constituted the commissioner of registration; and in all other counties, having municipalities having permanent registration, the secretary of the county board of elections is

Commissioner
of registration.

- hereby constituted the commissioner of registration.
- Who in charge.** The commissioner of registration in all counties of the first class, and the county board of elections in all other counties, shall have complete charge of the permanent registration of all eligible voters in municipalities within their respective counties having permanent registration.
- Clerical assistants.** The commissioner of registration in counties of the first class, and the county board of elections in all other counties shall have power to appoint temporarily a sufficient number of persons as in his and or its judgment may be necessary in order to carry out the provisions of this act, such persons when temporarily appointed shall not be subject to any of the provisions of chapter one hundred fifty-six of the laws of nineteen hundred and eight, and the amendments thereto and the supplements thereof, but shall be in the unclassified service. The commissioner of registration in counties of the first class, and the county board of elections in all other counties, shall provide such printed forms, blanks, supplies and office telephone and transportation equipment and shall prescribe such reasonable rules and regulations as are necessary in the opinion of said commissioner or county board of elections to carry out the provisions of this act, and any amendments or supplements thereto.
- Stationery.**
- Expenses.** All necessary expenses incurred as and when certified and approved by the commissioner of registration in counties of the first class, and by the county board of elections in all other counties, shall be paid by the county treasurer of said county; *provided*, that nothing in the provisions of an act entitled "An act concerning counties" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen, and the amendments thereof and supplements thereto, shall in any wise be construed to affect, restrict or abridge the powers herein conferred on said commissioners in counties of the first class, and conferred upon the county board of elections in all other counties.
- Proviso.**
- Repealer.**
2. All acts and parts of acts inconsistent with provisions of this act are hereby repealed.
 3. This act shall take effect immediately.
- Approved December 2, 1930.

CHAPTER 278.

An Act to amend an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

1. Article XXXI, paragraphs four hundred and thirty-one and four hundred and thirty-two, section one of the act to which this act is an amendment, be and the same is hereby amended to read as follows:

Paragraphs
431 and 432
amended.

REMOVAL OF NAMES FROM REGISTERS BY THE COURTS
AND THE CORRECTION BY THE COMMISSIONER OF
HIS RECORDS

Pars. 431-2, Sec. 1. The justice of the Supreme Court holding the circuit in the respective counties, the judge of the Circuit Court or the judge of the Common Pleas Court shall order stricken from any register the name of any person who shall be shown to the satisfaction of the justice or judge for any cause, not to be entitled to vote at any election in the election district wherein he is registered, and the commissioner in counties having permanent registration municipalities and the county board in counties other than counties having permanent registration municipalities shall, upon the order of said justice or judge, as the case may be, cause the name of such person to be stricken from the register. Said justice or judge shall hear said application to strike off in a summary manner, at the time and day specified in the notice, hereafter provided; *provided, however*, that no name shall be stricken or ordered stricken from any such register in the absence of the person to be affected thereby, unless it shall appear to the justice or judge by affidavit of some qualified voter that notice has been given such person, either personally or by leaving the same at his assigned place of residence, with some person above the age of fourteen years, if any such person can be found, and if not, a copy of said notice shall be affixed to the

Court may
order name
of registrant
stricken from
register.

Summary
hearing.

Proviso.

	outer portion of said premises, if no building be found thereon, at least two entire days before the day and time of hearing before such justice or judge that at such hearing application would be made to have the name of such registered person stricken from the register, and the grounds on which said application would be based; <i>and provided, further, however,</i> that said justice or judge shall not order any name to be stricken subsequent to the sixth Tuesday preceding any election. Said qualified voter shall notify said justice or judge five days before the day and time specified at which said application will be made, and said justice or judge shall hear said application at the time and day specified in said notice. The justice or judge shall cause a full record of the proceedings of such application, including the appearances and a statement of his findings of fact and of law and of the order made pursuant thereto, to be stenographically taken, transcribed and filed in the office of the county clerk, which said record shall be public. All cost and expense of such proceedings shall be paid by the county.
Proviso.	
Hearing on application.	
Full record made and kept.	
Expenses met by county.	
Transfer to inactive file.	The commissioner of registration shall transfer to the inactive file the permanent registration and record of voting forms of such persons as the justice of the Supreme Court, the judge of the Circuit Court, or the judge of the Common Pleas Court, shall have ordered stricken from the signature copy register pursuant to this section.
Registrant notified.	The registrant shall be immediately notified by the commissioner by registered mail of any transfer made pursuant to this section. In counties other than counties of the first class this notice by registered mail shall be sent in addition to the notice by publication, provided for in Par. 393, Sec. 15, of the act to which this act is an amendment.
	2. This act shall take effect immediately.
	Approved December 2, 1930.

CHAPTER 279

Supplement to an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

1. There is hereby conferred upon the county board of elections in all counties other than counties of the first class, any or all powers granted to the commissioner of registration of such counties, by the act to which this act is a supplement, anything to the contrary in the act to which this act is a supplement, notwithstanding; and any or all duties hereinbefore conferred by the act to which this act is a supplement, or any amendment thereof or supplement thereto, upon the commissioner of registration in all counties other than counties of the first class, shall only be exercised and performed by said commissioner under the instructions and directions of, and subject to the approval of, the county board of elections of such counties.

Powers
conferred on
county board
of elections.

Duties per-
formed by
direction of
county board.

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

3. This act shall take effect immediately.

Approved December 2, 1930.

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LAWS

1931

ACTS
OF THE
One Hundred and Fifty-Fifth Legislature
OF THE
STATE OF NEW JERSEY
AND
Eighty-Seventh Under the New Constitution



1931

MacCrellish & Quigley Co
Printers
Trenton, New Jersey

1931

The following laws, passed by the One Hundred and Fifty-fifth 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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LAWS

ACTS

PASSED BY THE

One Hundred and Fifty-fifth Legislature

CHAPTER 1.

An Act validating elections in school districts sanctioning the increase in membership of the Board of Education from five members to nine members.

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

1. In all school districts in this State where an election has been held for the purpose of increasing the membership of the Board of Education from five to nine members, and such increase was sanctioned by the qualified voters of the school district at an election held for that purpose, and such appointments have been made in accordance with the referendum held, such election and such appointments are hereby validated and confirmed notwithstanding the population or the number of inhabitants in such school district did not amount to forty-five thousands or upwards.

Validating
election of
increased
membership
of certain
school boards.

2. This act shall take effect immediately.

Approved January 19, 1931.

MORGAN F. LARSON,
Governor.

CHAPTER 2.

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 April seventeenth, one thousand nine hundred and twenty-nine.

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

Section 216
amended.

1. Section two hundred and sixteen, article two, of the act of which this act is amendatory be and the same hereby is amended so that it shall 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 or county treasurer.

Proviso.

Proviso.

Repealer.

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

3. This act shall take effect immediately.

Approved February 3, 1931.

CHAPTER 3.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one, and regulating the disbursement thereof," approved April fifteenth, one thousand nine hundred and thirty.

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

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund for the several purposes herein specified, and for supplying deficiencies in former appropriations for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one:

Supplemental
appropriations
for
deficiencies.

1. STATE TEACHERS' COLLEGE AND STATE NORMAL
SCHOOL, TRENTON

Water Supply System and Connections	\$47,700 00	Teachers' College.
Steam Service and Con- nections	67,500 00	
Electrical and Gas Distri- bution	27,000 00	
Grading, Walks, Roads and Improvement of Grounds	15,500 00	
Equipment, Administration and Classroom Building	40,500 00	
Equipment, Dormitories ..	31,500 00	
Sewage Disposal Plant and Connections	36,900 00	
	<hr/> \$266,600 00	

Payments under this account to be made pursuant to Chapter sixty-five, Laws of one thousand nine hundred and nine, with the exception of the item for Sewage Disposal Plant and Connections, \$36,900.00, which sum shall be paid from the general State Fund.

2. DEPARTMENT OF AGRICULTURE

Animal
tuberculosis.

Additional Allowance for Tuberculosis
Eradication \$175,000 00

3. COLONY FOR FEEBLE-MINDED MALES, NEW LISBON

Feeble-
minded,
New Lisbon.

Irrigation	\$1,000 00	
Roads, Walks and Grading	4,000 00	
Extension of Sewer Lines	1,000 00	
Painting Buildings and		
Water Towers	2,100 00	
Superintendent's Residence	18,000 00	
		\$26,100 00

4. COLONY FOR FEEBLE-MINDED MALES, WOODBINE

Feeble-
minded,
Woodbine.

Painting Buildings and	
Water Tank	\$2,650 00
Materials for Walks and	
Curbs	1,600 00
Construction and Recon-	
struction of Roads and	
Grading	3,000 00
Overhead Irrigation	500 00
Salvaging of Buildings ..	3,000 00
Extension of Steam, Water	
and Sewer Lines	800 00

Fencing Institutional Property	1,400 00	
Repair and Reconstruction of Ward No. 5	5,000 00	
	<hr/>	\$17,950 00

5. HOME FOR DISABLED SOLDIERS, ETC., VINELAND

Painting of Buildings	\$2,500 00	Soldiers' Home, Vineland.
Installation of Automatic Sprinklers and Fire Protection	7,500 00	
	<hr/>	
		\$10,000 00

6. NORTH JERSEY TRAINING SCHOOL, TOTOWA

Construction and Reconstruction of Roads	\$10,000 00	Totowa training school.
Overhead Irrigation	700 00	
Construction of Walks ...	2,500 00	
Fencing Institutional Property	1,050 00	
Grading of Grounds	2,000 00	
Addition to Employees Cottage	3,600 00	
	<hr/>	\$19,850 00

7. REFORMATORY, RAHWAY

Additional Towers on Wall (3)	4,500 00	Rahway reformatory.
Additional Protection Side Gate	2,000 00	
	<hr/>	\$6,500 00

8. REFORMATORY FOR WOMEN

Construction and Reconstruction of Roads, Gutters and Grading	5,000 00	Women's reformatory.
Addition to Sewing Room	7,500 00	
	<hr/>	\$12,500 00

9. SANATORIUM FOR TUBERCULOUS DISEASES

Glen Gardner sanatorium.	Protection of Water Supply	1,600 00	
	Repairs to Sewage Disposal Plant	1,200 00	
	Kitchen Ventilation	650 00	
	Fireproof Floor, Patients' Housing	2,300 00	
	Locker Rooms, Patients' Housing	2,000 00	
	Cold Storage Room	4,500 00	
		<hr/>	\$12,250 00

10. STATE HOME FOR BOYS

Boys home.	Construction and Reconstruction of Roads, Walks and Grading ...	2,500 00	
	Railroad Siding	1,725 00	
		<hr/>	\$4,225 00

11. STATE HOME FOR GIRLS

Girls home.	Construction and Reconstruction Roads and Grading	\$10,000 00
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12. STATE HOSPITAL, GREYSTONE PARK

Morristown asylum.	Construction and Reconstruction of Roads	\$10,000 00
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13. STATE HOSPITAL, TRENTON

Trenton asylum.	New Roof and Gutters, Recreation Hall	\$1,340 00	
	Repairing Six Bathrooms, East Annex	2,775 00	
	Reconstruction of Roads..	7,500 00	
		<hr/>	\$11,615 00

14. STATE PRISON

Reconstruction of Water Supply Lines for Sprin- kler System	\$5,000 00	State prison.
Extension of Water Mains for Fire Protection ...	3,600 00	
	<hr/>	\$8,600 00

15. VILLAGE FOR EPILEPTICS

Upkeep and Maintenance of Roads	\$3,000 00	Epileptic village.
Materials for Extension of Concrete Walks	1,000 00	
Repairs to Railroad Siding	500 00	
Construction of New Road	2,000 00	
Sewage Disposal Plant ..	2,000 00	
Replacing Sewer Piping ..	2,000 00	
	<hr/>	\$10,500 00

16. VINELAND STATE SCHOOL

Fire Protection	\$5,000 00	Vineland school.
Additional Water Supply..	2,500 00	
Reconstruction of Roads..	5,000 00	
	<hr/>	\$12,500 00

17. STATE PRISON FARM, BORDENTOWN

Repair and Reconstruction of Farm Buildings	\$1,500 00	Bordentown prison farm.
2. This act shall take effect immediately.		
Approved February 10, 1931.		

CHAPTER 4.

An Act declaring the policy of the States of New York and New Jersey in regard to certain vehicular bridges and tunnels within the Port of New York District; and in furtherance of the said policy, vesting the control and operation of the Holland Tunnel in the Port of New York Authority, authorizing the Port Authority to construct an additional interstate vehicular tunnel, and regulating the construction and operation of bridges and tunnels by the Port Authority.

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

Declaration
as to vehicular
traffic across
interstate
waters.

1. The State of New York by appropriate legislation concurring herein, the States of New Jersey and New York hereby declare and agree that the vehicular traffic moving across the interstate waters within the Port of New York district, created by the Compact of April thirtieth, one thousand nine hundred and twenty-one, between the said States (which said phrase "interstate waters" as used in this act shall include the portion of the Hudson River within the said Port of New York district north of the New Jersey state line), constitutes a general movement of traffic which follows the most accessible and practicable routes, and that the users of each bridge or tunnel over or under the said waters benefit by the existence of every other bridge or tunnel since all such bridges and tunnels as a group facilitate the movement of such traffic and relieve congestion at each of the several bridges and tunnels. Accordingly, the two said States, in the interest of the users of such bridges and tunnels and the general public, hereby agree that the construction, maintenance, operation and control of all such bridges and tunnels, heretofore or hereafter authorized by the two said States, shall be unified under the Port of New York Authority (hereinafter called the Port Authority), to the end that the tolls and other revenues therefrom shall be applied so far as prac-

Bridges and
tunnels unified
under Port
Authority.

ticable to the costs of the construction, maintenance and operation of said bridges and tunnels as a group and economies in operation effected, it being the policy of the two said States that such bridges and tunnels shall as a group be in all respects self-sustaining.

2. In furtherance of the aforesaid policy, and in partial effectuation of the comprehensive plan heretofore adopted by the two said States for the development of the said Port of New York district, the control, operation, tolls and other revenues of the vehicular tunnel, known as the Holland Tunnel, under the Hudson River between the city of Jersey City and the city of New York, shall be vested in the Port Authority as hereinafter provided; and the Port Authority is hereby authorized and empowered to construct, own, maintain and operate an interstate vehicular tunnel or tunnels (hereinafter called the Midtown Hudson Tunnel) under the Hudson River, together with such approaches thereto and connections with highways as the Port Authority may deem necessary or desirable.

Control of
Holland tunnel
vested in
Port
Authority.

Proposed
tunnel.

Name.

The Port Authority shall from time to time make studies, surveys and investigations to determine the necessity and practicability of additional vehicular bridges and tunnels over or under interstate waters within the said Port of New York district, and report to the Governors and Legislatures of the two States thereon. The Port Authority shall not proceed with the construction of any additional vehicular bridges and tunnels over or under said interstate waters until hereafter expressly authorized by the two said States.

Determining
advisability
of bridge
or tunnel.

Authorization.

3. The entrances, exits and approaches to the said Midtown Hudson Tunnel, on the New York side, shall be between West 35th Street and West 41st Street and in the vicinity of 9th Avenue and to the west thereof, in the borough of Manhattan, city of New York. The approaches to the said Midtown Hudson Tunnel on the New Jersey side shall be so located and constructed as to permit tunnel traffic to pass over or under the tracks of the New York, Susquehanna and Western Railroad Company and the Northern Railroad Company of New Jersey, immediately west of the Palisades, without crossing the said tracks at grade, and as to permit con-

Site and
approaches.

5 L

New Jersey State Library

nections with New Jersey State Highway routes in the vicinity of the said tracks. The said Midtown Hudson Tunnel shall have an appropriate entrance and exit in the township of Weehawken, county of Hudson, State of New Jersey.

Unified operation of bridges and tunnels by Port Authority.

4. The Port Authority shall, so far as it deems it practicable, treat as a single unified operation the construction, maintenance and operation of the said Midtown Hudson Tunnel, the said Holland Tunnel, the two vehicular bridges over the Arthur Kill, the vehicular bridge over the Kill van Kull, the vehicular bridge over the Hudson River at Fort Lee, and any other vehicular bridges or tunnels which it may construct or operate, raising moneys for the construction thereof and for the making of additions and improvements thereto in whole or in part upon its own obligations, and establishing and levying such tolls and other charges as it may deem necessary to secure from all of such bridges and tunnels as a group, at least sufficient revenue to meet the expenses of the construction, maintenance and operation of such bridges and tunnels as a group, and to provide for the payment of the interest upon and amortization and retirement of and the fulfillment of the terms of all bonds and other securities and obligations which it may have issued or incurred in connection therewith.

As to tolls and expenses.

Provision for interest and principal.

Vesting control of Holland Tunnel in Port Authority.

5. The control, operation, tolls and other revenues of the said Holland Tunnel and its entrance and exit plazas and of all real and personal property appurtenant thereto or used in connection therewith, shall vest in the Port Authority upon the making of the following payments by the Port Authority to each of the said two States:

Payments to States.

(a) An amount equal to the moneys contributed by such State toward the cost of construction of the said Holland Tunnel, with interest thereon at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum from the date or dates on which such moneys were contributed by such State to the date of the payment to such State;

Amount deducted.

(b) Less, however, the share of such State in the net revenues of the said tunnel to the date of the said payment, and less interest on such net revenues at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum from the dates on which the said net revenues were received by such State to the date of the said payment;

(c) And in the case of the payment to the State of New York, less an amount equal to the moneys which the said State has agreed to advance to the Port Authority (but which have not as yet been advanced to the Port Authority) in aid of bridge construction, during the fiscal years commencing in one thousand nine hundred and thirty-one and one thousand nine hundred and thirty-two, pursuant to chapter seven hundred and sixty-one of the Laws of New York of one thousand nine hundred and twenty-six and chapter three hundred of the Laws of New York of one thousand nine hundred and twenty-seven and acts amendatory thereof and supplemental thereto, discounted, however, in the case of each advance at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum, from the date of the said payment to the State of New York to the date upon which such advance is to be available pursuant to the aforesaid statutes.

Allowance to
New York.

In computing interest as aforesaid upon the moneys contributed by each of the said two States toward the cost of construction of the said Holland Tunnel, such moneys shall be deemed to have been contributed by such State upon the first day of the month following the month during which there were presented to the Comptroller of such State for audit and payment, the schedules and vouchers pursuant to which such moneys were paid. In computing interest as aforesaid upon the net revenues received by each of the said two States, such net revenues shall be deemed to have been received by such State upon the date when such revenues were credited to such State or to the commission of such State pursuant to paragraph eleven of Article XIV of the Compact of December thirtieth, one thousand nine hundred and nineteen, between the two said States.

Computing
interest.

6. If the amount paid by the Port Authority to the State of New Jersey pursuant to the preceding section of this act shall be less than an amount which, together with the moneys then in the sinking fund established by chapter three hundred and fifty-two of the Laws of New Jersey of one thousand nine hundred and twenty and chapter two hundred and sixty-two of the Laws of New Jersey of one thousand nine hundred and twenty-

Payment to
New Jersey.

four, hereinafter called the New Jersey Camden Bridge-Holland Tunnel sinking fund, (other than moneys set apart to pay interest for the then current year upon the bonds of the State of New Jersey authorized by the aforesaid acts of the State of New Jersey, hereinafter called New Jersey Camden Bridge-Holland Tunnel bonds), will be equal to the principal amount of the then outstanding New Jersey Camden Bridge-Holland Tunnel Bonds, then and in such event, the Port Authority shall in addition pay to the State of New Jersey an amount which, together with the amount paid under and pursuant to the preceding section hereof and the moneys then in said New Jersey Camden Bridge-Holland Tunnel sinking fund, will be equal to the principal amount of the then outstanding New Jersey Camden Bridge-Holland Tunnel bonds; and shall, moreover, pay to the State of New York a like amount.

When payment made to New York.

7. The amount payable by the Port Authority to the State of New York pursuant to sections five and six of this act shall be paid by the Port Authority into the treasury of the State of New York upon the thirtieth day of June, one thousand nine hundred and thirty-one, or at an earlier date at the option of the Port Authority on five days' notice to the Comptroller of the State of New York, upon a voucher signed and audited by the said Comptroller, who is hereby authorized to consummate the said transaction.

Authorization.

When payment made to New Jersey.

8. The amount payable by the Port Authority to the State of New Jersey pursuant to sections five and six of this act shall be paid by the Port Authority to the sinking fund commission created by said chapter three hundred and fifty-two of the Laws of New Jersey of one thousand nine hundred and twenty, and said chapter two hundred and sixty-two of the Laws of New Jersey of one thousand nine hundred and twenty-four hereinafter called the New Jersey Camden Bridge-Holland Tunnel sinking fund commission, upon the thirtieth day of June, one thousand nine hundred and thirty-one, or such other date as may be agreed upon by the said sinking fund commission and the Port Authority, upon a voucher signed and audited by the said sinking fund commission, which said commission is hereby authorized

Authorization.

to consummate said transaction; and the said moneys shall be deposited in the said New Jersey Camden Bridge-Holland Tunnel sinking fund, and shall for all purposes be deemed to be a part thereof and subject to the appropriation of the moneys in the said sinking fund, made by the aforesaid statutes of the State of New Jersey.

The income and interest received from or accruing upon the moneys in the aforesaid New Jersey Camden Bridge-Holland Tunnel sinking fund, and from the investment thereof, shall be set apart and held by the said New Jersey Camden Bridge-Holland Tunnel sinking fund commission for the payment of interest on New Jersey Camden Bridge-Holland Tunnel bonds, and shall be subject to the appropriation made of moneys so set apart and held, by the aforesaid statutes of the State of New Jersey, and shall be applied to the payment of such interest.

9. Upon the making of the foregoing payments by the Port Authority to the two said States, the provisions of the compact of December thirtieth, one thousand nine hundred and nineteen, between the said two States, relating to the construction and operation of the said Holland Tunnel, as amended, so far as inconsistent herewith or with the rules, practice and procedure or general authority of the Port Authority, shall be and shall be deemed to be abrogated, and chapter four hundred and twenty-one of the Laws of New York of one thousand nine hundred and thirty, and chapter two hundred and forty-seven of the Laws of New Jersey of one thousand nine hundred and thirty, making the Port Authority the agent of the two States in connection with the operation of the said Holland Tunnel shall cease to be effective.

10. The plans of the connections with State or municipal highways of any vehicular bridge or tunnel which the Port Authority may hereafter construct, (including the plans of any additional connections of existing bridges or tunnels with State or municipal highways), shall be subject to the approval of the Governor of the State in which such connections shall be located and subject to the approval of the municipality in which they shall be located. The approval of such municipality shall be given as provided in Article XII of the said

Funds of
Camden
Bridge-
Holland
Tunnel sinking
fund.

Compact as
to Holland
Tunnel
abrogated.

Approval of
connections by
Governor
and municipi-
pality.

compact of April thirtieth, one thousand nine hundred and twenty-one. Except as limited herein, the Port Authority shall determine all matters pertaining to such bridges and tunnels.

**Rules,
regulations,
tolls.**

11. The Port Authority is hereby authorized to make and enforce such rules and regulations and to establish, levy and collect such tolls and other charges in connection with any vehicular bridges and tunnels which it may now or hereafter be authorized to own, construct, operate or control (including the said Holland Tunnel and the said Midtown Hudson Tunnel), as it may deem necessary, proper or desirable, which said tolls and charges shall be at least sufficient to meet the expenses of the construction, operation and maintenance thereof, and to provide for the payment of, with interest upon, and the amortization and retirement of bonds or other securities or obligations issued or incurred for bridge or tunnel purposes; and the Port Authority is hereby authorized and empowered to pledge such tolls and other revenues or any part thereof as security for the repayment with interest of any moneys borrowed by it or advanced to it for the purposes of this act and as security for the satisfaction of other obligations assumed by it in connection with such loans or advances. Such moneys may be borrowed on bonds or other securities or obligations issued or incurred pursuant to Article VI of the compact of April thirtieth, one thousand nine hundred and twenty-one. There shall be allocated to the cost of the construction, operation and maintenance of such bridges and tunnels, such proportion of the general expenses of the Port Authority as it shall deem properly chargeable thereto.

**Use of
receipts.**

Bonding.

**Not impair
powers of
Port Authority.**

12. The two said States covenant and agree with each other and with the holders of any bonds or other securities or obligations of the Port Authority, issued or incurred for bridge or tunnel purposes and as security for which there may or shall be pledged the tolls and revenues or any part thereof of any vehicular bridge or tunnel (including the said Holland Tunnel and the said Midtown Hudson Tunnel), that the two said States will not, so long as any of such bonds or other obligations remain outstanding and unpaid, diminish or impair

the power of the Port Authority to establish, levy and collect tolls and other charges in connection therewith; and that the two said States will not, so long as any of such bonds or other obligations remain outstanding and unpaid, authorize the construction of any vehicular bridges or tunnels over or under interstate waters as herein defined within the said Port of New York District, by any person or body other than the Port Authority, in competition with those whose tolls or other revenues are pledged as aforesaid; *provided*, that nothing herein contained shall be deemed to refer to the bridge authorized by the Act of Congress of July 11, 1890, Chapter 669, and acts amendatory thereof and supplemental thereto; *and provided further*, that nothing herein contained shall preclude the authorization of the construction of such competitive tunnels or bridges by other persons or bodies if and when adequate provision shall be made by law for the protection of those advancing money upon such obligations.

No competition.

Proviso.

Proviso.

13. The bonds or other securities or obligations which may be issued by the Port Authority pursuant to this Act, and as security for which there may be pledged the tolls and other revenues or any part thereof of any vehicular bridge or tunnel (including the said Holland Tunnel and the said Midtown Hudson Tunnel) now or hereafter authorized by the two said States, are hereby made securities in which all State and municipal officers and bodies, all banks, bankers, trust companies, savings 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 administrators, executors, guardians, trustees and other fiduciaries and all other persons whatsoever who are now or may hereafter be authorized to invest in bonds or other obligations of the State, may properly and legally invest any funds, including capital, belonging to them or within their control; and said obligations are hereby made securities which may properly and legally be deposited with and shall be received by any municipal officer or agency for any purpose for which the deposit of bonds or other obligations of this State is now or may hereafter be authorized.

Validity of bonds as legal investments.

Objects of
bridges and
tunnels.

14. The construction, maintenance and operation of vehicular bridges and tunnels within the said Port of New York District (including the said Holland Tunnel and the said Midtown Hudson Tunnel), are and will be in all respects for the benefit of the people of the States of New York and New Jersey, for the increase of their commerce and prosperity and for the improvement of their health and living conditions; and the Port Authority shall be regarded as performing an essential governmental function in undertaking the construction, maintenance and operation thereof and in carrying out the provisions of law relating thereto, and shall be required to pay no taxes or assessments upon any of the property acquired or used by it for such purposes.

Tax ex-
emption.

Acquisition of
real estate
for bridges or
tunnels.

15. If for any of the purposes of this Act, (including temporary construction purposes, and the making of additions or improvements to bridges or tunnels already constructed), the Port Authority shall find it necessary or convenient to acquire any real property as herein defined in this State, whether for immediate or future use, the Port Authority may find and determine that such property, whether a fee simple absolute or a lesser interest, is required for a public use, and upon such determination, the said property shall be and shall be deemed to be required for such public use until otherwise determined by the Port Authority; and with the exceptions hereinafter specifically noted, the said determination shall not be affected by the fact that such property has theretofore been taken for, or is then devoted to, a public use; but the public use in the hands or under the control of the Port Authority shall be deemed superior to the public use in the hands of any other person, association or corporation.

Right of
condemnation.

If the Port Authority is unable to agree for the acquisition of any such real property for any reason whatsoever, then the Port Authority may acquire and is hereby authorized to acquire such property, whether a fee simple absolute or a lesser interest, by condemnation or the exercise of the right of eminent domain under and 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), approved March 20, 1900, and acts amendatory thereof and supplemental thereto, including Chapter 142 of the Laws of 1927, except as other provision is made by the terms of this Act.

The power of the Port Authority to acquire real property by condemnation hereunder shall be a continuing power, and no exercise thereof shall be deemed to exhaust it. Right continues.

16. Anything in this act to the contrary notwithstanding, no property now or hereafter vested in or held by any county, city, borough, village, township or other municipality shall be taken by the Port Authority, without the authority or consent of such county, city, borough, village, township or other municipality as provided in said Compact of April 30, 1921, nor shall anything herein impair or invalidate in any way any bonded indebtedness of the State, or such county, city, borough, village, township or other municipality, nor impair the provisions of law regulating the payment into sinking funds of revenue derived from municipal property, or dedicating the revenues derived from municipal property, to a specific purpose. The Port Authority is hereby authorized and empowered to acquire from any such county, city, borough, village, township, or other municipality, or from any other public agency or commission having jurisdiction in the premises, by agreement therewith, and such county, city, borough, village, township, municipality, public agency or commission, notwithstanding any contrary provision of law, is hereby authorized and empowered to grant and convey upon reasonable terms and conditions any real property, which may be necessary for the construction, operation and maintenance of such bridges and tunnels, including such real property as has already been devoted to a public use. Each of the two said States hereby consents to the use and occupation of the real property of such State necessary for the construction, operation and maintenance of bridges and tunnels constructed or operated pursuant to the provisions of this act, including lands of the State lying under water. Municipal consent.

17. The Port Authority and its duly authorized agents and employees may enter upon any land in this State for Acquiring property by agreement.

Riparian lands included.

Right of entry.

the purpose of making such surveys, maps, or other examinations thereof as it may deem necessary or convenient for the purposes of this act.

**Definition of
real property.**

18. The term "real property" as used in this act is defined to include lands, structures, franchises and interests in land, including lands under water and riparian rights, and any and all things and rights usually included within the said term, and includes not only fees simple absolute but also any and all lesser interests, such as easements, rights of way, uses, leases, licenses and all other incorporeal hereditaments and every estate, interest or right, legal or equitable, including terms of years, and liens thereon by way of judgments, mortgages or otherwise, and also claims for damage to real estate.

**Protection
of those
advancing
money.**

19. Nothing herein contained shall be construed to authorize or permit the Port Authority to undertake the construction of any vehicular bridge or tunnel over or under the Arthur Kill, unless or until adequate provision has been made by law for the protection of those advancing money upon the obligations of the Port Authority for the construction of the bridges mentioned in Chapter 37 of the Laws of 1925, or the construction of any vehicular bridge or tunnel over or under the Hudson River, at or north of Sixtieth Street in the borough of Manhattan, city of New York, unless or until adequate provision has been made by law for the protection of those advancing money upon the obligations of the Port Authority for the construction of the bridge mentioned in Chapter 6 of the Laws of 1926, or the construction of any vehicular bridge or tunnel over or under the Kill van Kull unless or until adequate provision has been made by law for the protection of those advancing money upon the obligations of the Port Authority for the construction of the bridge mentioned in Chapter 3 of the Laws of 1927.

**Powers
herein granted
deemed
supplemental.**

20. Any powers granted to the Port Authority by this act shall be deemed to be in aid of and supplemental to and in no case a limitation upon the powers heretofore vested in the Port Authority by the two said States and/or by Congress, except as herein otherwise provided.

**Rights and
obligations
preserved.**

21. Nothing herein contained shall be construed to affect, diminish or impair the rights and obligations cre-

ated by, or to repeal any of the provisions of, chapter three hundred and fifty-two of the Laws of New Jersey of one thousand nine hundred and twenty and chapter two hundred and sixty-two of the Laws of New Jersey of one thousand nine hundred and twenty-four.

If, however, any loss shall be suffered by or accrue to the said sinking fund, and if, after the making of the payment by the Port Authority to the State of New Jersey as hereinbefore provided, the moneys in the said sinking fund shall at any time be or become less than an amount equal to the principal amount of the then currently outstanding New Jersey Camden Bridge-Holland Tunnel bonds, or if the income and interest currently received from or currently accruing upon the moneys in the said sinking fund shall be or become insufficient to pay the interest currently accruing upon or currently payable in connection with the aforesaid New Jersey Camden Bridge-Holland Tunnel bonds, the State of New Jersey represents and agrees that it will make good such deficits out of sources other than revenues from the said Holland Tunnel.

In case of
deficits.

The said payment by the Port Authority to the State of New Jersey constitutes repayment for all moneys contributed by the said State toward the cost of construction of the said Holland Tunnel, including the moneys diverted and appropriated by chapter three hundred and nineteen of the Laws of New Jersey of one thousand nine hundred and twenty-six and chapter fifty-eight of the Laws of New Jersey of one thousand nine hundred and twenty-seven from the Road Fund, created by chapter fifteen of the Laws of New Jersey of one thousand nine hundred and seventeen. The requirement of chapter fifty-eight of the Laws of New Jersey of one thousand nine hundred and twenty-seven that the said moneys diverted and appropriated by the said statutes of the State of New Jersey shall be returned and credited to the said Road Fund, with interest, shall be and shall be deemed to be satisfied and discharged so far as it relates to the revenues arising from the operation of the said Holland Tunnel.

Payment by
Port Authority
deemed
repayment.

Certain
requirements
deemed
satisfied.

The provisions of this section shall constitute a covenant and agreement by the State of New Jersey with the

Covenant and
agreement.

State of New York, the Port Authority and the holders of any bonds or other obligations of the Port Authority, as security for which the tolls and revenues of said Holland Tunnel may be pledged.

Obligations
not impaired.

22. Nothing herein contained shall be construed to impair in any way the obligation of the Port Authority to repay to the two States any or all advances paid by them to the Port Authority in aid of bridge construction.

When act
effective.

23. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York shall have already enacted such legislation this act shall take effect immediately.

Approved March 2, 1931.

CHAPTER 5.

An Act regulating the use of revenues received by the Port of New York Authority from or in connection with the operation of terminal and transportation facilities.

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

Definitions:

1. As used in this act:

Port
Authority;

(a) "Port Authority" means the Port of New York Authority, created by the Compact of April 30, 1921, between the States of New Jersey and New York.

Bonds legal
for invest-
ment;

(b) "Bonds legal for investment" means bonds or other obligations or securities of the Port Authority, in which savings banks in both of the two said States are now or may hereafter be authorized to invest funds within their control, but until otherwise determined by the two said States shall not include bonds or other obligations issued for union terminal freight station or steamship or marine terminal purposes other than those issued for the establishment, acquisition, construction or effectuation of the first three union terminal freight stations in New York City, New York, a steamship or

marine terminal in Jersey City, New Jersey, and a steamship or marine terminal in Hoboken, New Jersey.

(c) "Terminal and/or transportation facilities" means terminal and/or transportation facilities as used in the said Compact of April 30, 1921.

Certain
facilities;

(d) "Surplus revenues" means, in the case of each terminal or transportation facility, the balance of the revenues therefrom remaining at any time currently in the hands of the Port Authority after the deduction of the current expenses of the operation and maintenance thereof, including a proper proportion of the general expenses of the Port Authority, and after the deduction of any amounts which the Port Authority may or shall be obligated or may or shall have obligated itself to pay to or set aside out of the current revenues therefrom for the benefit of the holders of any bonds legal for investment, and after the deduction of any amounts currently due to the two said States on account of any advances made by the two said States to the Port Authority in aid of the effectuation of such terminal or transportation facility.

Surplus
revenues.

2. In all cases where the Port Authority has raised or shall hereafter raise moneys for the establishment, acquisition, construction or effectuation of terminal and/or transportation facilities by the issue and sale of bonds legal for investment as herein defined and limited, the surplus revenues received by or accruing to the Port Authority from or in connection with the operation of such terminal and/or transportation facilities built in whole or in part by the proceeds of the sale of such bonds, shall be pooled and applied by it to the establishment and maintenance of a general reserve fund in an amount equal to one-tenth ($1/10$) of the par value of all bonds legal for investment as herein defined and limited, issued by the Port Authority and currently outstanding. The moneys in the said general reserve fund may be pledged in whole or in part by the Port Authority as security for or applied by it to the repayment with interest of any moneys which it has raised or may hereafter raise upon any bonds, legal for investment as herein defined and limited, and made and issued by it for any of its lawful purposes; and the said moneys may be ap-

General
reserve fund.

Use of
reserve fund.

plied by the Port Authority to the fulfillment of any other undertakings which it has assumed or may or shall hereafter assume to or for the benefit of the holders of any of such bonds.

Use of
revenues not
required.

Any surplus revenues not required for the establishment and maintenance of the aforesaid general reserve fund shall be used for such purposes as may hereafter be directed by the two said states.

When act
effective.

3. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York has already enacted such legislation, this act shall take effect immediately.

Approved March 2, 1931.

CHAPTER 6.

A Further Supplement to an act entitled "An act concerning the militia of the State" (Revision of 1925), approved March tenth, one thousand nine hundred and twenty-five.

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

State service
officer.

Duties.

1. In addition to the duties imposed upon the Adjutant General, as Chief of Staff of the military forces of this State, he shall be the State Service Officer, and as such shall be charged with the duty of assisting veterans of all wars, citizens of this State, and their dependents in securing the benefits of pensions to which they are severally entitled under the provisions of any Federal legislation; and further to assist veterans of the world war, citizens of this State, and their dependents in the presentation of claims for compensation as the result of physical disabilities, or adjusted compensation, or war risk insurance, and further to give such aid and assistance in the matter of adjusted service certificates pursuant to an Act of Congress of February twenty-

seventh, one thousand nine hundred and thirty-one, and further to advise such veterans and their dependents, in securing for them the benefits of hospitalization, and such other benefits as they may be entitled to by any Federal legislation.

2. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of fifteen thousand dollars, which shall be used for the purpose in this act enumerated and expenses in connection with such administration. Appropriation.

3. This act shall take effect immediately.

Approved March 2, 1931.

CHAPTER 7.

A Supplement to an act entitled "An act authorizing and providing for the appointment of an interstate bridge commission and defining its powers and duties," approved May sixth, one thousand nine hundred and twenty-nine.

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

1. In addition to the powers and duties heretofore conferred and imposed by law upon the New Jersey Interstate Bridge Commission and for the purpose of extending and improving the transit facilities upon the bridge structure and the approaches thereto, the said commission is hereby authorized and empowered to extend the said transit facilities by the construction of a subway and the laying of rails and the installation of all necessary equipment therein. Said subway is to extend from a point at the New Jersey side of said bridge structure and the approaches thereto to a point in the vicinity of Haddon avenue and Carman street, Camden, New Jersey, and to such other points in the said city of Camden as the said commission may deem necessary in the interests of public welfare and for the better handling of traffic and operation of said bridge. Electric car service on bridge.

Subway.

Plans and
route.

2. Said commission, as soon as practicable, shall obtain plans, specifications, surveys and estimates of the cost of said work, and shall proceed at once to determine, fix and adopt the route to be followed in said city of Camden.

Contracts
authorized.

3. Said commission is hereby authorized and empowered to enter into contracts or agreements for the building, constructing, and equipping of said subway, including rails, tracks, public stations, power houses, or other appliances or facilities for the use of railroad trains, or street passenger railway cars, or both, or other vehicles or means of transportation operated by electric, steam, or other motive power, together also with such platforms, signals, switches, towers, conduits, pipes, wiring, and electric or other power transmission facilities in connection therewith, as may be deemed necessary or convenient, and to provide rolling stock, engines, cars, or other vehicles or transportation facilities.

Establishment
and operation
of cars.

4. Said commission is hereby authorized and empowered to enter into leases, contracts or agreements, upon such terms as may be deemed advisable for the establishment, maintenance, and operation of a railroad system, and for the maintenance and operation of railroad trains, street passenger railway cars, or other means of transportation upon the rail system through said subway and connecting with the rail system upon the present bridge structure and approaches thereto. In its discretion, said commission may, in its own name, establish, maintain, and operate said railway system or a part thereof. The revenue derived therefrom shall become a part of the revenue obtained from the operation of said bridge, and the cost of maintenance and operation shall be considered as a part of the cost of maintenance and operation of said bridge, and the net revenue, after the cost of operation and maintenance is paid, shall become a part of the net revenue derived from the operation of said bridge and shall be disbursed in the manner now or hereafter provided by law. The cost of the subway construction and work incidental thereto, and the transportation system, shall be deemed a part of the cost of said bridge and shall be repaid to the State of New Jersey, together with any and all interest charges.

As to
revenue.

As to
costs.

5. Said commission is hereby empowered to enter into contracts, agreements or leases for the supplying of light, power, and other public service facilities as may be necessary to properly construct, maintain and operate said subway and rail system, and to fix, collect and receive suitable charges, rates, rentals or tolls for the leasing, operation, use, or maintenance of the transportation system comprehended within the provisions of this act, and may sell or lease rights, privileges and concessions.

Power and
light.

6. Said commission shall have full power either in its own name or in the name of the State of New Jersey to acquire by purchase, gift, grant, or condemnation lands, the rights of way, structures, franchises, easements, or other rights and interests in lands within this State, which may be necessary in the doing of the work herein authorized, and also may change the grade of any public street, alley, thoroughfare, or right of way in the city of Camden, and close it to public use, but this power shall not be exercised without the approval and consent of the governing body of said city of Camden, and said commission is further empowered to accept and receive from the governing body of the city of Camden such grants and privileges as may be given to it.

Acquisition of
rights and
property.

Street grades.

7. In the event condemnation proceedings are instituted, the procedure shall be in accordance with the provisions of an act entitled "An act to regulate the ascertaining and payment of compensation for property condemned and taken for public use" (Revision of 1900), approved March twentieth, one thousand nine hundred, or an act entitled "An act concerning and regulating acquisition and taking of lands by the State of New Jersey or any agency thereof; providing a procedure therefor and the manner of making compensation for lands so taken," approved April twenty-first, one thousand nine hundred and twenty, and the various acts amendatory thereto and supplementary thereof.

Condemnation.

8. The subway and the transportation system herein authorized shall be deemed an approach to said bridge structure and shall be under the jurisdiction of said commission, which is hereby empowered to pass and enforce rules and regulations for the proper policing, maintenance and operation thereof, and may employ such

Regulations
for operating
and policing.

engineers, clerks, assistants, and other help as may be necessary in the construction, maintenance and operation thereof.

Co-operative
powers and
duties.

9. The powers and duties herein set forth may be exercised and discharged by said commission acting alone or in conjunction and co-operation with a similar agency of the Commonwealth of Pennsylvania or the city of Philadelphia, Pennsylvania, under the name of Delaware River Bridge Joint Commission or such other name as may be agreed upon.

Rights,
powers, etc.,
continued.

10. It is intended that all the duties, rights, and powers heretofore imposed and conferred shall remain vested in this commission, and it is furthermore intended that the said commission shall have full and complete power and authority to construct, maintain, and operate said subway and transportation system herein authorized, notwithstanding the specific powers herein set forth.

Repealer.

11. All acts or parts of acts inconsistent herewith are hereby repealed to the extent only of such inconsistency, and this act shall take effect immediately.

Approved March 3, 1931.

CHAPTER 8.

A Supplement to an act entitled "An act authorizing and providing for the appointment of an interstate bridge commission and defining its powers and duties," approved May sixth, one thousand nine hundred and twenty-nine.

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

Commission
to consider
advisability
of tunnel
under
Delaware
river.

1. In addition to the powers and duties heretofore conferred and imposed by law upon the New Jersey Interstate Bridge Commission, the said commission, either acting alone or in conjunction and co-operation with a similar agency of the Commonwealth of Pennsylvania or the city of Philadelphia, or both, is hereby empowered to investigate the advisability of the construc-

tion of a tunnel beneath the bed of the Delaware river between the cities of Camden, New Jersey, and Philadelphia, Pennsylvania.

2. Said commission, acting as aforesaid, shall be empowered to employ such engineers and other help as may be necessary to properly perform this work, and shall procure plans, specifications and estimates of cost. Said commission shall report its findings to the Governor and Legislature of this State as quickly as possible. **Report.**

3. This act shall take effect immediately.

Approved March 3, 1931.

CHAPTER 9.

An Act appropriating five million dollars to the New Jersey Interstate Bridge Commission.

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

1. The sum of five million dollars, or so much thereof as may be necessary, is hereby appropriated to the New Jersey Interstate Bridge Commission for the purpose of making public improvements and completing public works authorized pursuant to the provisions of an act entitled "A supplement to an act entitled 'An act authorizing and providing for the appointment of an interstate bridge commission and defining its powers and duties,' approved May sixth, one thousand nine hundred and twenty-nine," now pending before the Legislature, providing said bill becomes a law. **Appropriation**

2. The said sum hereby appropriated or the actual amount thereof that may be used shall be repaid to the State of New Jersey with interest at the rate of four per centum per annum, and said sum hereby appropriated, or as much thereof as may be used, shall become part of the construction cost of said bridge and its appurtenances. **Repayment.**

3. This act shall take effect immediately.

Approved March 3, 1931.

CHAPTER 10.

An Act to annex to the township of Gloucester, in the county of Camden, a part of the township of Washington, in the county of Gloucester.

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

Transfer of
territory.

1. The following described territory in the township of Washington, in the county of Gloucester, be and the same is hereby annexed to and becomes a part of the township of Gloucester, in the county of Camden. The said territory is described as follows:

Description
of part of
township
transferred
to Camden
county.

Beginning at a spike where the center line of Salina road also known as the County House road intersects the center line of Good Intent road also known as the road from Creesville to Blackwood; thence (1) along the center line of Salina road south eighty-six degrees, one minute east a distance of nine hundred seventeen and ninety-one one-hundredths feet to a point in the center line of same and corner to land now owned by Camden county; thence (2) north three degrees, forty-seven minutes east along the line of lands of Camden county (formerly Morgan) a distance of one thousand twenty-eight and seventy-seven one-hundredths feet to a stake in corner of lands of Camden county (late Morgan); thence (3) north sixty-seven degrees, thirty-seven minutes, thirty seconds west along the line of lands of Camden county (late Morgan) a distance of five hundred thirty-seven and seventy-nine one-hundredths feet to a point in the center line of Good Intent road; thence (4) along the center line of Good Intent road south twenty-two degrees, thirty-seven minutes west a distance of one thousand two hundred sixty-four and sixty-three one-hundredths feet to a spike and place of beginning. Containing eighteen and six hundred and forty-eight thousandths acres.

Jurisdiction.

2. Upon the passage of this act the territory in this act annexed shall be subject to the jurisdiction of the

board of chosen freeholders of the county of Camden, which shall be evidenced by the filing of a copy of this act, duly certified by the Secretary of State of the State of New Jersey, in the office of the county clerks of the counties of Camden and Gloucester respectively.

3. This act shall take effect immediately.

Approved March 3, 1931.

CHAPTER 11.

An Act to amend an act entitled "An act directing the descent of real estates" (Revision of 1877), approved April sixteenth, one thousand eight hundred and forty-six.

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

1. Section one of the act entitled "An act directing the descent of real estates" (Revision of 1877), be and the same hereby is amended to read as follows: Section 1 amended.

1. That when any person shall die seized of any lands, tenements or hereditaments, in his or her own right in fee simple without devising the same in due form of law, leaving one or more lawful children, such lands, tenements or hereditaments shall descend to, and be inherited, if only one child by such child, but if more than one by all the lawful children of such person so seized, as tenants in common, and in equal parts, without regard to sex; *provided always*, that if any child of the person so dying seized shall have died before his said ancestor, leaving lawful issue, the share or part of the said lands, tenements or hereditaments which such child so dying would have been entitled to, under and by virtue of this act, if such child had survived the person so dying seized, shall descend to and be inherited by such issue, in the manner and in equal parts as before mentioned; and the same law of inheritance and descent Descent of property of intestates.

Proviso.

Proviso.

shall be observed in case of the death of the grandchildren and other descendants, to the remotest degree; *and provided also*, that if any such ancestor shall, in his lifetime, have given or advanced any part of his or her lands, tenements or hereditaments, to any of his or her issue, such issue shall not be entitled to any part or share of such ancestor's real estate, descending under or by virtue of this act, unless the real estate so given or advanced shall not be equal in value to the respective shares of the other issue in the same degree of affinity, as the case may be, and then no more than will be sufficient to make such share equal in value to the respective shares of the other issue, in the same degree of consanguinity to the said deceased ancestor.

2. This act shall take effect immediately.

Approved March 23, 1931.

CHAPTER 12.

An Act to amend an act entitled "An act to amend an 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," and which amendment was approved May sixth, 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 to which this act is amendatory is hereby amended to read as follows:

Use of seal.

1. No deed or other instrument mentioned in the twenty-first section of the act to which this is 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, or the acknowledgment or proof shall recite that the same was signed and sealed by the makers thereof. Proviso.

2. This act shall take effect immediately.

Approved March 23, 1931.

CHAPTER 13.

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," as said title was amended as here given by an 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*:

1. The board of managers of any of the charitable, hospital, relief and training institutions and non-institutional agencies of the State mentioned in the act to which this act is a supplement, may maintain a commissary or store for the sale of commodities to patients and inmates under such rules and regulations as shall be adopted by such board, and the cost of establishing any such commissary or store may be defrayed out of any funds appropriated for **current maintenance**. Any profit accruing from any such commissary or store may be used by the board of managers for recreational, entertainment or other like purposes in any such institution or non-institutional agency. Managers of institutions may maintain stores for benefit of inmates.

Use of profits.

2. This act shall take effect immediately.

Approved March 23, 1931.

CHAPTER 14.

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:

Validating
sales made
by order of
court, though
imperfectly
advertised.

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 defect in such advertisement, but the purchaser or purchasers of such lands, tenements or 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 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.

Proviso.

2. This act shall take effect immediately.
Approved March 23, 1931.

CHAPTER 15.

A Supplement to an act entitled "An act appointing a commission to purchase the Old Tavern House in the borough of Haddonfield, making an appropriation for the payment of the same and providing for the care and management thereof," approved April third, one thousand nine hundred and two.

WHEREAS, Under the authority of the said act, the State of New Jersey, through its commission, purchased the Old Tavern House (now known as Indian King); and Preamble.

WHEREAS, The said building is now in need of repairs in order to keep it in proper condition and a fund is needed during the future years to provide for the upkeep and maintenance of said building; Preamble.

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

1. The commission be and is hereby authorized to expend the sum of twenty-five hundred dollars in making immediate repairs to the said Old Tavern House (now known as Indian King), and one thousand dollars annually for the upkeep and maintenance of same during the future years. Repair and upkeep of Indian King Tavern.

2. For the purpose of carrying into effect the provisions aforesaid there is hereby appropriated the sum of twenty-five hundred dollars for immediate repairs and one thousand dollars annually for the upkeep, when included in any annual or supplemental appropriation. Appropriations for repairs and upkeep.

3. This act shall take effect immediately.

Approved March 23, 1931.

CHAPTER 16.

A Supplement to 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:*

Cropping
dogs' ears
illegal.

Penalty.

Evidence of
violation.

Exhibiting
dogs with
cropped ears.

Penalty.

Recovering
penalty.

Exceptions

1. Whoever crops or cuts off or causes or procures to be cropped or cut off, other than as certified to be reasonably necessary by a duly registered veterinarian, the whole or any part of the ear of a dog, shall be subject to a forfeiture not to exceed two hundred and fifty dollars for each such offense. The possession of a dog with an ear cropped or cut off and with a wound resulting therefrom unhealed confined upon the premises or in the charge or custody of any person shall be prima facie evidence of the violation of this section by the person in control of such premises and the person having such charge or custody.

2. Whoever shows or exhibits or procures to be shown or exhibited at any dog show or exhibition in the State a dog with an ear cropped or cut off shall be subject to a forfeiture not to exceed two hundred and fifty dollars for each such offense.

3. Such forfeiture shall be recovered in the manner provided in the act, to which this act is a supplement, as amended.

4. The provisions of this act shall not apply to the showing or exhibiting of dogs whose ear or ears have been cropped or cut off prior to the effective date hereof.

5. This act shall take effect immediately.

Approved March 23, 1931.

CHAPTER 17.

An Act to amend an act entitled "A supplement to 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," which said supplement was approved April eighth, one thousand nine hundred and twenty-one, approved March eleventh, one thousand nine hundred and twenty-two.

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

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

Section 2
amended.

2. Any person of either sex, above the age of twenty-one years, who by reason of blindness is unable to earn sufficient money to provide for the necessities of life, and who has no relative or other person able to provide and who is legally responsible for his or her maintenance, and who, if not relieved, would become a public charge to the community, is a proper person to make application to the State Board of Control of Institutions and Agencies of the State of New Jersey, having in charge the work of ameliorating the condition of the blind for the relief granted by this act. Any person making application under the terms of this act shall first have been a resident of this State for not less than five consecutive years immediately prior to the making of such application.

Application
by indigent
blind for
relief.

Residence
required.

Whenever any one deemed a proper person to make application for relief as provided for in this act, shall make application to the State Board of Control of Institutions and Agencies, the said State Board shall fully

Facts stated
in petition
to be
verified.

Petition presented to court.	establish the facts as set forth in the petition and as outlined above, as well as other facts it deems necessary, including the legal settlement in any county of the State of New Jersey, the said State Board may then present a petition to the court of common pleas of such county for relief for the person named in the petition in order that the State Board of Control of Institutions and Agencies may ameliorate the condition of the blind person named, in the manner set forth in this act, but the sum asked for or granted shall not be in excess of four hundred and eighty dollars (\$480.) in any one year.
Amount.	
Establishing facts.	The judge of the court of common pleas to whom petition is presented may in his discretion order the State Board of Control of Institutions and Agencies to produce further proof and testimony, or may order the person for whom the petition is made and the petitioner to appear before him or his representative appointed to act with the State Board of Control of Institutions and Agencies in establishing the facts set forth in the petition. Whenever said facts set forth in petition shall have been fully established, the court shall order relief in the amount provided by law, that is, not to exceed the sum of four hundred and eighty dollars (\$480.) in one year.
Relief furnished.	
Expenditures.	All relief granted under this act is granted with the understanding that the amount is to be available only for the use of the State Board of Control of Institutions and Agencies, which shall expend it only on behalf of the person named in the petition and for whom the relief is granted.
	2. This act shall take effect immediately.
	Approved March 23, 1931.

CHAPTER 18.

An Act to amend an act entitled "An act to regulate the preparation of plans and specifications and the awarding of contracts for the erection, construction and alteration of public buildings in this State," approved March twenty-ninth, one thousand nine hundred and fifteen.

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. Hereafter in the preparation of plans and specifications for the erection, construction, alteration or repair of any public buildings in this State, whether the same is to be erected, altered or repaired by the State or any political subdivision thereof, when the entire cost of such work will exceed fifty thousand dollars in amount, it shall be the duty of the architect, engineer or other person preparing such plans and specifications, to prepare separate plans and specifications for the plumbing and gas fitting, and all work kindred thereto, and of the steam and hot-water heating and ventilating apparatus, steam power plants and work kindred thereto, and electrical work, structural steel and ornamental iron work; and it shall be the further duty of the board or body, person or persons authorized by law to award contracts for the erection, construction, alteration or repair of any such public building, to advertise for, in the manner provided by law, and to receive separate bids for each of said branches of work, and to award contracts for the same to the lowest responsible bidder for each of such branches respectively.

Separate plans
and bids for
plumbing,
heating,
electrical,
steel, and
iron work.

Advertising
and awarding
contracts.

Approved March 23, 1931.

CHAPTER 19.

An Act to amend an act entitled "An act to acquire by gift, devise, grant, purchase or condemnation land and water rights, in any county of the fourth class, and to place structures thereon as a part of the State highway system and providing for payment of the cost thereof," approved April twenty-first, one thousand nine hundred and thirty.

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 is hereby amended so that the same shall read as follows:

Wharfage
charges and
regulations.

4. The State highway department shall prescribe such charges for the use of said pier or wharf and make such rules and regulations governing the said pier or wharf, as to it may seem reasonable and necessary. Such piers, wharves or docks may be rented or leased by the State highway commission for a period not to exceed ten years, with privilege of purchasing at actual cost at the expiration of the lease.

Leasing and
purchase.

2. This act shall take effect immediately.
Approved March 27, 1931.

CHAPTER 20.

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, and as amended by the laws of one thousand nine hundred and twenty-nine, chapter one 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 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. Route No. 4, S-4, S-4-A, S-4-B and S-4-C. 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, Beesley'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, Ring- Route 4.
Route S-4.
Route S-4-A.
Proviso.
Route S-4-B.

wood, West Milford and terminating at the New York State line. S-4-C, extending from Route 4 at Bennett Station, via Broadway in West Cape May, to Sunset boulevard, to the Delaware bay.

2. This act to take effect immediately.

Approved March 27, 1931.

CHAPTER 21

A Supplement to an act entitled "An act to amend and supplement an act entitled 'An act to establish a State Highway Department and to define its powers and duties; and vesting therein all the powers and duties now devolved by law upon the Commissioner of Public Roads, and the existing State Highway Commission and Highway Commission,' approved March thirteenth, one thousand nine hundred and seventeen."

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

Expenditures
for trees and
shrubbery.

1. It shall be lawful for the State Highway Commission to set apart in any calendar year from the amount subject to expenditure in such year for State highway construction, a sum not exceeding one per centum of the amount expended by said commission in the preceding calendar year for construction of State highways, and to expend said one per centum or part thereof in the calendar year when the same shall have been set apart, and such additional amounts as may be voluntarily contributed by private parties, in the planting and care of trees and shrubbery in and along any State highway; to remove unsightly objects therefrom, and otherwise to effect highway beautification; the money so set apart shall be expended under the supervision of a competent landscape architect, to be employed by said State Highway Commission for that purpose.

Beautification.
Supervision.

2. This act shall take effect immediately.

Approved March 27, 1931.

CHAPTER 22.

An Act to annex to the township of East Greenwich part of the township of West Deptford in the county of Gloucester.

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

1. All that part of the township of West Deptford, in the county of Gloucester, lying within the following described boundary:

Beginning at a point in the centre line of Mantua Creek at the junction of the old channel (being distant 590 feet more or less southerly from the bridge at county highway leading from Woodbury to Swedesboro); thence (1) in a general northwesterly direction the various courses and distances and by the lines of the old channel of said Mantua Creek 600 feet more or less; thence (2) in a general southerly direction the various courses and distances and by the lines of the old channel of said Mantua Creek 400 feet more or less; thence (3) in a general easterly direction the various courses and distances and by the lines of the old channel of said Mantua Creek 550 feet more or less to the junction of the newer channel or cut-off (said point being distant 260 feet more or less northwesterly from the railroad bridge of the Salem branch of the West Jersey and Seashore Railroad over said Mantua Creek); thence (4) along the centre line of the new cut-off now Mantua Creek (as made since the establishment of the corporate limits of the township of West Deptford as laid off from the township of Deptford in the year 1871) north-eastwardly 200 feet more or less to the place of beginning;

Boundaries of part of township of West Deptford annexed to township of East Greenwich.

Be and the same is hereby set off from the township of West Deptford, county of Gloucester and annexed to the township of East Greenwich, in the county of Gloucester.

2. This act shall take effect immediately.

Approved March 27, 1931.

CHAPTER 23.

An Act to amend "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," which amendatory act 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:

Section 2
amended.

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

Authorization
to cancel
mortgage.

2. No mortgage held by any corporation, other than a building and loan association of this State, shall be cancelled of record by the county clerk or register of deeds and mortgages of any county in this State unless there shall be endorsed upon said mortgage an authorization to cancel the same, over the signatures of the president or vice-president and secretary or treasurer or cashier of said corporation, or any one of their respective assistants, with the seal of said corporation affixed thereto, and if such corporation has been dissolved, or if a receiver in chancery, receiver or a trustee in bankruptcy has been appointed, for said corporation, then over the signatures of the statutory trustees in liquidation, receiver in chancery, or receiver or trustee in bankruptcy, as the case may be.

In case of
dissolved
corporations
or bank-
ruptcies.

2. This act shall take effect immediately.

Approved March 27, 1931.

CHAPTER 24.

An Act to create a commission to acquire and mark historic sites; to prescribe its powers and duties; and to vest it with power to condemn and acquire land and other property needed to carry out its purposes.

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

1. That there be, and that there is hereby created, as Official name.
 an agency of the State, a commission, to be known as
 "the Commission on Historic Sites," hereinafter some-
 times called the commission, which shall consist of three
 members, with the Governor ex-officio, appointed by
 the Governor. One member of the said commission Terms.
 shall be appointed for a term of six years; one for a
 term of four years; and one for a term of two years.
 Subsequent appointments shall be for a term of six years, Vacancies.
 except appointment to fill vacancies, which shall be for
 the unexpired terms. Members of the said commission Expenses met.
 shall receive no salaries, but shall be paid their necessary
 traveling and other expenses incurred in attending meet-
 ings, or while otherwise engaged in the discharge of
 their duties as members of the commission. One of Chairman.
 the members of the commission to be designated by the
 Governor shall be the chairman thereof. The commis-
 sion may elect one of its members as vice-chairman.
 The commission shall have power to appoint a director, Director;
 to fix his salary, and to enter into a contract with him term.
 for his services for a period not exceeding five years.
 The said director when so appointed shall be secretary Secretary.
 of the commission. The commission shall also have Clerical help.
 power to employ such other persons for clerical or other
 duties as they may deem necessary. The office of the Office.
 commission shall be in the State Office Building in Tren-
 ton, or in such other rooms as may be assigned to it by
 proper authority; in default of such assignment of quar-
 ters, it may rent a suitable office in Trenton or elsewhere
 in the State as it may deem expedient. All contracts and Contracts.

Oath.	<p>agreements of the commission shall be made in the name of the State and each member of the commission shall, before entering upon the discharge of his duties, take an oath that he will faithfully and honestly execute the duties of his office during his continuance therein.</p>
Financial obligations.	<p>2. Authority is expressly denied the commission to assume, or to agree to assume any financial obligations or to impose any financial obligation on the State in excess of appropriations included in any appropriation bill.</p>
Administration.	<p>3. The commission is authorized and empowered to adopt all rules and regulations, not inconsistent with the provisions of this act, for the proper disposition and administration of any property to which it may acquire title or gain control under the provisions of this act.</p>
Seal.	<p>The commission shall have power to adopt a seal for the proper authentication of its acts.</p>
Acquisition of certain property.	<p>4. The commission shall have full power and authority to acquire by gift or purchase or by the exercise of the power of eminent domain, situate within the State of New Jersey, areas, properties, lands, or any estate or interest therein, of historical interest or other unusual features which in the judgment of the commission should be acquired, preserved, and maintained for the use, education and pleasure of the people of New Jersey; provided, that such power and authority of acquisition shall be within the limits of any appropriation that may be made by the Legislature for such purposes, or of voluntary gifts or contributions placed at the disposal of the commission for such purposes. Before any such property shall be purchased or acquired by condemnation, the commission may call upon the Attorney-General to make such examination and render a report at the request of the commission.</p>
Proviso.	
property by condemnation.	
Care of monuments.	<p>5. The commission shall have the custody and shall be charged with the care of all monuments of whatever nature, the title to which is now vested in the State of New Jersey whether erected within or without the State, and which are not at the present time in the control or custody of any State commission or agency; provided, that the commission shall have power and authority to make suitable arrangements for such care with county or municipal officers, or with local commissions or soci-</p>
Proviso.	

eties if in its judgment such arrangements are proper and desirable.

6. The commission shall have power to contribute up to fifty per centum of the cost toward the erection of any monument in stone or bronze to commemorate any historical event of importance in the history of New Jersey proposed to be erected by any association or society; provided, that the person or event commemorated and the design and material of the monument meet the approval of the commission; and provided, that the title to the property be vested in the State, and its custody be entrusted to the commission. It shall be the duty of the commission to make plans and arrange for appropriate celebrations of important historical events.

Contribute to cost of monument.

Proviso.

Proviso.

Historical observances.

7. The commission shall have power to erect and to maintain markers of appropriate design and material along the highways of the State to commemorate events, places and persons of importance in the history of the State. It shall have power to adopt the design for these markers, and to change it from time to time in their discretion, and to contract for their purchase and erection through competitive bidding. The commission may enter into an agreement with any State agency for services in connection with the manufacture, erection, location, and care of the markers.

Highway markers.

8. The director shall make a report annually to the commission, which report shall be transmitted to the Governor and the Legislature of this State, covering the operations of the commission, with such recommendations as shall be deemed necessary.

Annual report.

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

Repealer.

Approved March 30, 1931.

CHAPTER 25.

An Act regulating the selling, offering or exposing for sale agricultural seeds in this State, and providing penalties for violations hereof (Revision of 1931).

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

Definition of
certain agri-
cultural seeds.

1. The term "agricultural seeds" or "agricultural seed" as used in this act shall include the seeds of red clover (*Trifolium pratense*); mammoth red clover (*Trifolium medium*); alsike clover (*Trifolium hybridum*); white clover (*Trifolium repens*); crimson clover (*Trifolium incarnatum*); alfalfa (*Medicago sativa*); white sweet clover (*Mililotus alba*); yellow sweet clover (*Melilotus officinalis*); hairy vetch (*Vicia villosa*); spring vetch (*Vicia sativa*); soy beans (*Glycine max*); cow-peas (*Vigna sinensis*); timothy (*Phleum pratense*); redtop (*Agrostis alba*); orchard grass (*Dactylis glomerata*); Kentucky blue grass (*Poa pratensis*); Canada blue grass (*Poa compressa*); English rye grass (*Lolium perenne*); Italian rye grass (*Lolium multiflorum*); smooth brome grass (*Bromus inermis*); meadow fescue (*Festuca elatior*); Sheep's fescue (*Festuca ovina*); and all other cultivated grasses; any mixture of the seeds of two or more species of grasses or of clovers or of both, intended to be sold as a mixture; field corn; wheat; barley; oats; rye; millets (*Setaria* species); buckwheat; rape (*Brassica napus*), and all vegetable seeds; and when the term "agricultural seeds" or "agricultural seed" is used in this act it shall be construed to mean such seed when sold, offered or exposed for sale, or had in possession with intent to sell, within this State for purpose of seeding.

Statement on
containers of
seeds:

2. Every lot of agricultural seeds which does not consist of vegetable seeds, and which is not intended to be sold, offered or exposed for sale as a mixture of the seeds of two or more species of grasses, or of clovers, or of both, which is offered or exposed for sale, or had in possession with intent to sell within this State, in

lots of ten (10) pounds or more, shall have affixed thereto in a conspicuous place on the exterior of the container of such agricultural seeds a written or printed label, in the English language, in legible type or script, containing a statement specifying:

(a) The commonly accepted name of such agricultural seeds; if the name of the special variety or strain of such seed is used, it must be the true name of such special variety or strain. Common name;

(b) The percentage by weight of purity or freedom of such seeds from foreign matter or from other seeds distinguishable by their appearance. Purity;

(c) The percentage of germination of such agricultural seed as named, together with the month and year when the germination test was made. Germination;

(d) The number per pound of the seeds of each of the following species of plants, if any such are present in excess of one seed in each five grams, 90 seeds per pound in such agricultural seed: Quack grass (*Agropyron repens*); horse nettle (*Solanum carolinense*); dodder (*Cuscuta* species); Canada thistle (*Carduus arvensis*); Russian knapweed (*Centaurea picris*). Seeds per pound;

(e) The full name and address of the seedsman, importer, dealer, agent or other person or persons, firm or corporation, selling, offering or exposing for sale the said agricultural seed for sale within the State. Name of dealer, etc.

3. Every lot of agricultural seeds which is a mixture of the seeds of two or more species of grasses, or of clovers, or of both, and which is sold, offered or exposed for sale, or had in possession with intent to sell within this State as a mixture of the seeds of two or more species of grasses, or of clovers, or of both, shall have affixed thereto in a conspicuous place on the exterior of the container of such mixtures of seeds a written or printed label in the English language, in a legible type or script, containing a statement specifying: Statement on containers of mixed seeds:

(a) That the agricultural seed contained therein is a mixture. Mixture:

(b) The commonly accepted names of such species of grasses and clovers as are distinguishable by their appearance, provided they are present in such mixture in Common names;

	quantities equalling or exceeding five (5) per centum of the total weight of the mixture.
Percentage of foreign seeds;	(c) The percentage of weight of foreign seeds contained in such mixture; provided, that the term "foreign seeds" shall not include within its meaning the seeds of species of grasses and clovers enumerated in section one (1) of this act and which are present in quantities not equalling or exceeding five (5) per centum of the total weight of such mixture.
Percentage of inert matter;	(d) The percentage by weight of inert matter in such mixture; <i>provided</i> , the term "inert matter" shall include within its meaning all materials which are not of plant origin; all portions of plant tissue which do not enclose a seed or seeds; and all fragments of seeds which do not contain the essential elements of the embryo or germ of such seeds.
Seeds per pound;	(e) The number per pound of the seeds of each of the following species of plants if any such are present in excess of one seed in each five (5) grams, 90 seeds per pound, in such mixture: Quack grass (<i>Agropyron repens</i>); horse nettle (<i>Solanum carolinense</i>); dodder (<i>Cuscuta</i> species); Canada thistle (<i>Carduus arvensis</i>).
Name of dealer, etc.	(f) The full name and address of the seedsman, importer, dealer or agent or other person or persons, firm or corporation, selling, offering or exposing the said mixture for sale within this State.
Statement on container of vegetable seeds;	4. Every lot of vegetable seeds equalling or exceeding one pound in weight which is sold, offered or exposed for sale, or had in possession with intent to sell within this State, shall have affixed thereto in a conspicuous place on the exterior of the container of such vegetable seeds a written or printed label in the English language, in legible type or script, containing a statement specifying:
Name;	(a) The name of such vegetable seeds as are contained in the package.
Germination;	(b) The percentage of germination of such vegetable seeds as named, together with the month and year when the germination test was made.
Inert matter;	(c) The percentage by weight of inert matter in such vegetable seeds if in excess of five per centum of the total weight of such seeds; <i>provided</i> , that the term "in-
Proviso.	

ert matter" shall include within its meaning all materials which are not of plant origin; all parts of plant tissue which do not enclose a seed or seeds; and all fragments of seeds which do not contain the essential elements of the embryo or germ of such seeds.

(d) The full name and address of the seedsman, importer, dealer or agent or other person or persons, firm or corporation, offering or exposing the said vegetable seeds for sale within the State. The statements of percentage or quantity as required in the provisions of this act shall be based upon a test or analysis conducted by the vendor of the agricultural seeds or his agents; *provided*, that such test or analysis made by the vendor or his agents shall conform to the reasonable regulations or methods of testing adopted or used by the association of official seed analysts or the United States Department of Agriculture.

Name of dealer, etc.

Statements based on tests.

Proviso.

5. Bulk lots of agricultural seeds, mixtures of same, and vegetable seeds shall be exempt from the provisions of this act when:

Bulk lots exempted:

(a) Possessed, exposed for sale, or sold for manufacturing, for food, or for feeding purposes.

When for feeding;

(b) Sold to be recleaned before being sold or exposed for sale for seeding purposes.

Recleaning;

(c) In storage for the purpose of recleaning.

Storage;

(d) A farmer sells to a farmer home grown seed on his own premises; *provided* (1) said grower shall be responsible under this act for any representations he shall make in the sale of such seeds; *and further provided* (2) that if such seeds shall be advertised for sale, and be delivered through a common carrier, the grower as a seller shall be deemed a vendor, and said seed and seller shall be subject to all the requirements of this act.

Home use;

Proviso.

Proviso.

(e) Seeds sold to be recleaned, in storage for recleaning, or handled in farmer to farmer sale must bear the statement "not tested."

Not tested.

6. The State seed analyst or his deputy is authorized to seize or cause to be seized and held any lot, parcel, package or bulk of agricultural seeds, mixtures of agricultural seeds, or vegetable seeds found in violation of any of the provisions of this act, or any rule or regulation hereunder, until the law or such rule and regulation

Duties of seed analyst.

has been complied with, or said violation otherwise disposed of as herein otherwise provided. No action or claim for damage shall be allowed, or shall be sustainable against the State seed analyst, or any one acting under his direction in respect thereto.

Owner of
seized seed
notified.

7. The State seed analyst, or his deputy, upon seizing any lot of seed shall duly notify the owner of the seed, or his agent in charge thereof that the seed cannot be disposed of for seeding purposes, and shall after taking samples cause all containers of said seed to be sealed. He shall leave the same in possession of the person from whom they were seized, subject to disposition in accordance with the following provisions, when:

Disposition:

Worthless;

(a) The seed is found to be of no value for seeding or feeding purposes, or is a carrier of a percentage higher than one seed in every five grams, 90 seeds per pound, of any of the noxious weeds, it shall then be declared worthless, and be forfeited to the State of New Jersey, to be disposed of by the State seed analyst.

Improperly
labeled;

(b) The seed is not labeled in accordance with the provisions of this act it shall be withheld from sale until such time as proper analyses and tags have been provided for same.

Misrepre-
sented seed
condemned.

(c) Any lot of seed seized by the State seed analyst, or his deputy, is found upon examination to be a misrepresentation as to kind, in so far as seeds are distinguishable by their appearance, it shall be condemned and its sale prohibited. Notice of such condemnation shall at once be given to the person in possession of such seeds, the owner or his agent thereof.

Seed analyst
appointed.

8. The Board of Managers of the New Jersey Agricultural Experiment Station shall appoint an official known as State seed analyst and such other agents as may be deemed necessary to carry out the provisions of this act, and shall affix the salary of such analyst and of such agents as are appointed. The State seed analyst and any such agents shall have free access at all reasonable times upon and into any premises or structures for the purpose of making any examinations of any agricultural seeds, whether such seeds are upon the premises of the owner or consignee of such seeds or on other premises or in possession of any warehouse,

Access to
seeds.

elevator or railroad company. Such seed analyst or other authorized agents may take any sample or samples of such seeds in accordance with such method of securing such samples as said State seed analyst shall establish. Portions of any such sample, when taken, shall be duly sealed in suitable containers in the presence of the owner or his agent, and one of such containers shall be left with the owner, vendor or party in interest or his representative. Payment shall be made for such samples at the market price.

Taking
samples.

9. The Board of Managers of the New Jersey Agricultural Experiment Station shall adopt such rules and regulations as it shall consider necessary to secure the proper and just enforcement of the provisions of this act, and shall issue at least one bulletin annually, setting forth the analysis of agricultural seeds made under the provisions of this act, and such other information concerning the violations or operation of this act or otherwise pertaining to the sale or quality of agricultural seeds as may be considered necessary.

Rules and
regulations.

10. In the trial of any suit or action wherein is called in question the quality of any lot of agricultural seeds where the defendant does not appear or fails to contest the claim of the State, a certificate signed by the State seed analyst and attested with his seal, setting forth the analysis made by the State seed analyst or under his direction, shall be prima facie proof that the agricultural seed was of the quality shown by his said analysis. And the said certificate of the State seed analyst shall be admissible in evidence to the same extent as if it were his deposition taken in said action in the manner prescribed by the law for taking depositions. The said State seed analyst shall adopt an official seal, and any court before which any such suit or action may be pending shall take judicial notice of such seal.

Certificate
of analysis
in evidence.

Official
seal.

11. Any person who sells, offers or exposes for sale, or has in his possession with intent to sell, any agricultural seeds not complying with the requirements of this act, or who shall affix any false or inaccurate label to any package of agricultural seeds intended for sale, or who shall sell, offer or expose for sale or have in possession with intent to sell, any package of seeds, or who violates

Violations.

Penalty.	any of the provisions of this act, or who shall interfere or attempt to interfere with any official employed in the enforcement of this act, while in the performance of his duties hereunder, shall be liable to a penalty of not less than twenty-five dollars nor more than one hundred dollars for the first offense, and to a penalty of not less than fifty nor more than three hundred dollars for a second and each subsequent offense, which penalty shall be recovered in action of debt in the name of the State, together with the costs of prosecution to be taxed. All moneys recovered under this act shall be paid into the treasury of this State.
Prosecutions.	12. The Board of Managers of the New Jersey Agricultural Experiment Station shall send to the Attorney-General the evidence obtained in violations of this act, and prosecutions for the penalties herein provided for shall be conducted by the Attorney-General, in the name of the State.
Analyses by Experiment Station.	13. Any citizen of the State of New Jersey may, in accordance with regulations prescribed by the New Jersey Agricultural Experiment Station for this purpose, and by prepaying the transportation charges, send a sample or samples of agricultural seeds to the New Jersey Agricultural Experiment Station for examination and analysis, and such examination or analysis shall be reported upon free of charge.
Repealer.	14. All acts and parts of acts inconsistent herewith are hereby repealed and this act shall take effect on July
Act effective.	first, one thousand nine hundred and thirty-one. Approved March 30, 1931.

CHAPTER 26.

An Act authorizing the board of managers of the New Jersey State Agricultural Experiment Station, with the approval of the State House Commission, to accept conveyances of land.

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

1. The board of managers of the New Jersey State Agricultural Experiment Station, with the approval of the State House Commission, is hereby authorized to accept conveyances of land in any portion of this State, for the purpose of carrying on the work of said agricultural experiment station. Experiment Station may accept gift of land.

2. Such conveyances, when made, shall be to the State of New Jersey. Deeded to State.

3. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 27.

An Act to provide that citizens of the State of New Jersey be given preference in employment upon public works and to provide penalties for violations.

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

1. In the construction of any public work for the State, or any county, city, town, township, or borough, or other municipal corporation within this State, or any board, committee, commission or officer thereof, whether the same be a building, excavation, sewer, or drainage construction, road building, paving, bridge, or any other form or kind of public work, preference in employment Citizens of State given preference in public work.

upon said public work shall be given to citizens of the State of New Jersey. Persons other than citizens of the State of New Jersey may be employed when such citizens are not available. In each and every contract for the construction of public works a provision shall be inserted that if this act is not complied with the contract shall be voidable at the instance of the State, County or Municipality. All boards, officers, agents or employees having the power to enter into contracts which provide for the expenditure of public money on public works, shall file in the office of the Commissioner of Labor the names and addresses of all contractors holding contracts with the State, or any county, city, town, township, or borough, or other municipal corporation within this State, or with any board, committee, commission or officer thereof. Upon the demand of the Commissioner of Labor a contractor shall furnish a list of the names and addresses of all his or its sub-contractors. Each contractor performing work for the State, or for any county, city, town, township, or borough or for any other municipal corporation within this State, or for any board, committee, commission, or officer thereof shall keep a list of his or its employees, stating whether they are native born citizens or naturalized citizens, and in case of naturalization, the date thereof and the name of the court in which granted. Any person, firm, or corporation violating the provisions of this act shall be deemed and adjudged a disorderly person, and upon conviction thereof shall be punishable by a fine of not less than fifty dollars or more than five hundred dollars, or by imprisonment of not less than thirty days or more than ninety days, or by both fine and imprisonment.

Approved March 30, 1931.

CHAPTER 28.

An Act providing for the licensing of dealers and brokers in cattle, the licensing of the agent or agents of such dealers and brokers and prescribing penalties for violations of the provisions thereof.

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

Certain words used in this act are defined as follows: Definitions:

(a) The term "Secretary" means the Secretary for Secretary; Agriculture.

(b) The term "Cattle" means all dairy, feeding, beef Cattle; or breeding animals of bovine genus.

(c) The term "Dealer" means any person, firm, asso- Dealer; ciation, partnership or corporation engaged in the business of buying or receiving cattle, or receiving, selling, exchanging, soliciting or negotiating the sale, resale, exchange or shipment, on commission, of any cattle as herein defined.

(d) The term "Broker" means any person, firm, asso- Broker; ciation, partnership or corporation engaged in the business of soliciting or negotiating the sale, resale, exchange or shipment of cattle, as herein defined.

(e) The term "Agent" means any person, firm, asso- Agent. ciation, partnership or corporation buying or receiving or soliciting or negotiating the sale of cattle for or on behalf of any dealer or broker.

2. This act shall not apply to any duly incorporated agricultural co-operative association in its dealings with its members; nor to any dealer who does not buy or receive cattle, or receive, sell, exchange, solicit or negotiate the sale, resale, exchange or shipment, on commission, of cattle in the aggregate of more than ten cattle in any one license year; nor to any dairymen who is permanently discontinuing the business of dairying, breeding or raising cattle, nor to any dealer who receives cattle exclusively for slaughter. Exceptions to act.

3. On and after July first, one thousand nine hundred Act effective. and thirty-one, no person, firm, association, partnership

Agents licensed.	or corporation shall engage in or carry on the business of dealer or broker, as herein defined, or act as agent for such dealer or broker unless duly licensed as herein-after provided. No agent shall act for any dealer or broker unless such dealer or broker is duly licensed and has designated such agent to act in his behalf and notified the Secretary in his application for license or given official notice in writing of such appointment and requested the secretary to issue to such agent an agent's license. Such dealer or broker shall be accountable and responsible for the acts of said agents.
Application for license.	4. Each such person, firm, association, partnership or corporation before engaging in such business for the purposes aforesaid shall annually on or before June first, file an application with the secretary on a form prescribed by him for a license to transact such business.
Requirements.	The application shall state the nature of the business as hereinabove set forth, the breed or breeds of cattle which the applicant proposes to handle, the name or names of the person or persons applying for the license, and, if the applicant be a firm, association, partnership or corporation, the full name of each member of such firm, association, partnership or the names of the officers of the corporation, and the name of the agent or agents of such person, firm, association, partnership or corporation, the city, town or municipality and the post office address at which the business is to be conducted, and such other facts as the secretary shall prescribe.
Character and responsi- bility of applicant.	The applicant shall further satisfy the secretary of his or its character, financial responsibility and good faith in seeking to engage in such business. The secretary shall thereupon issue to such applicant, on payment of ten dollars (\$10.00), as hereinafter provided, a license, entitling the applicant, applicants or their agents, to conduct the business of buying or receiving cattle, or receiving, selling, exchanging, soliciting or negotiating the sale, resale, exchange or shipment of cattle, on commission, at the place named in the application, until the thirtieth day of June next following.
License fee.	
Investigation of com- plaints.	5. The Secretary, or an assistant whom he may designate, shall have the power to investigate, upon the verified complaint of any interested person, or of his own

motion, the record of any person, firm, association, partnership or corporation applying for or holding a license, or their agents, and for such purpose may examine the ledgers, books of account, memoranda or other documents of any such person, firm, association, partnership or corporation and may take testimony thereon under oath, but information relating to the general business of any such person, firm, association, partnership or corporation, disclosed by such investigation and not relating to the immediate purpose thereof, shall be deemed of a confidential nature by the Secretary or assistant whom he may designate. When any such verified complaint is filed with the Secretary he shall give a hearing thereon, and a copy of the complaint, with a notice of the time and place of hearing, which notice shall be served either personally or by registered mail, directed to his place of business or last known residence address, with postage fully prepaid, at least ten days prior to the time fixed for hearing. In the hearing of any complaint the Secretary or assistant whom he may designate may sign and issue subpoenas, administer oaths, examine witnesses, take depositions, receive evidence and require by subpoena the attendance and testimony of witnesses and the production of such accounts, records and memoranda as may be material for the determination of the matter alleged in such complaint. The Secretary or assistant whom he may designate shall render a decision either dismissing such complaint or specifying the facts which he deems established at such hearing.

Hearing.

Subpoenas,
witnesses,
etc.

Decision.

6. The Secretary may decline to grant or may revoke a license when he is satisfied of the existence of the following reasons:

Reasons for
granting or
revoking
license:

(a) Where the applicant or licensee has violated the New Jersey statutes or official regulations governing the inter-state or intra-state movement, shipment or transportation of cattle;

Violation
of law;

(b) Where there have been false or misleading statement or statements as to the health or physical condition of the animal or animals with regard to official tests, or quantity of cattle or the practice of fraud or misrepresentation in connection therewith, in the buying, or receiving of cattle, or receiving, selling, exchanging, so-

False state-
ments;

	liciting or negotiating the sale, resale, exchange or shipment, on commission, of cattle.
Improperly conducting business;	(c) Where there has been a continual course of dealings of such a nature as to satisfy the Secretary of the inability or unwillingness of the licensee properly to conduct the business of a dealer or broker.
Dealing in diseased cattle;	(d) Knowingly buying or receiving cattle, or receiving, selling, exchanging, soliciting or negotiating the sale, resale, or exchange of cattle, on commission, that are diseased and likely to transmit such disease to other cattle or human beings.
Faulty sanitation;	(e) Failure to practice ordinary measures of sanitation of barns, stables, premises or vehicles used for the stabling, holding or transporting of cattle.
Not keeping proper records.	(f) Where there has been a continual or persistent failure to keep records required by the Secretary or by law; or where there is a refusal on the part of the licensee to produce books, accounts or records of transactions in the carrying on of the business for which such license is granted.
Notice of complaints given licensee.	7. Before any license shall be revoked, the licensee shall be furnished with a copy of the complaint against him and at least ten days notice shall be given to him of the time and place fixed for hearing before the Secretary, to determine whether such license shall be revoked, which notice shall be served in the manner provided in section five of this act for service of complaint. At the time and place fixed for hearing the Secretary shall receive evidence, administer oaths, examine witnesses and hear the testimony and shall thereafter file an order either dismissing the proceeding or revoking the license.
Hearing.	The action of the Secretary in refusing to grant or in revoking a license shall be subject to review by any court of competent jurisdiction, and whenever any proceeding shall be taken to review the revocation of a license the license shall be deemed to be in full force and effect until the final determination of such proceedings of review, provided the fee for such license shall have been paid as herein provided.
Action of secretary reviewable.	8. Every dealer or broker shall keep such accounts, records and memoranda as fully and clearly discloses all transactions involved in his business, including the true ownership of such business by stockholders or otherwise.
Accounts and records kept.	

9. Every person, firm, association, partnership or corporation licensed under the provisions of this act and carrying on or conducting business under such license shall post in a conspicuous place in or at the place of business of such licensee, a copy of such license to be furnished by the Secretary, to be kept so posted and exposed for inspection by any person or persons who may properly make such inspection. The licensee and each of his agents shall at all times, when buying or receiving cattle, or receiving, selling, exchanging, soliciting or negotiating the sale, resale, or shipment, on commission, of cattle, carry an agent's card, which shall be exhibited to persons when negotiating with or soliciting business from them, such card shall also be exhibited to the Secretary or assistant whom he may designate.

License
granted and
posted.

Identifica-
tion card.

10. Any person, firm, association, partnership or corporation hereafter engaging in or carrying on the business of buying or receiving cattle, or receiving, selling, exchanging, soliciting or negotiating the sale, resale, exchange or shipment, on commission, of cattle, as dealer, broker or agent, within the meaning of this act, without first having obtained a license as herein provided, or who shall violate any of the provisions of this act, shall be liable to a penalty of two hundred dollars (\$200.00) for the first offense and five hundred dollars (\$500.00) for the second and each subsequent offense, which penalty shall be sued for and recovered by and in the name of the Secretary for Agriculture of the State of New Jersey.

Violations.

Penalty.

11. Every district court in any city or judicial district in any county and every court of common pleas of any county is hereby empowered, upon the filing of a complaint in writing, duly verified, which said verification when made by the secretary may be made upon information and belief, that any person, firm, association, partnership or corporation has violated any of the provisions of this act, to issue process at the suit of the Secretary for Agriculture of the State of New Jersey, as plaintiff; such process shall be in the nature of a summons or warrant, which warrant may issue without any order of the court or judge first being obtained against the person,

Legal juris-
diction.

Process.

Summary hearing.	<p>firm, association or partnership; which process when in the nature of a summons shall be returnable in not less than five nor more than fifteen entire days; and when in the nature of a warrant shall be returnable forthwith; such process shall state what provision of the law is alleged to have been violated 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 way, without a jury, to hear the testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of the 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 costs and charges incident thereto, to be committed to the county jail for a period of not less than five nor more than ninety days in the case of a first offense, and not less than ten nor more than two hundred days for a second and each subsequent offense.</p>
Commitment on failure to pay judg- ment.	<p>Any judgment recovered for a penalty under the provisions of this act against a corporation in any district court may be docketed in the same manner as judgments in said court are docketed under 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, and execution may issue for the collection of any judgment obtained under this act against the goods and chattels of such corporation without any order first obtained for such purpose.</p>
Recovery of penalty.	<p>12. The officers to serve and execute all process under this act shall be the officers authorized to serve and execute process in said courts; the said district court or court of common pleas 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 is a summons, it shall be the duty of the judge of the district court or the court of common pleas to detain the defendant in safe custody, unless he shall enter into bond to the said Secretary for Agriculture of the State of New Jersey, with at least one sufficient surety in</p>
Process servers.	
Adjourn- ments.	
Retention of defendant unless surety given.	

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 said court, and such bond, if forfeited, may be prosecuted by said secretary.

13. The convictions in prosecutions under this act shall be in the following or similar form: Form of convictions.

State of New Jersey }
County of } ss.

Be it remembered that on this..... day of , 19...., at , in said county, C. D., defendant, was by (the District court of the city of or the Court of Common Pleas of the county of as the case may be) convicted of violating the section of an act entitled "An act providing for the licensing of dealers and brokers who are buying cattle, or receiving, selling, exchanging, soliciting or negotiating on commission the sale, resale, exchange or shipment of any cattle, and the licensing of the agent or agents of such dealers or brokers, and to punish any person, firm, association, partnership, corporation or agent violating the provisions thereof" approved in a summary proceeding at the suit of the Secretary for Agriculture of the State of New Jersey, upon 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.

Judge.

The conviction shall be signed by the judge of the District Court or Court of Common Pleas 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 signature, to the conviction:

"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 hereby is hereby committed to the common jail of the county of for a period of days, unless said penalty and costs are sooner paid."

This commitment shall also be signed by the judge, and in case of the commitment of any defendant to jail, the conviction and commitment shall be signed in duplicate and one of the duplicate copies shall serve the purpose of a warrant of commitment.

Penalties
payable to
State.

14. All penalties collected under the provisions of this act shall be turned over to the Treasurer of the State of New Jersey.

Repealer.

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

Approved March 30, 1931.

CHAPTER 29.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers;' approved April twenty-first, one thousand nine hundred and eleven," approved April fourteenth, one thousand nine hundred and thirty.

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

Section one
amended.

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

Provisions
for eliminat-
ing grade
crossings.

1. Whenever a public highway, other than a State highway, and the tracks of a railroad, or of more than one railroad, whose rights of way adjoin or are in such close proximity to each other as to be necessarily in-

volved in one elimination project, cross each other at the same level and it shall appear to the board that such crossing is, or such crossings are, dangerous to public safety, or that the public travel on such highway is impeded thereby, the Board of Public Utility Commissioners may order the company, or companies, operating such railroad, or railroads, within such time as said board may fix, to alter such crossing, or crossings, according to plans to be approved by said board, by substituting therefor a crossing, or crossings, not at the grade of such public highway either by carrying such public highway under or over such railroad, or railroads, or by reconstructing such railroad, or railroads, under or over such public highway, or by vacating, relocating or changing the lines, width, direction or location of such highway and the opening of a new highway in the place of the one ordered vacated, or where, in the judgment of the Board of Public Utility Commissioners, the owners of public or private property will be unduly injured by the elimination of such crossings, then by relocating the tracks of such railroad, or railroads.

Relocation of
tracks.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 30.

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:*

1. Wherever lands and tenements have heretofore been granted, conveyed or devised to associations not for pecuniary profit or to any person or persons as officers, trustees or otherwise on behalf of or in the interest of any such associations, upon condition that the said lands and tenements so granted, conveyed or devised shall be held in trust for specific uses and purposes, or

Vestment of
certain lands
in subse-
quently
incorporated
body.

Validity of
deed.

the rents, issues and profits thereof be appropriated to specific uses and purposes, and where such associations or the persons acting in behalf of the same, were not an incorporated body at the time of the making of such grant, conveyance or devise, but shall have subsequently become an incorporated body in the manner provided in the 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 supplementary thereto, then and in such case the title to said lands and tenements by any such grant, conveyance or devise as aforesaid, shall vest in the incorporated association as effectually as if said association had been incorporated at the time of such grant, conveyance or devise, and such grant, conveyance or devise had been made directly to said incorporated body, and the said incorporated body shall have the same right to convey said lands and tenements as such unincorporated association, or the person or persons to whom said grant, conveyance or devise was made as officers, trustees or otherwise on behalf of or in the interest of any such unincorporated association, and, any deed made by such incorporated body, its trustees or officers, shall be valid and effectual in law.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 31.

An Act authorizing the United States Commissioner of Fisheries and his duly authorized agents the right to conduct fish culture operation and scientific investigation in the waters of the State of New Jersey.

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

Investiga-
tions as to
fish culture.

1. The United States Commissioner of Fisheries and his duly authorized agents are hereby accorded the right to conduct fish cultural operations and scientific investi-

gations in the waters of this State in such manner and at such times as may be considered necessary and proper by the said Commissioner and his agent, any laws of the State to the contrary notwithstanding.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 32.

An Act empowering and authorizing the Board of Commerce and Navigation of New Jersey to improve, alter, straighten and dredge the channels of the Great Egg Harbor river, beginning at the State highway bridge across said river at Pennington's point, Mays Landing, and extending to the mouth of said river.

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

1. The Board of Commerce and Navigation shall have the power to improve, alter, straighten and dredge the channels of the Great Egg Harbor river, beginning at the State highway bridge across said river at Pennington's Point, Mays Landing, and extending to the mouth of said river to a depth of at least six feet at mean low tide, and to a width of at least one hundred feet, in a manner as said board shall deem advisable, and to make and enter into a contract or contracts for the accomplishment of such purpose; *provided, however,* that such contract or contracts shall not be made and entered into unless advertised as required by law.

Alter and improve Great Egg Harbor river.

Depth and width.

Proviso.

2. The sum of seventy-five thousand dollars (\$75,000), or so much thereof as may be necessary, be and the same is hereby appropriated, when included in any annual or supplemental appropriation bill, for the carrying out of the provisions of this act.

Appropriation.

3. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 33.

An Act to amend an act entitled "A supplement to an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," which supplement was approved March eleventh, one thousand nine hundred and twenty-four, which said supplement was approved March fifteenth, one thousand nine hundred and twenty-six.

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

Section 22
(b) amended.

1. Paragraph twenty-two (b) of paragraph one of the act amended hereby is hereby amended to read as follows:

Definitions.

22 (b). Definitions. When applicable in this act to occupational diseases the following words and phrases shall be construed to have the following meanings:

Occupational
diseases
enumerated.

A. Compensable occupational diseases shall not include any other than those scheduled below and shall include those so scheduled only when the exposure stated in connection therewith has occurred during the employment, and the disability has commenced within five months after the termination of such exposure.

Occupational diseases:

Anthrax;
Lead poisoning;
Mercury poisoning;
Arsenic poisoning;
Phosphorus poisoning;
Benzene, and its homologues, and all derivatives thereof;

Wood alcohol poisoning;
 Chrome poisoning;
 Caisson disease;
 Mesothorium or radium poisoning.

B. Willful self-exposure to occupational diseases shall include (1) failure or omission to observe such rules and regulations as may be promulgated by said Department of Labor and posted in the plant by the employer, tending to the prevention of occupational diseases, and (2) failure or omission to truthfully state to the best of the employee's knowledge, in answer to inquiry made by the employer, the location, duration and nature of previous employment of the employee in which he was exposed to any occupational disease as herein listed.

Willful exposure.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 34.

An Act to amend an act entitled "An act to create criminal judicial districts in counties of this State, and to establish therein criminal courts of record and to regulate the jurisdiction, duties and powers of such courts," 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:

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

Section 20 amended.

20. The judge of such criminal district court shall be appointed by the Governor, by and with the consent of the Senate, for a term of five years; and in case of any vacancy by reason of resignation, death, removal or otherwise, his successor shall be appointed for the un-

Judge.

Term.

Vacancy.

Qualifica-
tions.

Bipartisan-
ship.

Salaries
of judges.

expired term; such judge shall be a member of the bar of New Jersey, and shall reside in the county wherein the court or courts is or are established. When two or more criminal judicial districts are created the Governor shall select the judges in such manner, to the end that each of the major political parties shall have equal representation.

The said judge shall receive an annual salary as follows: In judicial districts containing a population of not more than one hundred thousand, three thousand dollars; in districts containing a population of not less than one hundred thousand and not more than one hundred and forty-five thousand, thirty-five hundred dollars; in all other districts, five thousand dollars.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 35.

An Act to organize the board of chosen freeholders in each of the counties of this State now or hereafter having within its territorial limits a population of not less than two hundred and fifty thousand or more than three hundred thousand inhabitants.

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

Membership
of board of
freeholders.

1. On and after the passage of this act the board of chosen freeholders in each county of this State now or hereafter having within its territorial limits a population of not less than two hundred and fifty thousand inhabitants and not more than three hundred thousand inhabitants as ascertained by the last preceding Federal census taken by the authority of the United States, shall consist of one chosen freeholder from each ward of each city, one chosen freeholder from each township and one chosen freeholder from each borough possessing complete autonomy of local government in such county, provided each and every such borough to be entitled to

Proviso.

a freeholder shall have a population exceeding twenty-three hundred inhabitants.

2. The members of the board of chosen freeholders now holding office in each of the counties within the provisions of this act shall continue in office in accordance with their original election or appointment. In the event that any municipality within the terms of this act shall be entitled to a member of such board of chosen freeholders but does not now have one, such chosen freeholder shall be elected at the next general election and shall assume office on the first day of January next ensuing said election. The term of office of the respective members of every board of chosen freeholders elected under the provisions of this act shall commence at twelve o'clock noon on the first day of January next ensuing such election, and each member of the board of chosen freeholders so elected shall hold his office for the term of three years.

Continuance
of present
members.

Unrepre-
sented munic-
ipality.

Terms.

3. Each of the members of every board of chosen freeholders elected under and by virtue of the provisions of this act shall receive as a salary and compensation for his services the sum of seven hundred and fifty dollars (\$750.00) per annum, and the director of said board of chosen freeholders shall receive the sum of one thousand dollars (\$1,000.00) per annum, to be paid out of the county treasury by the county collector or county treasurer in equal quarterly payments.

Salary.

4. Each and every board of chosen freeholders elected and organized under the provisions of this act shall be vested with all the power and authority and the rights and privileges and duties now vested in and imposed upon the present board of chosen freeholders in each of the counties to which this act is applicable.

Powers and
authority.

5. Whenever any vacancy occurs in the board of chosen freeholders of any county from any cause, it shall be lawful for the governing body of such municipality to fill such vacancy immediately, and it shall be the duty of the clerk of said board of chosen freeholders to at once notify the county clerk of such county and the clerk of the city or municipality from which such member of said board was elected, of the fact that such vacancy has occurred.

Vacancies.

Unexpired
terms.

6. Any person appointed by the governing body of any township, borough, city or ward, under the provisions of this act shall hold the office of chosen freeholder until the first day of January next succeeding his appointment, and until his successor in office shall have been duly elected and qualified, and the unexpired term in which any such vacancy shall occur shall be filled by election at the general election next ensuing after the occurrence of such vacancy, in accordance with the provisions of an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty, and the amendments thereof and supplements thereto. The person so elected to fill such unexpired term, shall take office at twelve o'clock noon on the first day of January next ensuing such election.

Counties
having small
boards of
freeholders
not affected.

7. The provisions of this act shall not be operative in any county that operates under the provisions of an act entitled "An act to reorganize the boards of chosen freeholders of the several counties of this State, reducing the membership thereof, fixing the salary and providing for the election and terms of office of the members, and also for the appointment and terms of the officers appointed by said boards" (Revision of 1912), approved April first, one thousand nine hundred and twelve, and the amendments thereof and supplements thereto. And further, the provisions of this act shall not be operative in any county where the members of the board of chosen freeholders are elected in accordance with the provisions of an act entitled "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 acts amendatory thereof and supplemental thereto. And, further, the provisions of this act shall not be operative in counties of the fourth class in this State.

Fourth class
counties
excepted.

Reference
to census
explained.

8. The words "last preceding Federal census taken by the authority of the United States" as used in this act shall be construed and held to refer to the Federal census for the year one thousand nine hundred and thirty, or any census taken subsequent thereto. For the purposes of this act the Federal census for the year one thousand

nine hundred and thirty shall be deemed to be officially promulgated upon the passage and approval of this act, notwithstanding the terms of an act of the Legislature of the State of New Jersey entitled "An act defining the word 'population' when used in a statute," approved March twenty-fourth, one thousand nine hundred and thirty, or any act amendatory thereof or supplemental thereto, or any other act of similar import.

9. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed to the extent of such inconsistencies only. Repealer.

10. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 36.

An Act to amend an act entitled "An act relating to the receipt and disbursement of State moneys," approved March first, nineteen hundred and eighteen.

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

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

1. All moneys of the State collected or received by any State institution, board, commission, department, committee, agent or servant, from any source whatsoever, shall be paid into the treasury of the State not later than the tenth day of the month following that during which the said moneys were collected or received, and shall not be disbursed therefrom unless specifically appropriated by the Legislature in any annual or supplemental appropriation act; *provided, however*, that moneys collected or received by the Department of Motor Vehicles during the month of December of any year shall be paid into the treasury of the State not later than the tenth day of the month of February following that during which the said moneys were collected or received. All moneys received paid into State treasury.

Disbursements.

Proviso.

Approved March 30, 1931.

CHAPTER 37.

An Act providing for the dredging and construction of a channel in the Manasquan River, in the counties of Ocean and Monmouth, as a part of the inland waterway extending from Cape May along the Atlantic coast to Manasquan inlet, and providing for an appropriation to pay the cost thereof.

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

Dredging
and channel
in Manasquan
river.

Depth and
width.

Appropriation.

Proviso.

1. The Board of Commerce and Navigation shall have the power, after advertising as required by law, to enter into a contract, or contracts, for the dredging and construction of a channel, beginning at a point in the present route of the inland waterway in Manasquan River approximately opposite the entrance to the Bay Head Manasquan canal, said point to be designated by said board, and extending in a general westwardly and north-westwardly direction approximately two and one-half miles up Manasquan river to a point known as the Narrows with a depth of not less than six feet at mean low tide, and an average width of channel of one hundred (100) feet, as an addition to and for the purpose of enlarging the facilities of the inland waterway from Cape May to Manasquan inlet.

2. The sum of seventy-five thousand dollars (\$75,000.00) is hereby appropriated to cover the cost of dredging and construction of said channel, to be expended by said Board of Commerce and Navigation in accordance with the laws of this State; *provided, however*, that no part of said appropriation shall be available in any one year in excess of the sum that may be appropriated for this purpose by the annual or supplemental appropriation bill.

3. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 38.

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

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

1. The Commissioner of Education may, with approval of the State Board of Education, make regulations concerning leaves of absence and payment during such leaves for teachers employed in the State normal schools and State teachers colleges.

Leaves of absence and payment for certain teachers.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 39.

An Act to incorporate the first criminal judicial district in the county of Passaic.

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

1. All that part of the county of Passaic, in the State of New Jersey, comprising the city of Paterson, with the exception of that territory comprising the eighth, ninth and tenth wards in said city, the borough of Haledon, the borough of Hawthorne, the borough of North Haledon, the borough of Prospect Park, the township of Little Falls, the township of Wayne, the borough of Pompton Lakes, the borough of Bloomingdale, the borough of Wanaque, the borough of Ringwood and the township of West Milford, be and the same is hereby

First criminal judicial court of Passaic county—how composed.

established and incorporated to be the first criminal judicial district of the county of Passaic, and the provisions of an act entitled "An act to create criminal judicial districts in counties of this State and to establish therein criminal courts of record and to regulate the jurisdiction, duties and powers of such courts," approved March twenty-ninth, one thousand nine hundred and twenty-six, and the various amendments thereof and supplements thereto, so far as the same may be applicable, shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 40.

An Act to incorporate the second criminal judicial district of the county of Passaic.

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

Second
criminal
judicial court
of Passaic
county—how
composed.

1. All that part of the county of Passaic, in the State of New Jersey, comprising the eighth, ninth and tenth wards in the city of Paterson, the city of Clifton, the city of Passaic, the borough of West Paterson and the borough of Totowa, be and the same is hereby established and incorporated to be the second criminal judicial district of the county of Passaic, and the provisions of an act entitled "An act to create criminal judicial districts in counties of this State and to establish therein criminal courts of record and to regulate the jurisdiction, duties and powers of such courts," approved March twenty-ninth, one thousand nine hundred and twenty-six, and the various amendments thereof and supplements thereto, so far as the same may be applicable, shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 41.

An Act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate in the city of Elizabeth, in the county of Union, and to vest the same in Carmine Trocino and Mary Trocino, his wife.

WHEREAS, Stephen Harland, of the city of Elizabeth, in the county of Union and State of New Jersey, died seized of certain lands and premises, whereby the land in question escheated to the State of New Jersey; and

Preamble.

WHEREAS, Carmine Trocino and Mary Trocino, his wife, purchased the property in this act described from a chain of title and upon the assumption that they were the owners thereof; and

Preamble.

WHEREAS, Proper notice of intention to apply for the passage of this act has been given; 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 particularly described as follows:

Certain property vested in purchasers.

All those certain tracts or parcels of land and premises, situate, lying and being in the city of Elizabeth, in the county of Union and State of New Jersey.

First Tract: Beginning at a point in the southerly line of Amity street two hundred and six (206) feet westerly from the intersection of the southerly line of Amity street and the westerly line of Third avenue; thence (1) south fifteen (15) degrees no minutes east one hundred (100) feet; thence (2) south seventy-five (75) degrees no minutes west twenty-five (25) feet; thence (3) north fifteen (15) degrees no minutes west one hundred (100) feet to the southerly line of Amity street; thence (4) along said line north seventy-five (75)

Description of first tract.

degrees no minutes east twenty-five (25) feet to the place of beginning.

Being also known as three hundred and sixteen (316) Amity street.

Description of
second tract.

Second Tract: Beginning at a point in the southerly line of Amity street, distant one hundred eighty-one (181) feet westerly from the intersection of the southerly line of Amity street and the westerly line of Third avenue; thence (1) north along the said Amity street, south seventy-five (75) degrees no minutes west twenty-five (25) feet; thence (2) south fifteen (15) degrees no minutes east one hundred (100) feet; thence (3) north seventy-five (75) degrees no minutes east twenty-five (25) feet; thence (4) north fifteen (15) degrees no minutes west one hundred (100) feet to the south line of Amity street and the place of beginning.

Being also known as three hundred and fourteen (314) Amity street, are hereby transferred to and vested in the said Carmine Trocino and Mary Trocino, his wife, their heirs and assigns forever.

2. This act shall take effect immediately.

Approved March 30, 1931.

CHAPTER 42.

An Act to amend an act entitled "An act to regulate elections" (Revision 1930), approved April eighteenth, nineteen hundred and thirty.

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

STATE CONVENTION

Composition: Time and Place of Holding.

Paragraph 49
amended.

1. Article V, paragraph forty-nine, section six of the act of which this is an amendment be and the same hereby is amended to read as follows:

6. There shall be held in each year a State convention of each of the political parties aforesaid. The said State convention of each party shall be made up of the following members: First, the party candidates who have been nominated at the party primaries immediately preceding the convention for the office of member of Assembly or State Senator in each county of the State, or of the Senate or House of Representatives of the United States from this State; second, the candidate of the party for Governor nominated at the said primaries in the year in which a Governor is elected, and in each year in which no Governor is elected the Governor of the State shall be a member of the convention of the political party to which he belongs; third, members of the State Senate belonging to said party who are holding office at the time of the holding of said State convention and whose successors are not to be chosen at the ensuing general election; fourth, members of the State committee chosen as herein provided; fifth, members of the Senate and House of Representatives of the United States from this State, belonging to said party, who are holding office at the time of the holding of said State convention and whose successors are not to be chosen at the ensuing general election. The said convention of each party shall be held at the city of Trenton on the first Tuesday after the primary election for the general election in each year. The place and the hour at which the convention shall meet shall be fixed by call of the existing State committee to be issued at least five days prior to said date of meeting. If no call is issued by the State committee, any person qualified to sit in said convention may issue a call. Said convention of each party shall have power to adopt and promulgate a party platform for said party, and to transact such other business as may properly come before it; *provided, however*, that the conventions of each political party, in this act authorized, upon convening, shall appoint a committee on resolutions consisting of five members. The convention shall then be open for the reception of all proposed planks for the party platform, which planks shall be referred to the committee on resolutions, whose duty it shall be to prepare a tentative party platform and

Annual
convention.

How composed.

When and
where held.

Issue of
call.

Party
platform.

Proviso—
Committee on
resolutions.

Tentative
platform
furnished
members.

furnish to each member of the convention within two days thereafter a copy of the tentative party platform and of all other planks submitted to it which have not been incorporated in said tentative party platform, together with the names and addresses of the delegates proposing the same. After the introduction of all proposed planks and the reference of same to the committee on resolutions, the convention shall then adjourn to meet again one week later at their originally-set meeting place. At the adjourned meeting the respective conventions shall consider and may adopt the draft of the platform so prepared by the committee on resolutions with such amendments as shall be suggested and adopted in the conventions as a whole. The voting on the adoption of the party platform shall be on the entire platform as reported by the committee on resolutions, unless there be any objection to any separate plank or planks or to any amendment thereto, in which case the voting on said plank or planks or amendment shall be by the "ayes" and "nays" of each member of the convention present and voting.

Week's
adjournment.

Consideration
of proposed
platform.

Adoption of
platform.

Approved March 30, 1931.

CHAPTER 43.

An Act to amend an act entitled "An act entitled 'An act to regulate elections' (Revision of 1930), approved December second, one thousand nine hundred and thirty."

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

Paragraph 393
amended.

1. Article XXVIII, paragraph three hundred and ninety-three, section fifteen, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

CHECK-UP BY COMMISSIONER

Par. 393, sec. 15. For the purpose of preventing fraudulent voting and for eliminating names improperly registered, the commissioner of registration in counties of the first class and the county board of elections in all other counties, shall, within ninety days after each general election, send by government reply postal card to each registrant who failed to vote at such election, to his registered address, a notice substantially as follows:

Ascertaining whereabouts of registrants not voting.

"Please answer the question as to residence and removal as indicated on attached reply card.

Query.

.....
Commissioner of Registration.

The reply card shall be addressed to the commissioner and shall bear substantially the following questions with appropriate spaces for answers:

Reply card provided.

"1. Do you still reside at the address to which this notice has been mailed?

2. If not, where do you now reside (stating street address and city or town to which you have moved).

Signed"

The commissioner in counties of the first class, and the county board of elections, in all other counties, may also, and in addition to the method hereinbefore provided, direct, at any time, an authorized clerk or clerks to make any personal investigation which the commissioner and/or county board of elections may deem necessary to establish the fact of continued residence or of removal of any registrant.

Investigation.

In case of registrants who have been found to the satisfaction of the commissioner in counties of the first class and the county board of elections in all other counties, to have moved from one address to another within the same district, the commissioner in counties of the first class and the county board of elections in all other counties, shall correct his or their record accordingly.

Correcting records.

In case of registrants so found to have moved from a district in a municipality having permanent registration to another district in the same or in another munici-

Transfer of name.

pality having permanent registration, within the county, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such registrants to be transferred to the proper signature copy registers.

Transferred
to inactive
file, if voter
moved.

In case of registrants so found to have moved from a municipality having permanent registration to a municipality not having permanent registration, within the county or to any place outside the county or State, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such persons to be transferred to the inactive file. Such persons upon return to any municipality having permanent registration, within the county, shall be required to reregister before being allowed to vote.

Reregistering.

Registrant
advised.

The registrant shall be notified by the commissioner by registered mail of any transfer made pursuant to this section. This notice shall be in addition, to the notice by publication, hereinafter provided for.

Notice to
be pub-
lished.

The county board of elections in counties, other than counties of the first class, before removing, for any reason whatsoever, the permanent registration forms of any registrant from the signature copy registers, or before transferring such forms to the inactive file shall cause to be published a notice setting forth the proposed action of the commissioner and/or county board of elections. This notice shall contain the list of the names and registered addresses of all registrants to be affected by the proposed action. Such notice and list shall be published at least two (2) entire days prior to the removal of such names and shall be published in two (2) or more newspapers published within the county, one of which newspapers, at least, shall be published in the municipality affected; *provided further*, that at least one of said newspapers shall be a daily newspaper. Such notice and list shall, in addition, specify the reason or reasons for the contemplated removal or transfer of the permanent registration forms of the registrants affected. Such notice and list shall be published in the manner aforesaid prior to the second Tuesday preceding any election.

Details of
publication.

Proviso.
Reasons
given.

In no event shall the permanent registration forms or voting record of any registrant be removed or transferred to the inactive file, for any reason whatsoever, subsequent to the second Tuesday preceding any election, until after such election; nor shall the permanent registration forms or voting record of any registrant in counties other than counties of the first class be removed or transferred to the inactive file for any reason whatsoever, if the names of such registrant is not first published in the manner aforesaid.

Regarding
removal
of name.

Application for Order to Vote.

Any person or persons, affected by any action of the county board of elections in counties other than counties of the first class, during the two weeks immediately preceding any election and on election day, have the right to make application to any judge of the court of common pleas in that county, for the purpose of obtaining an order entitling such person or persons to vote or register in the district in which such person or persons actually reside. The burden of proof shall be upon the applicant. The judge of the court of common pleas, if satisfied that the applicant is entitled, under the law, to vote at such election, and after determining the election district in which such person actually resides, may issue an order directing the district board of that district to permit such person to vote. If such applicant shall be refused the right to vote, due to the inability of the district board or of the commissioner of registration, or of the county board of election, to find the permanent registration forms of such applicant, then in addition such applicant shall establish by reference to his signature in pollbooks of former elections, or by reference to the registry lists of former elections, that he was previously registered. Such evidence shall be deemed sufficient to establish the fact that the applicant was formerly registered. If the order is directed to a district board in municipalities having permanent registration, the district board shall certify and return the order at the close of the election to the commissioner who, thereupon, shall restore the permanent registration forms of such person to the active file.

Person
affected may
apply for
order to
vote.

Order by
court.

Establishing
right to vote.

Evidence
deemed
sufficient.
Order to
board.

Registration
of voter
denied right.

If the applicant shall have been denied the right to register, then on the receipt of such order, the commissioner of registration shall forthwith notify such applicant to appear before him on the day following the election or thereafter, in order to be registered, in accordance with the provisions of the act to which this act is an amendment.

2. This act shall take effect immediately.

Approved April 2, 1931.

CHAPTER 44.

An Act to amend an act entitled "An act authorizing fraternal beneficiary associations to provide for insurance and annuities upon the lives of children," approved March twenty-ninth, one thousand nine hundred and twenty-eight.

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:

Fraternal
beneficiary
associations
may insure
on children.

1. Any society operating as a fraternal beneficiary association and authorized to do business in this State, upon complying with the provisions of this act, may receive from the Commissioner of Banking and Insurance written authority to provide in its laws, in addition to other benefits provided for therein, for insurances, endowments and annuities, upon the lives of children on the application of some adult person as the laws of such society may provide. Any such society may at its option organize and operate branches for such children and membership in local lodges and initiation therein shall not be required of such children nor shall they have any voice in the management of the society. The total death benefits, payable as above provided, shall in no case ex-

Branch lodges.

Amount of
death benefits.

ceed the following amounts: (1) Under the age of one year \$100.00; (2) between the age of one and two years \$200.00; (3) between the age of two and three years \$300.00; (4) between the age of three and four years \$400.00; (5) between the age of four and five years \$500.00; (6) between the age of five and six years \$600.00; (7) between the age of six and seven years \$700.00; (8) between the age of seven and eight years \$800.00; (9) between the age of eight and nine years \$900.00; (10) between the age of nine and ten years \$1,000.00; (11) between the age of ten and eleven years \$1,100.00; (12) between the age of eleven and twelve years \$1,200.00; (13) between the age of twelve and thirteen years \$1,300.00; (14) between the age of fourteen years and fourteen years and six months \$1,500.00; (15) between the age of fifteen and sixteen years unlimited. The ages herein specified being the age at time of death.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 45.

An Act to appropriate funds for the care, maintenance, heating, repair and perpetuation of the headquarters of General George Washington in 1778-1779 known as the Wallace House in the borough of Somerville, Somerset County.

WHEREAS, There is on Washington Place in the borough of Somerville, Somerset County, a certain house known as the Wallace House, in which General George Washington and his wife resided continuously from December, 1778, until June, 1779, and which was his headquarters while the Continental Army, of which he was the commander, was encamped at Camp Middlebrook; and

Preamble.

WHEREAS, The Revolutionary Memorial Society of New Jersey was incorporated on April 15, 1897, under the

Preamble.

laws of this State for the purpose, among others, of preserving and restoring buildings connected with the American Revolution and particularly of taking title to and preserving the said Wallace House; and

Preamble. WHEREAS, The said Revolutionary Memorial Society of New Jersey in 1897 did take title to and purchase the said Wallace House and has ever since owned, preserved and maintained it and still owns, preserves and maintains it; and

Preamble. WHEREAS, Except on Sundays said Wallace House is now open daily to the public without charge and is visited by a large number of persons including the children of many schools who are brought there for patriotic and historical instruction; and

Preamble. WHEREAS, The said Society has collected and placed upon public exhibition in said Wallace House a large and valuable collection of Revolutionary relics and of old Colonial furniture and glass; and

Preamble. WHEREAS, Said Wallace House is a place of national significance dear to the hearts of every citizen of New Jersey and should continue to be preserved; and

Preamble. WHEREAS, By reason of the increased cost of heating, maintaining and preserving said Wallace House the Revolutionary Memorial Society of New Jersey is without sufficient funds to continue to properly heat, preserve, repair and maintain the said Wallace House; therefore

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

Provisions
for preserva-
tion and
maintenance
of Wallace
House.

1. So long as the Revolutionary Memorial Society of New Jersey preserves and maintains the said Wallace House and it is kept open to the public free of charge at all proper times and so long as it shall be held as an historical building, the treasurer of the State shall pay to the president or treasurer of the Revolutionary Memorial Society of New Jersey on the first days of April and November of each and every year the sum of five hundred dollars, when included in any annual or supplemental appropriation bill, to be used by the trustees of said Society for the care, repair, maintenance, heating and perpetuation of the said Wallace House; and the said

Appropriation.

Accounting
by trustees.

trustees shall render to the Governor of this State an account of their expenditures from the funds thus appropriated; and

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 46.

An Act to further supplement and amend the act entitled
 "An act to incorporate the Washington Association of
 New Jersey," approved March twentieth, one thousand
 eight hundred and seventy-four.

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

1. Section two of the act to which this is an amendment, which was amended by a supplement to said act approved April twenty-fourth, one thousand eight hundred and ninety-four, be and the same is hereby further amended so as to read as follows:

Section 2
amended.

2. The capital stock of said association shall be two hundred thousand dollars, divided into shares of one hundred dollars each; and the trustees of said association are authorized to purchase, hold and convey real estate in the name of said association, and to open and keep books of subscription, and take and receive subscriptions to such capital stock at such time or times, and in such manner as they shall deem proper, issuing to such subscribers certificates of the association, which certificates shall state the number of shares subscribed and paid for by the holder, and shall bear the signatures of the president and treasurer of the association, and the impress of a suitable seal, which the association is hereby authorized to obtain and use.

Capital stock.

Powers
vested in
trustees.

Subscriptions
for and
certificates of
stock.

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

Section 7
amended.

7. So long as the building known as the Washington Headquarters shall be open to the public free of charge,

Appropriation by State.

Used for
care and
maintenance.

Accounting
by trustees.

at all proper times, and so long as it shall be held as an historical building, within which all the people of New Jersey may deposit articles of interest connected with the men and events of our revolutionary struggle, the treasurer of this State shall pay to the president or treasurer of the Washington Association, on the first days of April and of November of each and of every year, the sum of twenty-five hundred dollars, to be used by the trustees for the care, maintenance and perpetuation of the headquarters, and the trustees shall render to the Governor of this State on the first day of December, each year, an account of their expenditures made from the funds thus appropriated.

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

Approved April 6, 1931.

CHAPTER 47.

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," approved April fifteenth, nineteen hundred and twenty-nine.

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
prosecutor.

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 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 officer, his appointment shall be approved by the judge of the court of quarter sessions of said county, and each person so appointed shall receive 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 of the 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; *and provided further*, that the prosecutor may designate one of the persons so appointed as captain of county detectives.

Powers.

Approval of
appointment

Salary.

Proviso.

Proviso—
Captain.

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.

Services
before increase
of salary.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 6, 1931.

CHAPTER 48.

An Act to amend an act entitled "An act to amend an act entitled 'An act for the incorporation of cities, and providing for their officers, government and powers,' approved March twenty-fourth, one thousand eight hundred and ninety-nine," which amendatory act was 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:

Section 26
amended.

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

Mayor, duties,
term, etc.

26. At the first city election held under this act after the passage hereof a mayor shall be elected for two years, and at the annual election every two years thereafter; he shall be the chief executive officer of the city, and may recommend the city council to pass such measures as he may deem necessary or expedient for the welfare of the city; it shall be his duty to communicate to the city council, at their first meeting in each year, and at other times when he shall deem it expedient, a general statement of the condition of the city in relation to its government, finances and improvements, with such recommendations as he may think proper; to be vigilant and active in causing the laws and ordinances of the city to be executed and enforced; to exercise a constant supervision over the conduct of all subordinate officers, and to examine into all complaints preferred against them for violation or neglect of duty; and generally to perform all such duties as may be required of him by law or ordinance; that he is hereby invested with all the powers

which any police justice may now or may hereafter have by law, and that for the purpose of quelling any insurrection, riot, disturbance or disorderly assemblage the said mayor shall have control of the marshals, constables, watchmen and other police force of the city, and power to call upon the citizens for aid in cases of insurrection, riot or disturbance of the public peace, and when he shall deem it necessary to call out the militia of the city, if any, and employ the same in quelling such insurrection, riot or disturbance; the mayor shall receive a salary of two thousand four hundred dollars per annum, to be paid in the same manner as shall be provided for the payment of salaries of other city officers or employees. Every resolution or city ordinance passed by the city council shall, before it takes effect, be presented to the mayor by the city clerk, duly certified by the chairman of the city council and city clerk; if he approve it, he shall sign it; if not, he shall return it with his objections, and file it with the clerk within ten days after receiving it; and the city council shall at its first regular meeting thereafter enter the objections at length on its journal, and shall proceed to reconsider the same, and if two-thirds of all the members of the city council agree to pass the same, it shall take effect, but in every such case the vote shall be taken by ayes and nays and entered on the journal; and if such ordinance shall not be returned within ten days as aforesaid, it shall take effect in like manner as if the mayor had signed it; and each and every ordinance so passed as aforesaid shall be published for the space of two weeks in two newspapers, one of which shall be printed and published in the city; that whenever there shall be a vacancy in the office of mayor, or whenever the mayor shall be prevented by absence from the city, sickness or any other cause from performing the duties of the office, then the chairman of the city council shall act as mayor pro tempore, and he shall possess all the rights and powers of the mayor until such disability be removed or a new mayor be elected.

As to
ordinances.

Mayor
pro tem.

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

3. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 49.

An Act requiring the Adjutant General of the State of New Jersey to compile, print and publish the names of the officers and men who served as soldiers or sailors or who performed military services in the Revolutionary War, together with their military records, as shown by the records in his office.

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

Compilation
of records of
soldiers in
Revolution-
ary War.

1. The Adjutant General of the State of New Jersey is hereby authorized and directed to compile the records of the officers and men who served as soldiers and sailors or who performed military services in the Revolutionary War, together with their official rank and the record of their military services, as appear by the records now on file in his office, or which may be hereafter acquired during the progress of this work.

Records
printed.

2. Upon the completion of the compilation aforesaid the Adjutant General is authorized and directed to proceed to have printed and published all of the records so compiled, in one or more volumes of suitable size for reference purposes.

Appropriation.

3. The Adjutant General is hereby authorized and directed to expend in the compilation, printing and publishing of the aforesaid records the sum of five thousand dollars (\$5,000.00), or as much thereof as may be necessary, when included in any appropriation bill.

4. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 50.

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

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

1. The State Commissioner of Education shall prepare and publish from time to time handbooks or manuals on accident prevention, conveniently arranged in lessons or chapters adapted to the understanding of the various classes and grades in the public schools and shall furnish a copy thereof to each teacher required to give instruction in accident prevention. The Commissioner of Education shall prepare suggested programs of study which shall organize this instruction in connection with allied subjects.

Manual on
prevention of
accidents for
schools.

Programs
of study.

2. All boards of education and boards or persons having control of other schools in this State shall provide for instruction in accident prevention.

Instruction in
prevention.

3. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 51.

An Act to repeal an act entitled "An act to provide for instruction in preventing accidents," approved April seventh, one thousand nine hundred and thirteen.

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

Act repealed.

1. All sections of an act entitled "An act to provide for instruction in preventing accidents," approved April seventh, one thousand nine hundred and thirteen, are hereby repealed.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 52.

An Act to amend an act entitled "An act to provide for the proper construction, grading, drainage, maintenance, and repair of unimproved town, township, village, and borough roads of the State and to provide State aid therefor," approved March twentieth, one thousand nine hundred and sixteen, as amended April twenty-first, one thousand nine hundred and thirty.

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 is hereby amended to read as follows:

Work to be
done.

4. The work contemplated under this act shall include, in addition to constructing said roads, the survey and preparation of plans, profiles and cross sections in grading and drainage of the road and the construction of the necessary culverts and bridges whose construction

and maintenance is by law now imposed upon the municipal authorities, also the cost of necessary embankments and retaining walls, engineering fees and the cost of the acquisition of the necessary rights of way.

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

Section 5
amended.

5. The share of the cost of the work to be assumed by the State shall not exceed seventy-five per centum of the cost of the work as set forth in the preceding section.

State's share
of cost.

3. Section six 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 6
amended.

6. That governmental bodies are hereby authorized to raise the funds necessary for the work contemplated in this act, by including the same in the tax levy or by temporary loans, the amount of which said temporary loans and the interest thereon until time of payment shall be included in the tax levy of the next year following that in which the indebtedness is incurred. Any municipal committee is hereby authorized to accept contributions from any person or corporation toward meeting its share of the cost of this work. The financial officer of the municipality is hereby directed to receive such contributions and to properly credit the same.

Funds needed
raised by
taxation.

Contributions
accepted.

Whenever the cost of the work exceeds the sum of ten thousand dollars, it shall be lawful for such municipality to issue bonds therefor, and the procedure governing the issue of such bonds shall be in accordance with the procedure authorized by the 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," and the acts amendatory thereof and supplemental thereto, approved March twenty-second, one thousand nine hundred and sixteen.

Bond issue.

4. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 53.

An Act providing for the registration and protection of hotel names.

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

Registering
name of
hotel with
Secretary of
State.

Duplicate
filed with
county clerk.

Certificate
furnished
registrant.

Who may
register.

Proviso.

1. Any person, firm or corporation now owning, or now engaged in and conducting the business of an hotel in the State of New Jersey, may register the name by which said hotel is known and designated by filing in the office of the Secretary of State a verified petition containing the fac-simile of such name or designation and specifically describing the location of the hotel to be known by such name or designation, together with the name and address of the person, firm or corporation owning or operating the hotel in addition to such other recitals as the Secretary of State may require. A duplicate-original or a certified copy of such petition shall also be filed in the office of the clerk of the county in which said hotel is situated, and a copy of said petition shall be printed once each week for three consecutive weeks in a newspaper published in the county in which said hotel is located; and such person, firm, or corporation shall thereupon have the right to the exclusive use of such name or designation for an hotel in the State of New Jersey. Where it appears that the required publication has been made, and this act has been in all other respects complied with the Secretary of State shall deliver to such person, firm or corporation so filing such petition a certificate of the record of such filing and such certificate shall be prima facie evidence of the right of the exclusive use in the State of New Jersey of such name or designation by the person, firm or corporation therein named. Any person, firm or corporation may so register the name of an hotel to be erected; *provided, however*, that in the event that such person or corporation shall not begin the construction of said hotel within one year thereafter and prosecute the construction thereof with reasonable dispatch, such firm, person or

corporation shall be deemed to have abandoned the right to use such name or designation.

2. The Secretary of State and the respective county clerks shall keep an alphabetical index of all persons, firms or corporations filing petitions under the authority of this act, together with a similar index of the names and designations referred to therein. For each petition filed they shall receive each a fee of five dollars.

3. The Secretary of State shall not record, register or file any name or designation identical with or similar to any other name or designation filed or registered as herein provided as would be calculated to deceive or mislead the public, unless such prior registration shall have been revoked as herein provided. The common pleas court may, in an action brought for that purpose by any person, firm or corporation aggrieved thereby against any other person, firm or corporation who or which has already filed or registered any such name or designation, direct the revocation of any such registration, where it shall be determined that the person who has already registered the same has not the right to use such name or designation because of the prior use thereof by another. No person other than the proprietor of such name or designation, which has been filed in the office of the Secretary of State and in the office of the county clerk, as aforesaid, shall, without the written consent of such proprietor, in any manner whatsoever, either directly or indirectly, use such name or designation, or any other name or designation for the name of an hotel in the State of New Jersey which may be so similar as to deceive or mislead the public. Any person, firm or corporation may assign to any other person, firm or corporation all right, title and interest in, to and under the aforesaid certificate of the Secretary of State. Non-users of the name or designation described in any certificate of the Secretary of State for the period of one year shall operate as an abandonment of the right to use such name or designation thereafter.

4. Upon the assignment of any name registered as provided in this act, a written notice of such assignment, subscribed and acknowledged by the assignor, may be filed in each public office in which such name is registered,

Index kept.

Filing fee.

Name protected.

Court may order revocation.

Misuse of name.

Right and title assignable.

Non-use of name forfeits right.

Assignment filed.

and thereupon the assignee named therein shall be deemed to be the proprietor of such name for all purposes of this act.

Penalty for violation.

Proviso.

Recovery of penalty.

5. Any person, firm or corporation violating the provisions of this act shall, for every day during which such violation shall be continued, be liable to a penalty of twenty-five dollars; *provided, however*, that before any such action is instituted, at least ten days' notice of the proposed action shall be given to the offender, and if said offender shall, before the expiration of said time, cease to violate the provisions of said section, then he shall not be liable to said penalty. An act for the recovery of said penalty for violation of the provisions of this act shall be in the nature of an action in debt, and may be brought in the district court of any city, or judicial district in the small cause court in any county, and before the police magistrate and recorder of any city, town, township, borough or village, and jurisdiction is hereby conferred upon the district court; the small cause court, the police court and the recorder's court of any city, town, township, borough or village to hear and determine actions brought as aforesaid. Any such action may be brought by any person as a common informer. Any penalty, when recovered, shall be paid into the treasury of this State.

Notice of abandonment of name.

6. The proprietor of a name registered as provided in this act may file a written notice of abandonment thereof, subscribed and acknowledged by such proprietor in each public office in which the name is registered, and thereupon all rights of the subscriber of such notice acquired by the registration of such name pursuant to this act shall be extinguished, and the provisions thereof which prohibit the use of the same or a similar name shall no longer apply.

True name may be used.

7. Nothing in this act contained shall prohibit any person from using his or her true name in connection with the operation of any hotel now in existence or hereafter constructed, and all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby specifically repealed.

Repealer.

Chap. 247,
P. L. 1921,
repealed.

8. An act entitled "An act providing for the protection and registration of hotel names," approved April

eighth, one thousand nine hundred and twenty-one, and being chapter two hundred and forty-seven of the laws of that year, be and the same is hereby repealed, and this act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 54.

An Act to amend an act entitled "An act regulating election of fire commissioners of fire districts in this State," 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:

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

12. The said clerk of the board of fire commissioners shall at least seven days before the holding of such election obtain from the person having in charge the registry list of the preceding general election for the municipality or municipalities, or election districts, comprised within said fire district, and no person shall be permitted to vote at such fire district election unless his or her name appears on said registry list of 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 qualifications which would entitle such person to vote in any general election, shall, upon application to the clerk of the board of fire commissioners at least two days prior to the holding of such fire district election be entitled to vote in said fire district election. Should any person so mentioned in the provision make application, as aforesaid, it shall be the duty of the clerk of the board of fire commissioners to compile separately a registry of such appli- Registry list used.
Voters eligible.
Proviso.
Names included in voters.

Notice of
election.

Proviso.

cants and the list so compiled, as aforesaid, shall have the same force and effect for the purposes of this act as the registry list of the preceding general election, and a person's name so appearing thereon shall be entitled to vote at such fire district election as if his or her name had appeared on the registry list of the preceding general election. The clerk of the board of fire commissioners shall cause said election to be advertised at least one week before the holding thereof in some newspaper circulating in said fire district; *provided, however*, that upon a petition of twenty-five or more voters duly submitted at least twenty days prior to the date of the election, the board of fire commissioners may divide the fire district into two or more polling places for the purpose of holding said elections.

Approved April 6, 1931.

CHAPTER 55.

An Act to amend an act entitled "An act to regulate hunting with firearms for wild animals and fowl and angling for fish in fresh waters, and providing for the issuance of licenses for such hunting and angling," approved April ninth, one thousand nine hundred and fourteen.

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

Section 1
amended.

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

Hunters and
fishermen
must be
licensed.

1. No person shall at any time hunt for, take, kill or pursue, with a gun or any firearm of any kind or character, any wild bird, animal or fowl, and no person above the age of fourteen years shall at any time take or attempt to take fish in any of the fresh waters of this State by the method commonly known as angling, with hand line or rod and line, unless he shall first have pro-

cured a proper license and button therefor as herein-after provided, and unless at the time of such hunting or fishing he shall have such license and button 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; *provided, however*, that nothing in this act contained shall prevent the occupant of any farm in this State, who actually resides thereon, or the immediate members of the family of such occupant who also reside on said farm, from hunting for, taking, killing or pursuing with a gun, or firearm, on said farm any wild bird, animal or fowl, or from taking fish on said farm with handline, or rod and line, in the manner provided by law at any time when it is lawful so to do, without being licensed hereunder; *provided, however*, that the exemption contained in the foregoing provision shall not apply to any person residing on said farm or in any tenant house thereon who is not a member of the family of such occupant, nor to any servant of such occupant.

Proviso.

Proviso.

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

Section 2 amended.

2. The licenses issued under this act shall be of the following kinds:

Licenses.

First. A license issued to persons who are citizens of the United States above the age of fourteen years and who actually and bona fide reside in this State at the time of the application for such license and who have actually and bona fide resided in this State for at least one year immediately prior thereto. This license shall be designated as the residents' hunting and fishing license and shall authorize the holder thereof to hunt and fish. The fee for this license shall be three dollars, together with an issuance fee of fifteen cents. This license shall be invalid from the date of its issue when issued to any person not entitled thereto hereunder.

Resident's license.

Fee.

Second. A license issued to persons above the age of fourteen years, not entitled to a resident's license, authorizing such person to hunt and fish. This license shall be designated as the non-residents' and aliens' hunt-

Non-resident and alien license.

Fee.	ing and fishing license. The fee for this license shall be ten dollars, together with an issuance fee of fifty cents.
Fishing only.	Third. A license issued to any person above the age of fourteen years not entitled to a resident's license, authorizing such person to fish only. This license shall be designated as the non-residents' and aliens' fishing license.
Fee.	The fee for this license shall be five dollars, together with an issuance fee of fifty cents.
Authorized button worn for identification.	The licensee shall also wear in a conspicuous place on his outer clothing, a button to be furnished by the person issuing the license, such button shall bear a number corresponding to the number of the license delivered to the applicant and such other matter as may be determined by the Board of Fish and Game Commissioners.
When license void.	Every license issued under this act shall be void after the thirty-first day of December next succeeding its issuance.
Validity of fishing license.	Every non-residents' fishing license issued under this act shall be valid and operative only on such days of the week in the open season for angling in the State of New Jersey, as any fishing license issued to residents of the State of New Jersey by the State of residence of the applicant for the New Jersey non-residents' fishing license shall be valid and operative.
Section 3 amended.	3. Section three of the act to which this act is amendatory be and the same is amended so as to read as follows:
Issue of licenses and buttons by various officials.	3. The licenses and buttons above mentioned shall be procured from any county, city, borough, town, township or village clerk, or from any salaried fish and game warden of this State. Such license shall state the name, age, occupation and place of residence of the licensee, and shall contain such others facts and statements as may be required by the Board of Fish and Game Commissioners. It shall also contain the signature of the licensee, written in ink, and the official seal of the clerk issuing said license, when issued by a clerk; and when issued by a fish and game warden of this State, it shall be countersigned by such fish and game warden. The form of the license and button shall be determined, and the license blanks and buttons prepared by the Board of Fish and Game Commissioners of this State, and by such board furnished to the clerk of each county in this State. The clerk of each county shall furnish license
Preparation and issue of buttons and licenses.	
Supply furnished.	

blanks and buttons to the clerk of each city, borough, town, township and village within such county, and to each salaried fish and game warden residing in said county, within five days after receipt of same. Additional license blanks and buttons shall be furnished by the county clerk to such municipal clerks and salaried wardens, upon request as required. It shall be the duty of the applicant for a license to report to the person issuing the same, all fish, birds, animals and vermin killed by him during the previous calendar year, and it shall be the duty of the issuing agency to fill out this report on the blank provided, before issuing a license to the applicant. Every applicant for a license shall prove to the satisfaction of the clerk, or fish and game warden, to whom application is made for a license, that he is entitled to the license for which application is made.

Report of
fish and
game taken
previous year

Application
to furnish
proof.

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

Section 7
amended.

7. One-third of every resident license fee remitted to the State Treasurer shall be placed to the credit of a fund to be known as the "Public Shooting and Fishing Grounds Fund," which fund shall be used exclusively for the acquisition by purchase, lease or otherwise, and the development, maintenance and stocking of game birds, animals and fish of areas of land, water, or land and water for use as public hunting and fishing grounds and game refuges, and which fund shall be kept separate and apart from the receipts of the Board of Fish and Game Commissioners and all other State moneys and shall be disbursed by the State Treasurer on vouchers certified to by the Board of Fish and Game Commissioners, and the balance of the fee remitted shall be placed to the credit of a fund to be known as the "Hunters' and Anglers' License Fund," which fund shall be kept separate and apart from the receipts of the Board of Fish and Game Commissioners and all other State moneys, and shall be disbursed by the State Treasurer on vouchers certified to by the Board of Fish and Game Commissioners.

One-third of
resident fee
credited to
certain fund.

Use of fund.

Use of balance
of fund.

5. This act shall take effect January first, one thousand nine hundred and thirty-two.

Act effective.

Approved April 6, 1931.

CHAPTER 56.

An Act to amend "An act to amend an act entitled 'An act for the assessment and collection of taxes' (Revision of 1918), approved March fourth, nineteen hundred and eighteen," which amendment was approved April twelfth, one thousand nine hundred and twenty-one.

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

Section
401(3)
amended.

1. That paragraph three of section four hundred and one of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Transfer of
ownership
of real estate.

3. In all taxing districts, whether assessment maps have been adopted or not, when any change of ownership of real estate occurs, the new owner may present his deed or other evidence of title to the assessor or other proper custodian of the assessment maps, if any there be, which officer shall properly note and record on the books and maps, if any, the proper change of ownership, and shall certify that he has done so upon the deed or other instrument of transfer, and in case no such certificate shall appear on such deed or instrument, it shall be the duty of the county clerk or register of deeds, with whom such deed or instrument is filed for record, to ascertain from the person leaving such deed for record, or otherwise, the post office addresses of the grantee or grantees in such deed, such post office address to include the street and house number, and, if no house number, the names of streets or avenues or rural route numbers, of any or all of such grantees, if individuals; and if any of said grantees to such instrument be a firm, partnership, association or corporation, then the location of such firm or partnership or the principal office of the association or corporation in this State, or, if it be a corporation of a foreign State, then the principal office of said corporation in such State, and within one week thereafter to present an abstract of such deed or instru-

Post office
address.

ment, with such address or addresses of the grantee or grantees, to such assessor, collector or other custodian as aforesaid, who shall properly note and record the change, which said abstract so furnished by the county clerk or register of deeds shall contain the names of the grantor and grantee, and an exact description of the property conveyed, as set forth in said deed of conveyance, together with the date of the presentation of said instrument of conveyance to said county clerk or register of deeds. And the county clerk or register of deeds shall not receive such deed or instrument for record unless he is paid the fee of forty cents for such abstract, and he shall not require any fee from the assessor or custodian for the certification and abstract as aforesaid; *provided, however*, that the county clerk or register of deeds shall not refuse to record any such deed or evidence of title by reason of the fact that the post office address, street and house numbers or names of streets or avenues or rural route numbers are not contained in said instrument offered for record.

Fee to be paid.

Proviso.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 57.

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. Every board of chosen freeholders of the various counties of this State shall have power to appropriate funds to be used for the purpose of aiding the various municipalities in this State to maintain and repair roads which have been constructed or improved under an act entitled "An act to provide for the proper construction, grading and drainage of the unimproved township and

Counties may aid municipalities in road work.

Proviso. borough roads of the State and to provide State aid therefor," approved March twentieth, one thousand nine hundred and sixteen, and the supplements and amendments thereof; *provided, however*, that the amount of such appropriation made by any board of chosen freeholders shall not exceed the amount appropriated and paid for the maintenance of any such road by the municipality in which such road is located; and *provided, further*, that said municipality requests, or has requested, the said board of chosen freeholders to use said funds allotted under Chapter 255, P. L. 1929 for the maintenance of said roads and said board of chosen freeholders retains the funds allotted by the State Highway Commission to such municipality and uses such fund for such purpose.

Amount of appropriation limited.

2. The amount appropriated by the board of chosen freeholders in no case shall exceed the amount appropriated and paid by the municipality for the maintenance of such road within such municipality.

3. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 58.

An Act to validate affidavits and proofs of acknowledgment to proceedings on bond and warrants of attorney.

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

Validating certain affidavits and acknowledgments.

1. All affidavits and proofs of acknowledgment to proceedings on bonds and warrants of attorney to confess judgment under the provisions of "An act directing the mode of entering judgments on bonds with warrants of attorney to confess judgments" (Revision of 1877, page 83), and "An act concerning proceedings on bonds and mortgages given for the same indebtedness and the foreclosure and sale of mortgaged premises

thereunder" (P. L. 1880, page 255), and the acts amendatory thereof and supplementary thereto, heretofore made or taken before any officer authorized to take acknowledgments or proofs of deeds or other instruments under the provisions of "An act respecting conveyances" (Revision of 1898), and the acts amendatory thereof and supplementary thereto, are hereby validated and confirmed and shall be taken and held to be good and effectual in law.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 59.

An Act consenting to the acquisition by the United States of land, water, or land and water, within the State of New Jersey for migratory-bird reservations authorized by Act of Congress of February eighteen, one thousand nine hundred and twenty-nine.

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

1. Consent of the State of New Jersey is given to the acquisition by the United States by purchase, gift, devise, or lease of such areas of land or water, or of land and water, in the State of New Jersey, as the United States may deem necessary for the establishment of migratory-bird reservations in accordance with the Act of Congress approved February eighteenth, one thousand nine hundred twenty-nine, entitled "An act to more effectively meet the obligations of the United States under the Migratory Bird Treaty with Great Britain by lessening the dangers threatening migratory game birds from drainage and other causes by the acquisition of areas of land and of water to furnish in perpetuity reservations for the adequate protection of such birds; and authorizing appropriations for the establishment of

Acquisition
of land by
United States
for migratory
bird reserva-
tions.

Jurisdiction
reserved
to State.

such areas, their maintenance and improvement and for other purposes," reserving, however, to the State of New Jersey full and complete jurisdiction and authority over all such areas not incompatible with the administration, maintenance, protection, and control thereof by the United States under the terms of said Act of Congress.

2. This act shall take effect immediately.
Approved April 6, 1931.

CHAPTER 60.

An Act to authorize county clerks or registers of deeds in such counties as may have the same, to record honorable discharges of soldiers, sailors, marines and nurses who have served or may hereafter serve in the army, navy or marine corps of the United States during any war, providing means therefor and for furnishing certified copies thereof.

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

Recording
discharges
of soldiers,
etc.

1. The county clerk of any county of this State, or the register of deeds thereof in such counties as may have the same, shall record, when delivered to him for that purpose, in large and bound books of good paper to be provided for that purpose, and carefully preserved and indexed, and to be called and backed "Honorable Discharges of Veterans," the honorable discharge of any soldier, sailor, marine or nurse who has or may hereafter serve in the army, navy or marine corps of the United States; without cost.

Certified
copies
furnished.

2. Said county clerks or registers of deeds aforesaid shall at any time upon request of said veteran, or his or her mother, father, wife, brother, sister, child, heir or personal representative, furnish to said person a certified copy of said discharge of said veteran so recorded,

certified in like manner as certifications are now given of deeds and other papers so recorded; and collect fifty cents for each such certified copy. Fee.

3. The board of chosen freeholders of each and every county of the State shall forthwith, upon the passage of this act, furnish to the county clerk or register of deeds of said county, as the case may be, the necessary books, stationery, supplies and other materials necessary to carry into effect the provisions of this act. Books and stationery supplied by freeholders.

4. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 61.

An Act to repeal an act entitled "An act to enable meadow owners on Salem Creek to cut a canal, and to incorporate the Salem Creek Consolidated Meadow Company," approved April second, one thousand eight hundred and sixty-eight.

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

1. An act entitled "An act to enable meadow owners on Salem Creek to cut a canal, and to incorporate the Salem Creek Consolidated Meadow Company," approved April second, one thousand eight hundred and sixty eight, be and the same is hereby repealed. Act repealed.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 62.

A Further Supplement to an act entitled "An act to enable meadow owners on Salem creek to cut a canal, and to incorporate the Salem Creek Consolidated Meadow Company," approved April second, eighteen hundred and sixty-eight.

- Preamble. WHEREAS, Pursuant to the provisions of section six of the act, to which this act is a further supplement, the president and managers of the said company were invested with rights and powers necessary and expedient to survey, lay out and construct a canal, from a point on Salem creek, to any point on the Delaware river below the village of Pennsgrove; and,
- Preamble. WHEREAS, Pursuant to the said power and authority the said canal was so constructed; and,
- Preamble. WHEREAS, By reason of disuse the said canal is not, in many parts, navigable; therefore,

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

Portion of
canal and
Salem creek
declared un-
navigable.

1. It is hereby declared that that portion of the said canal, constructed as aforesaid, and located east of the Pennsylvania Railroad Bridge thereon, as well as the upper reaches of said Salem creek, extending eastward from its junction with the Salem canal is not a navigable stream.

2. This act shall take effect immediately.
Approved April 6, 1931.

CHAPTER 63.

An Act to enable the owners and possessors of the meadow, marsh and lowlands lying upon Salem canal and the upper reaches of Salem creek in Salem county to bank, drain and dam the same.

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

1. It shall be lawful for the owners and possessors of the meadow, marsh and lowlands lying in Upper Penns' Neck township, Salem county and State of New Jersey, lying upon both sides of Salem canal east of the Pennsylvania Railroad bridge across said canal and extending to the Salem creek and upon both sides of the upper reaches of Salem creek extending eastward from its juncture with said Salem canal at the site of an old dam breast, to bank the same by making and constructing a suitable bank or banks, dam or dams, with the requisite trunks and sluices extending from the point in said Salem canal where the Pennsylvania Railroad bridge crosses the same to such place upon the upland as shall be deemed most suitable for those purposes, in such sites and directions and of such form and dimensions as shall be deemed most proper for said purposes; and to keep and maintain the said banks, dams, trunks and sluices in good order and repair, and to make such additions to or alterations either in form or dimensions of said banks or dams, trunks or sluices, as may be deemed expedient.

Owners along meadow land may bank or dam as necessary.

Maintenance.

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

Repealer.

3. This act shall take effect immediately.

Approved April 6, 1931.

New Jersey State Library

CHAPTER 64.

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

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:

Contributions
by municipali-
ties receiving
aid for
roads.

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-quarter of the cost thereof.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 65.

An Act to amend an act entitled "An act respecting the orphans' court, and relating to the powers and duties of the ordinary, and the orphans' court and surrogates" (Revision one thousand eight hundred and ninety-eight), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

1. Section fifty of an act entitled "An act respecting the orphans' court, and relating to the powers and duties of the ordinary, and the orphans' court and surrogates" (Revision one thousand eight hundred and ninety-eight), approved June fourteenth, one thousand eight hundred and ninety-eight, is hereby amended to read as follows:

Section 50
amended.

50. Every guardian appointed by last will and testament, which shall be legally proved and recorded, shall, before he exercise any authority over the minor or his estate, appear before the orphans' court or surrogate and declare his acceptance of the guardianship, which shall be recorded, and shall give bond, with such sureties and in such sum as the said court or surrogate may approve of and order, for the faithful execution of his office, unless it is otherwise directed by the testator's will; *provided*, that in all cases where said minor is or shall become entitled to property from any source other than from the parent making said appointment, said guardian, before he exercises any authority or control over said property, shall appear before the orphans' court or surrogate and give bond in such sum as said court or surrogate may approve of and order for the faithful execution of his office as testamentary guardian with respect to said property to which said minor is or shall become entitled to from a source other than the parent making said appointment.

Security
required of
testamentary
guardian.

Proviso.

Repealer.

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

Approved April 6, 1931.

CHAPTER 66.

An Act directing the transfer from the unexpended balance of accounts E-13-U, E-13-V, E-13-W, Chapter 263, P. L. 1929, of \$16,000 (\$16,000.00) to account E-15-U, Chapter 140, P. L. 1930, in addition to the amount appropriated by Chapter 140, P. L. 1930.

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

Transfer of
unexpended
balances.

1. It is hereby directed that from the remaining unexpended balance of the nine hundred and eighty-five thousand dollar (\$985,000.00) appropriation in accounts E-13-U, E-13-V, E-13-W, under the provisions of Chapter 263, P. L. 1929, the amount of sixteen thousand dollars (\$16,000.00) is hereby transferred to account E-15-U, Chapter 140, P. L. 1930, and is appropriated in addition to the amount authorized in account E-15-U, Chapter 140, P. L. 1930.

2. This act shall take effect immediately.

Approved April 6, 1931.

CHAPTER 67.

An Act to authorize the relinquishment of the care, custody and control and to permit the sale or lease of certain lands heretofore dedicated or acquired for park purposes but which have never been so used and are not necessary or desirable for such purposes.

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

1. Whenever any municipality has heretofore transferred to any park commission the care, custody and control of any lands which have been acquired subject to a right-of-way for public or private use and have been dedicated for park purposes and whenever such park commission shall determine and declare that such lands or portions thereof have never been used for and are not necessary or desirable for park purposes and that it is for the public interest that the care, custody and control of such lands so acquired and dedicated, or of any portion or portions thereof, should be returned to such municipality, it shall be lawful for such park commission, by resolution, to return to such municipality the care, custody and control of such lands, or of any portion or portions thereof; *provided, however*, that such municipality shall by resolution consent to the return to it by said park commission of the care, custody and control of such lands or of such portion or portions thereof, on the terms and conditions, if any, imposed by said park commission, which consent such municipality is hereby authorized to give. The governing body of such municipality, or body politic, having the legal title or an interest in and to such lands, may by resolution sell and convey, or lease the said lands or a portion thereof, upon such terms as such governing body or body politic may by resolution fix and determine, and in such case, the conveyance or lease thereof shall be made and executed by the proper officers of such municipality

Return of
certain
unused land
by park com-
mission to
municipality.

Proviso.

Conveyance
by sale
and deed.

or body politic having the legal title or interest in and to such lands.

2. This act shall take effect immediately.

Approved April 7, 1931.

CHAPTER 68.

An Act to amend an act entitled "An act concerning evidence" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

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

Section 19
amended.

1. Section nineteen of an act entitled "An act concerning evidence" (Revision of 1900), approved March twenty-third, one thousand nine hundred, shall be and the same is hereby amended so as to read as follows:

Examination
of person
injured.

19. On or before the trial of any action brought to recover damages for injury to the person, the court before whom such action is pending may from time to time on the application of any party therein, order and direct an examination of the person injured as to the injury complained of and may in the discretion of the court on application of any party therein and on notice to the other party, order and direct an X-ray radiograph, or X-ray radiographs, be taken of the person injured as to the injury complained of by a competent physician or physicians, surgeon or surgeons, roentgenologist or roentgenologists in the presence of a representative of all parties to the action, in order to qualify the person or persons making such examination to testify in the said cause as to the nature, extent and probable duration of the injury complained of; and the court may in such order direct and determine the time and place of such examination, and the taking of such X-ray radiograph or radiographs; *provided*, this section shall not be construed to prevent any other person

X-ray taken.

Proviso.

or physician from being called and examined as a witness as heretofore.

2. This act shall take effect immediately.

Approved April 7, 1931.

CHAPTER 69.

An Act authorizing and empowering The Port of New York Authority to make payments to municipalities in the Port of New York District.

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

1. To the end that counties, cities, boroughs, villages, towns, townships and other municipalities in the Port of New York District, may not suffer undue loss of taxes and assessments by reason of the acquisition and ownership of property therein by The Port of New York Authority (hereinafter called the Port Authority), the Port Authority is hereby authorized and empowered, in its discretion, to enter into a voluntary agreement or agreements with any county, city, borough, village, town, township or other municipality in said Port District, whereby it will undertake to pay a fair and reasonable sum or sums annually in connection with any marine or inland terminal property owned by it, not in excess of the sum last paid as taxes upon such property prior to the time of its acquisition by the Port Authority. Such payment or payments which the Port Authority is hereby authorized and empowered to make, shall be in such amount or amounts and shall be payable at such time or times and under such terms and conditions as shall be agreed upon by and between the Port Authority and such county, city, village, borough, town, township or other municipality concerned.

Port Authority may agree with certain municipalities to make payments in lieu of taxes.

Authorization and terms of payment.
2. Every county, city, village, borough, town, township or other municipality in the Port of New York

Entering on agreement authorized.

District aforesaid is hereby authorized and empowered to enter into such agreement or agreements with the Port Authority to accept the payment or payments which the Port Authority is hereby authorized and empowered to make. The sums so received by any county, city, village, borough, town, township or other municipality shall be devoted to purposes to which taxes may be applied, unless and until otherwise directed by the law of the State in which such municipality is located.

3. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York has already enacted such legislation this act shall take effect immediately.

Approved April 7, 1931.

Use of sums
received.

When act
effective.

CHAPTER 70.

An Act to create a commission for the care and treatment of crippled children, defining its powers and duties and making an appropriation therefor.

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

Commission
on crippled
children.

How com-
posed.

Terms.

1. There is hereby created a commission for the care and treatment of crippled children in this State. The said commission shall consist of ten members, as follows: the Director of the State Department of Health, or an officer of his department to be designated by him; a representative from each of the organizations known as the Elks, Rotarians, the Shrine, Kiwanis, Lions, and the Medical Society of New Jersey, and one member of the Senate, and one member of the House of Assembly, to be appointed by the Governor upon the recommendation of their said respective organizations, and one citizen of the State to be appointed by the Governor. They shall be appointed for terms of five years each, except that the Senator and Assemblyman in this act provided for, shall be annually

appointed by the Governor, and vacancies occurring in the commission from any cause shall be filled by the Governor for the unexpired term only. All such appointments under this act shall be made by the Governor within thirty days after the act takes effect.

Vacancies.

When appointments made.

2. The said commission shall organize by the selection of a chairman and secretary from among its members, and is further authorized to employ such executives and assistants, who may be members of the commission, and to fix their compensation. The said commission is authorized and empowered to inquire into and ascertain the number, distribution and condition of crippled children throughout the State, to study the existing facilities and legal provisions, and to provide for the care, treatment, maintenance, education and general welfare of such children, in order to more adequately meet their needs; and in carrying into effect the provisions of this act the Commission is further authorized to cooperate with existing public and private agencies engaged in work of a similar character.

Organization.

Assistants.

Duties.

Cooperation with local bodies.

3. The commission is authorized to hold meetings within or without the State. They may take testimony, compel the attendance of witnesses and the production of books, papers and records by its subpoena, duly signed by its chairman and secretary, and shall adopt rules and regulations for carrying into effect the provisions of this act.

Meetings; rules and regulations.

4. The members of said commission shall receive no compensation for their services, but shall be entitled to their actual and necessary expenses incurred in the performance of duty. The commission is further authorized to employ such assistants as it may deem necessary in carrying on the work of said commission, and for the purpose of carrying this act into effect there is hereby appropriated the sum of fifteen thousand dollars (\$15,000) or so much thereof as may be necessary, when included in any appropriation bill, which shall be payable out of the treasury of this State on warrant of the Comptroller, on bills to be approved by the chairman of this commission.

Expenses met.

Appropriation.

5. This act shall take effect immediately.

Approved April 7, 1931.

CHAPTER 71.

An Act providing for and authorizing the compilation and distribution of the laws of this State concerning or relating to veterans of the wars of the United States.

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

Compilation
of laws
relating to
veterans.

1. The Secretary of State is hereby authorized, and it shall be his duty in sixty days after this act takes effect, to compile all laws of this State concerning or relating to the veterans of the wars of the United States, and hereafter to have the same printed in pamphlet form for use to the citizens of this State.

Appropriation.

2. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of fifteen hundred dollars, when included in any annual or supplemental appropriation bill.

3. This act shall take effect immediately.

Approved April 7, 1931.

CHAPTER 72.

An Act validating and confirming tax sales heretofore held in any township pursuant to the provisions of an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon (Revision of 1918)," approved March fourth, one thousand nine hundred and eighteen.

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

Validating
faulty ad-
vertised tax
sales.

1. Any tax sale heretofore held in any township of this State pursuant to the provisions of an act entitled "An act concerning unpaid taxes, assessments and other

municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon (Revision of 1918)," approved March fourth, one thousand nine hundred and eighteen, and the acts amendatory thereof and supplemental thereto, shall not be invalidated by reason of the fact that the advertisement of such sale did not state the years for which the said taxes had been assessed and the sale held.

2. This act shall take effect immediately.

Approved April 7, 1931.

CHAPTER 73.

A Supplement to an act entitled "An act to establish public parks in certain counties in this State and to regulate the 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:*

1. To meet the further expenses to be incurred under the provisions of the act to which this is a supplement, for the acquisition, development and improvement of parks and parkways in any county in this State in which said act shall be in force, the board of chosen freeholders in any such county shall, from time to time, in amounts not to exceed seven hundred thousand dollars (\$700,000) in any one year, and in addition to any bonds heretofore authorized by law, on the requisition of the board of park commissioners in any such county, in the name of and on the credit of the said county, borrow money by issuing the bonds of the said county to a sum not exceeding in the aggregate three million five hundred thousand dollars (\$3,500,000). Such bonds, and temporary notes or bonds in anticipation thereof, shall be issued in accordance with an act entitled "An act to authorize and regulate the issuance

Bond issue
authorized.

Amount.

Total issue.

Law author-
izing issue.

Use of proceeds.	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 amendments thereto and supplements thereof. The proceeds of the sale of said bonds, after deducting expenses for their issue and sale, said expenses to include the interest on the temporary financing of said sums, if any, shall be paid over to the said park commission.
Referendum.	2. This act shall take effect immediately; <i>provided, however,</i> that no bonds shall be issued in any county pursuant to this act until this act shall have been accepted by the voters of said county by a majority of the votes cast for or against the same, on the day when primary election is held in said county, and the question of the acceptance or rejection of this act shall be submitted to the voters of such county at any such primary election whenever the park commission and the board of chosen freeholders of such county shall, by resolution, determine. The said park commission shall, within thirty days before the date of such primary election, file a copy of such resolution with the clerk of the board of chosen freeholders of said county. Upon receipt of said resolution, the clerk of the board of chosen freeholders of said county shall forthwith call a meeting of said board of chosen freeholders of said county to receive such resolution and the said board of chosen freeholders of said county shall within five days after receipt thereof act thereon, and if said board of chosen freeholders assent thereto, by resolution adopted by a majority of said board of chosen freeholders, it shall file a copy of said resolution of said park commission and a copy of its resolution assenting thereto with the county clerk of such county and it shall be the duty of such county clerk at least ten days before any such election, to give notice by publication in two or more newspapers published and circulating in the county, that submission of the question of the acceptance or rejection of this act will be made at the ensuing primary election, stating briefly the question to be submitted as herein provided, and it shall be the duty of the said clerk to
Question submitted to voters.	
Resolution filed with freeholders.	
Meeting to consider.	
Notice of submission of question.	

provide ballots sufficient in quantity for the legal voters of said county, not less than two to each legal voter as the number of voters appears by the last preceding election, and make distribution thereof as far as practicable in the manner provided by law for the distribution of other ballots at such elections; such ballots shall be separate and distinct ballots, one of which shall contain the following: "For the issuance of bonds not exceeding three million five hundred thousand dollars, for the further acquisition, development and improvement of parks and parkways in the County of (insert name of county)," and the other ballot shall contain the words: "Against the issuance of bonds not exceeding three million five hundred thousand dollars, for the further acquisition, development and improvement of parks and parkways in the County of (insert name of county)," and an equal number of each kind of ballot shall be printed and distributed; and the legal voters of said county may at such election decide upon the acceptance or rejection of this act by the use of such ballots; such ballots shall be cast at such election, separate and distinct from other ballots used at such election, and shall not, except as herein provided, be regulated by the laws regulating ballots used in the election of public officers; such ballots, however, shall be deposited when offered without being enclosed in an envelope by any legal voter, in the ballot boxes used at such election, and all ballots so cast for or against this act shall be counted and the result thereof returned by the election officers holding such election as herein provided, and the acceptance or rejection of this act shall be determined by the result of such election, and if there shall be found on a canvass of all the votes cast to be made as herein provided, a majority of ballots in favor of this act, then this act, but not otherwise, shall take effect immediately in such county; the return and certificate of the result of the votes cast in every election district or voting precinct in such county for or against the acceptance of this act shall be filed forthwith after the close of the said election by the officers conducting the same, with the clerk of the county wherein such election is held, and it shall be the duty of such clerk to tabulate the said returns and canvass all

Ballots.

Proposition
set out.

Voting.

Separate
ballot.Result
ascertained.Ballots
filed with
county clerk.

Tabulation.

Certified copy
delivered to
freeholders
and park
commission.

votes so cast in all the election districts in said county and certify upon such tabulated statement the number of votes cast for the acceptance of this act, the number of votes cast against the acceptance of this act, and he shall file such tabulated statement with his certificate thereon in his office, thereto to remain of record; and it shall be the duty of the said clerk within five days after the filing of such tabulated statement and certificate in case the same shall show that this act has been accepted in such county, to deliver a certified copy of said tabulated statement and certificate to the clerk of the board of chosen freeholders of such county, and a like tabulated statement and certificate to the secretary of the county park commission.

3. This act shall take effect immediately.

Approved April 8, 1931.

CHAPTER 74.

An Act vesting the title to real estate of which Hattie Hudson died seized, and which is alleged to have escheated to the State of New Jersey in the year one thousand nine hundred and twenty-eight, in Mabel O'Laughlin.

Preamble.

WHEREAS, Hattie Hudson, late of the city of Atlantic City, county of Atlantic and State of New Jersey, departed this life on the eleventh day of June, one thousand nine hundred and twenty-eight, seized of all that certain lot of land and premises situate in the city of Atlantic City, county of Atlantic and State of New Jersey, described as follows: Beginning at a point one hundred and fifty feet north of Baltic avenue, in the easterly line of New Hampshire avenue; thence (1) east, one hundred and fifty feet; thence (2) north, twenty-five feet; thence (3) west, one hundred and fifty feet; thence (4) south, twenty-five feet to the place of beginning; and

WHEREAS, The said Hattie Hudson left no person or Preamble.
 persons capable of inheriting the said lands and
 premises; and

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

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

1. All the estate, right, title and interest of every kind Vesting title
and certain
property in
Mabel
O'Laughlin.
 and character, of which it is alleged the State of New
 Jersey is seized in and to certain real estate heretofore
 belonging to Hattie Hudson, more particularly described
 in the first preamble to this act, are hereby vested in
 Mabel O'Laughlin; such title so as aforesaid vested
 under the provisions of this act is validated and con-
 firmed.

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

Approved April 10, 1931.

CHAPTER 75.

An Act to amend an act entitled "An act to establish
 juvenile and domestic relations courts, defining their
 jurisdiction, powers and duties, and regulating pro-
 cedure therein (Revision of 1929)", approved April
 twenty-second, one thousand nine hundred and twen-
 ty-nine.

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

1. Section 3 of the act to which this act is amenda- Section 3
amended.
 tory be, and the same is hereby amended so that it shall
 read as follows:

3. In counties other than those of the first class, the Judge of
court.
 judge of the Common Pleas Court shall be the judge
 of the "Juvenile and Domestic Relations Court" of said
 counties. In counties of this State, now or hereafter Judge in
certain
counties.
 having a population of not less than 305,000, nor more

Term.	than 370,000 inhabitants, there may be appointed by the Governor of this State, with the advice and consent of the Senate, a person to be judge of the "Juvenile and Domestic Relations Court" of such county, who shall hold his said office for a term of five years, and until his successor is appointed and qualified, and who shall receive such annual compensation as shall be determined by the Board of Chosen Freeholders of any such county.
Exceptions to act.	The provisions of Section 35 and 36 of the act of which this act is amendatory relative to and concerning the appointment of separate judges of the "Juvenile and Domestic Relations Court" shall not apply to the court in this section created and authorized. In counties, not of the first class, and not embraced within the classification in this paragraph contained, but 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.
Other designations.	
In case of vacancy.	2. This act shall take effect immediately. Approved April 13, 1931.

CHAPTER 76.

An Act to amend the title and the body of an act entitled "An act respecting cities of the first class and providing for the election of commissioners therein," 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:

Title amended.	1. The title of an act entitled "An act respecting cities of the first class and providing for the election of com-
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missioners therein," approved March third, one thousand nine hundred and twenty-five, is hereby amended so that it shall read as follows: "An act respecting cities of the first class and cities of the second class having a population exceeding one hundred fifteen thousand, and providing for the election of commissioners therein."

New title.

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

Section 1 amended.

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

Election of commissioners in first class cities;

In second class cities.

Terms.

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

Filling vacancy.

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

Details as to election.

3. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed to the extent of such inconsistencies only.

Repealer.

4. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 77.

An Act to authorize municipalities of this State, governed by an improvement commission, the boundaries of which improvement commission are co-extensive with the boundaries of such municipality, to lay out highways, roads or boulevards through property acquired for park purposes, and to permit the leasing for railroad purposes of portions of land so laid out.

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

Use of park
land for
highway.

1. In every municipality of this State governed by an improvement commission, the boundaries of which improvement commission are co-extensive with the boundaries of such municipality when said municipality has heretofore acquired lands for use as public parks, it shall be lawful for the body or commission having the management or control thereof, to consent to the use of the same by the governing body for public highways, roads or boulevards, which consent may be given by resolution duly passed by said body or commission, *provided, however*, that such consent shall not be given in any case where said lands shall have been improved and actually in use for park purposes or where said lands shall have been dedicated or conveyed to park uses with a restriction against the use of the same for highway or railroad purposes.

Proviso.

Lease for
railroad
purposes.

2. The governing body of such municipalities shall have power, by ordinance, to lease so much of the said land laid out as a highway, road or boulevard as shall in the judgment of said governing body be reasonably necessary to permit and enable any railroad to construct, maintain, and operate side tracks or sidings longitudinally and across said highway, road or boulevard, and upon such terms and for such consideration as shall, in the judgment of said improvement commission be deemed reasonable and proper.

3. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 78.

An Act permitting municipalities to convey and dedicate water lands to the Federal Government for national park purposes.

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

1. Any municipality having lands devoted merely to water supply purposes and being a part of a site of historical interest and lying near or adjacent to a national historical park now or hereafter established and maintained by the Federal Government on lands acquired by gift of a citizen or citizens of this State or otherwise, may convey and dedicate said lands, or any part thereof, to the Federal Government for the purposes of and to become a part of said park. Such conveyance or dedication of said lands shall be authorized by ordinance and may be made with such reservations as to water rights and with such reversions as the governing body of said municipality may by said ordinance determine.

Certain land conveyed to Federal Government for park purposes.

Authoriza-
tion.

Reservations
and rever-
sions.

2. Said ordinance shall become operative ten days after the publication thereof after its final passage, unless within said ten days a protest or protests against making such conveyance or dedication shall be filed in the office of the clerk of such municipality signed by taxpayers representing ten per centum in amount of the assessed valuation of such municipality whose names appear on the last preceding assessment roll thereof, in which case such ordinance shall remain inoperative until a proposition for the ratification thereof shall be adopted at an election to be held for that purpose by a majority of the qualified voters of such municipality voting on such proposition. The certificate of the clerk of the municipality filed in his office as to the filing or sufficiency of any protest or protests shall be conclusive for the purposes of this section. At least ten days before any such election, notice thereof shall be published once in a newspaper published in such municipality, or if no newspaper

When
operative.

Protests may
be filed.

Notice of
election.

Referendum.	is published therein, then in a newspaper published in the county and circulating in such municipality.
Proposition.	Any proposition submitted to the voters of any municipality under the provisions of this act shall be voted upon at the next general election held in the municipality at least thirty days after the filing of the protest or protests herein provided for, unless the governing body thereof shall call a special election therefor. Any such special election shall be conducted and canvassed by the same officers and in the same manner as near as may be prescribed by the laws regulating general elections. The proposition shall be stated on the ballots in substantially the following form: "Shall an ordinance of the..... (name of governing body) of the .....of (name of municipality) entitled .....(title or ordinance and date of passage), be ratified?" "Yes." "No."
Result published.	The governing body of such municipality shall adopt a resolution declaring the result of said election, which resolution shall be published once in the manner provided above for the notice of election. No action, suit or proceeding to contest the validity of such election shall be instituted after the expiration of twenty days from the date of publication of the resolution declaring the result thereof.
Testing validity.	

Approved April 13, 1931.

CHAPTER 79.

An Act to amend an act entitled "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," approved May sixth, 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:

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), 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.

Appropriation towards preserving records of Spanish War Veterans.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 80.

An Act to amend an act entitled "A General Act Relating to Boroughs" (Revision of 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:

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

Section 23 amended.

23. The mayor and councilmen of every borough shall constitute the council thereof, and shall meet on the first day of January in each year at twelve o'clock noon and thereafter at such time and place as they may, by resolution, direct, or to which their meetings may be adjourned; *provided*, that all regular meetings shall be held within the borough. Four councilmen exclusive of the mayor shall constitute a quorum for the transaction of business, but a smaller number may meet and adjourn from time to time. All meetings shall be presided over by the mayor, except as herein otherwise provided, but he shall not vote except to give the casting vote in case of a tie. It shall be the duty of the mayor, when necessary, to call special meetings of said council; in case of

Council.
Annual meeting.

Proviso.
Quorum.

Mayor to preside.

Special meetings.

his neglect or refusal it shall be lawful for any four members of said council to call such meeting at such time and place in said borough as they may designate, and in all cases of special meetings notice shall be given to all members of said council, or left at their place of residence.

Section 26
amended.

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

Passage of
ordinances.

Proviso.

Proviso.

Approval.

Procedure.

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 a majority of the members of said council present at said meeting, the mayor to have a vote thereon only in the case of a tie vote; *provided*, that there is a quorum of council present at said meeting; 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. The procedure to be followed with respect to the passage and publication of any said ordinance shall be as specifically set forth in "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, and the amendments thereof and supplements thereto.

3. This act shall take effect immediately.
Approved April 13, 1931.

CHAPTER 81.

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*:

Time for
completing
railroads
extended.

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 thirty-one, 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 actually been expended in surveys or location of 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 corporation 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.

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

Approved April 13, 1931.

CHAPTER 82.

An Act to amend an act entitled "An act to provide for the creation of The New Jersey State Board of Regents, and to define its powers and duties," 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 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:

Organization.

2. The board shall organize by electing by a majority vote one of its members as president, it is authorized and empowered to have and use a common seal, 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.

Seal.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 83.

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

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

Personnel
of township
fire depart-
ment.

1. In any township of this State in which fire districts have been or shall be established, and which town-

ship shall have adopted the provisions of the act to which this act is a supplement, and shall have established a fire department for the entire township, the full time members or full time personnel of the fire districts shall automatically become members and form part of the personnel of the fire department established for such township. The governing body of such township, in order to effectuate the purpose of this act, may, by resolution, designate the title and position of the officers and employees of such fire districts who may become members of the township fire department.

Title and
position of
members.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 84.

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 two hundred twenty-nine of the act to which this act is an amendment so that it shall read as follows:

Section 229
amended.

229. Every board of education shall employ a competent physician to be known as the medical inspector, and may also employ a nurse, and fix their salaries and terms of office. Every board of education shall adopt rules for the government of the medical inspector and nurse, which rules shall be submitted to the State Board of Education for approval.

Medical
inspector
and nurse.

The medical inspector, or the nurse under the immediate direction of the medical inspector, shall examine every pupil to learn whether any physical defect exists,

Duties.

Record kept.	and keep a record from year to year of the growth and development of such pupil, which record shall be the property of the board of education, and shall be delivered by the medical inspector or nurse to his or her successor in office. Said inspector or nurse shall lecture before the teachers at such times as may be designated by the board of education, instructing them concerning the methods employed to detect the first signs of communicable disease and the recognized measures for the promotion of health and the prevention of disease. The board of education may appoint more than one medical inspector and more than one nurse.
Lecture to teacher.	
Additional help.	
Exclusion of pupil from school.	When there is evidence of departure from normal health of any child, the principal of the school shall upon the recommendation of the school physician or school nurse exclude such child from the school building, and in the absence from the building of the school physician or school nurse, the classroom teacher may exclude such child from the classroom and the principal may exclude such child from the school building. Upon the recommendation of the school physician or school nurse, or in the absence from the building of the physician or nurse, the principal may exclude from school any child who has been exposed to a communicable disease or whose presence in the schoolroom shall be certified by the medical inspector or nurse as detrimental to the health or cleanliness of the pupils in the school, and shall notify the parent, guardian or other person having control of such child of the reason therefor. If the cause for exclusion is such that it can be remedied, and the parent, guardian or other person having control of the child excluded as aforesaid shall fail or neglect within a reasonable time to have the cause for such exclusion removed, such parent, guardian or other person shall be proceeded against, and upon conviction, be punishable as a disorderly person.
Exclusion when exposed to certain diseases.	
Remedying conditions by parents.	
Penalty for non-compliance.	

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 85.

A Further Supplement to 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. For the purpose of encouraging the development of commercial poultry and egg production in this State along sound economic lines, the Department of Agriculture is hereby authorized and empowered to co-operate with the Executive Committee of the New Jersey State Poultry Association in arranging an annual educational program and exhibits significant and important to the poultry industry of our State. The Department of Agriculture shall establish rules and regulations for carrying into effect the provisions of this act. Pursuant to such rules the department shall devote particular attention to the specific problems in connection with poultry keeping in areas adjacent and contiguous to the large centers of population in this State, and shall adopt such measures for the proper safeguarding of the said industry.

Development
of poultry
industry.

Exhibitions.

Problems
studied.

2. For the purpose of carrying into effect the provisions of this act, there is hereby appropriated the sum of two thousand dollars or so much thereof as may be necessary, when included in any appropriation bill.

Appropriation.

3. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 86.

An Act to make the proceedings of the Veterans of Foreign Wars of the United States of America, Department of New Jersey, a part of the military archives of the State, and to provide for the printing of the same.

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

Preserving
records of
veterans of
foreign wars.

Printed and
bound.

Disposition.

Appropriation.

1. Whenever the commander of the Veterans of Foreign Wars of the United States of America, Department of New Jersey, shall forward to the Adjutant General of New Jersey a properly prepared and duly certified copy of the proceedings of their annual encampments, together with a complete series of the general and special orders, circulars, and other data which may form a part of said proceedings, then the said proceedings, so reported, shall be considered part of the military archives of this State, and, in the discretion and under the direction of the Adjutant General of New Jersey, such part of said proceedings as he shall approve shall be printed and bound; and a printed and bound copy thereof shall be sent to each post, and to each public library in the State of New Jersey, together with an additional seventy-five printed and bound copies for exchange under the direction of the Adjutant General of New Jersey; also one hundred advance copies of the annual report of the department commander and sundry officers for the use of the annual encampment, unbound.

2. The sum of five hundred dollars (\$500.00), or so much thereof as may be necessary, is hereby appropriated, when included in the annual or supplemental appropriation bills, to pay for the printing and distribution of the proceedings as set forth in the first section of this act.

3. This act to take effect immediately.

Approved April 13, 1931.

CHAPTER 87.

A Further Supplement to an act entitled "An act creating a department to be known as the Board of Commerce and Navigation, and vesting therein all the powers and duties now devolved, by law, upon the Board of Riparian Commissioners, the Department of Inland Waterways, the Inspectors of Power Vessels and the New Jersey Harbor Commission," approved April eighth, one thousand nine hundred and fifteen.

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

1. The Board of Commerce and Navigation shall have power, after advertising as required by law, to enter into a contract, or contracts, for the dredging and construction of a channel beginning at approximately mile 57.4 in the adopted route of the State Inland Waterway at Black Point in Grassy bay, Galloway township, in the county of Atlantic and extending thence southeastwardly three thousand (3000) feet more or less to the junction of Grassy bay and Brigantine channel; thence, eastwardly in Brigantine channel five thousand eight hundred (5800) feet more or less; thence, still in Brigantine channel northeast by east three thousand nine hundred (3900) feet more or less to a point off Out thoroughfare; thence, northwardly thru Out thoroughfare into Little Mud thoroughfare one thousand eight hundred (1800) feet more or less; thence, in a general north-eastwardly direction following the various courses and distances of Little Mud thoroughfare to Wreck thoroughfare; thence, in a general northwardly direction following the various courses and distances of Wreck thoroughfare to the east fork of Cabbage thoroughfare; thence, in a general northwestwardly direction following the various courses and distances of Cabbage thoroughfare to Great bay; thence, in a general northwardly direction in Great bay to intersect the adopted route of the Inland Waterway, with a depth of not less than six

Contract for
dredging
channel in
Inland
Waterway.

(6) feet at mean low water, and a bottom width of one hundred (100) feet as an addition to, and for the purpose of enlarging the facilities of the Inland Waterway from Cape May to Bay Head.

Appropriation.

2. The sum of seventy-five thousand dollars (\$75,000) is hereby appropriated to cover the cost of the dredging and construction of said channel, to be expended by said Board of Commerce and Navigation in accordance with the laws of this State; same is to become available when included in any annual or supplemental appropriation bill.

3. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 88.

An Act to license and regulate the business of transient merchants or itinerant vendors in this State.

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

Definitions.

1. The words "transient merchants" or "itinerant vendors" shall, for the purpose of this act, be construed to mean and include persons, corporations or partnerships, principal or agent, who engage in a merchandising business in New Jersey with intent to close out or discontinue such business within a period of one year from the date of commencement, and including those who for the purpose of carrying on such business, hire, or lease or occupy any building, structure or railroad car for the exhibition and sale of such goods, wares and merchandise; *provided, however*, that nothing in this act shall be construed to affect the sale of fruits, vegetables and farm products, such as meat, poultry, butter and eggs.

Proviso.

Declaration as to goods, stock, premises, etc.

2. All transient merchants or itinerant vendors defined in section one (1) of this act before offering for sale any goods, wares, merchandise or bankrupt stock, shall under oath, make a declaration to the licensing official of the municipality in which they propose to conduct such sale, of the number of days they propose to

engage in such business, together with a specific statement as to the location of such goods, wares, merchandise or bankrupt stock by street and number and whether on the premises from which it is to be sold or in warehouses or storage.

3. All transient merchants or itinerant vendors as defined in this act, before offering for sale any goods, wares, merchandise or bankrupt stock, shall pay to the licensing official of the municipality in which such sale is to take place, a sum of not more than one thousand dollars (\$1,000), and upon payment of such sum, as may be specified in the ordinances of the municipality in which the transient merchant or itinerant vendor is to do business, said merchant or vendor shall be entitled to apply for and receive a license which shall continue in favor of the person to whom it is issued for the period of one hundred eighty (180) days from the day of issuance.

License fee.

Continuance of license.

4. All applicants for the license referred to in section three hereof shall be sworn to and shall disclose the name or names and residences of the owners or persons in whose interest such business is conducted; and shall further state the average quantity and kind, as nearly as can be, and the value of the stock of goods, wares, merchandise, or bankrupt stock intended to be sold or exposed for sale in said municipality. It shall also give the names and post-office addresses of the persons or corporations from which goods making up the stock were or are to be purchased and the licensing official of the municipality in arriving at the valuation may require the submission of bills or invoices of such goods, wares, merchandise or bankrupt stock. A separate license must be obtained for each branch, establishment or separate place of business in which the trade, following, profession or occupation of a transient merchant or itinerant vendor is carried on, and each license shall authorize the person, corporation or partnership obtaining it to carry on, pursue or conduct the business of a transient merchant or itinerant vendor only at the location or place of business which is indicated thereby.

Oath of applicants.

Statement.

Source of goods.

As to invoices.

Separate license for each place.

5. Before a license as herein provided, shall issue, the applicant shall execute and deliver to the licensing official

Applicant to furnish bond.

Amount of bond.	of the municipality, a good and sufficient bond with good and sufficient surety or sureties, to be approved by said licensing official, equal in the amount to twenty-five per centum (25%) of the value of the stock of goods, wares, merchandise or bankrupt stock as shown in the declarations and disclosures required under the provisions of this act, but in no event shall said bond be less than one thousand dollars (\$1,000) in amount, said bond to remain in force for one year, and be conditioned to indemnify and pay said municipality any penalties or costs incurred in the enforcement of any of the provisions of this act, and which shall also by its terms be so conditioned as to indemnify or reimburse any purchaser of goods, wares, merchandise or bankrupt stock in a sum equal to at least the amount of any payment or payments such purchaser may have been induced to make through the misrepresentation as to the kind, quality or value of such goods, wares, merchandise or bankrupt stock whether the said misrepresentations were made by the owners or their servants, agents or employees, either at the time of making the sale or through any advertisement of any character whatsoever printed or circulated with reference to the said stock of goods, wares, merchandise or bankrupt stock or any part thereof.
Use.	
Agent of applicant designated.	6. Before a license as herein provided for shall issue the applicant shall file with the licensing official of such municipality, an instrument in writing nominating and appointing the said licensing official his true and lawful agent with full power and authority to acknowledge service or notice of process for and on behalf of said applicant in respect to any matters connected with or arising out of the said license and the bond given as required by the provisions of section five (5) of this act or for the performance of the conditions of said bond or for any branch thereof, which said instrument in writing so nominating and appointing said licensing official as such agent shall contain recitals to the effect that said applicant for said license consents and agrees that service of any notice or process may be made upon said agent and when so made shall be taken and held to be as valid as if personally served upon the person applying for the said license under this act according to the laws
Purpose.	

of this or any other State, and waiving all claim or right of error by reason of such acknowledgment of service or manner of service.

7. Nothing in this act contained shall apply to or require the obtaining of a license by any charitable or religious society that shall conduct sales of goods, wares, merchandise or bankrupt stock when the proceeds thereof shall be applied to the payment of the expenses thereof and to the charitable or religious object for which such charitable or religious society exists. Exceptions to act.

8. Any transient merchant or itinerant vendor of goods, wares, merchandise or bankrupt stock as defined in this act who shall offer for sale or sell any goods, wares, merchandise or bankrupt stock without first paying to the licensing official of the municipality the license fee as herein required or who shall fail to secure the license provided for herein, or who shall neglect or refuse to file the statement provided for herein, or who shall make a false or fraudulent representation therein or falsely represent by advertising or otherwise that such goods, wares, merchandise or bankrupt stock are in whole or in part damaged goods saved from fire or make any false statement as to the previous history or character of such goods, wares, merchandise or bankrupt stock, or shall fail to file the bond required under this act, or shall fail to nominate said licensing official his agent upon whom service can be made for the purpose mentioned herein or shall refuse or neglect to comply with the requirements of this act in any part, shall be subject to a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00), or may be committed for a period not exceeding ninety (90) days, or both. Penalties for not complying with provisions of act.

9. All acts or parts of acts conflicting with the provisions of this act are hereby repealed, and there is specifically repealed chapter one hundred eighty-one of the laws of one thousand nine hundred twenty-one. Repealers.

10. The determination that any section of this act is invalid or unconstitutional, shall have no effect on the remainder thereof. As to constitutionality of act.

11. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 89.

An Act to amend chapter one hundred and fifty-three of the Laws of nineteen hundred and twenty-two, being an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning carriers" (Revision of 1904), approved March twenty-ninth, one thousand nine hundred and four,' which supplement was approved May first, one thousand nine hundred and eleven," approved March eleventh, nineteen hundred and twenty-two.

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

Section 4
amended.

1. Section four of "An act concerning carriers (Revision of 1904)," referred to in the title hereof and amended by section one of the act entitled "A supplement to an act entitled 'An act concerning carriers (Revision of 1904),' approved March twenty-ninth, one thousand nine hundred and four," referred to in the title hereof, is hereby amended so as to read as follows:

Railroad
police.

4. On application of any railroad company, street railroad company, canal company or steamboat company, the Governor of the State may appoint such persons as the company may designate to act as policemen for such company, and shall issue to each person so appointed a commission, a copy of which shall be filed in the office of the Superintendent of State Police; *provided, however*, that all such applications shall, in the first instance, be made to the said superintendent, and it is hereby made the duty of said superintendent to investigate and determine the character, competency, integrity and fitness of the person or persons designated in such application, and if such application shall have been approved by said superintendent, the applicant shall then present such approved application to the Governor; every person so appointed and commissioned shall, in the several counties, possess all the powers of policemen and of constables in

Commis-
sioned.

Proviso.

Powers.

criminal cases of the several townships and municipalities in such counties, and shall receive from the company by whom employed such compensation as shall be agreed between such company and person; when on duty, except when acting as detective, he shall wear in plain view a metallic shield or device with the words "railway police," "canal police" or "steamboat police" as may be appropriate, and the name or style of the company for whom appointed inscribed thereon; when any such company shall file in the office of the Superintendent of State Police a notice that it no longer requires the service of such policeman, his power as such shall cease and determine.

Compensation.

Badge.

Termination of service.

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

Act effective.

Approved April 13, 1931.

CHAPTER 90.

An Act to amend chapter one hundred and thirty-seven of the laws of nineteen hundred and twenty-four, being an act entitled "A further supplement to an act entitled 'An act for the punishment of crimes' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," which supplementary act was approved March eleventh, one thousand nine hundred and twenty-four.

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

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

Section 3 amended.

3. Every person engaged in the retail business of selling, leasing or otherwise transferring a pistol, revolver or other firearm of a size capable of being concealed upon the person, whether such seller, lessor or transferor is a retail dealer, pawnbroker or otherwise, shall keep a

Record of sale kept.

Register open to inspection.	register in which shall be entered the time of sale, date of sale, the name, age, color, nationality, occupation and residence of the purchaser, the name of the salesman making the sale, the place where sold, the make, model, manufacturer's number, calibre or other marks of identification on such pistol, revolver or other firearm. Such register shall be open at all reasonable hours for the inspection of any police or other peace officer.
Registry.	The form of such register shall be prepared by the Superintendent of State Police, and by him transmitted to the clerk of every municipality. The clerk of such municipality shall thereupon prepare said register in accordance with said form so transmitted, and furnish the same to each person, firm or corporation within his said municipality engaged in the business of selling, leasing or otherwise transferring pistols, revolvers, or other firearms. The purchaser of any pistol, revolver or other firearm capable of being concealed upon the person shall sign, and the dealer shall require him to sign his name and affix his address to said register, in duplicate, and the salesman shall affix his name, in duplicate, as a witness to the signature of the purchaser. Any person signing a fictitious name or address, or giving any false information in connection with the making of any such purchase shall be guilty of a high misdemeanor.
Furnished dealers.	
Signature of buyer and salesman.	
Penalty for false representation.	
Duplicate delivered.	The duplicate sheet of such register shall before twelve o'clock midnight of the day of sale, lease or transfer be delivered to the office of the chief of police of such municipality, or to the office of the captain of the precinct of any such city, within which the dealer resides, and a receipt shall be given to such dealer therefor; <i>provided, however,</i> that where a sale, lease or transfer is made in any municipality having no chief of police, it shall then be the duty of the dealer, from the day of sale to mail to the county clerk of the county within which the sale, lease or transfer was made a duplicate copy of such register. Any person violating any of the provisions hereof shall be guilty of a misdemeanor.
Proviso.	
Penalty.	
Form of register.	The register provided for in this act shall be substantially in the following form:

Sold, leased or transferred by
 salesman city, town or township
 description of arm (state
 whether revolver or pistol) maker
 number
 calibre name of purchaser
 age years permanent residence
 (state name of city, town or township, street and num-
 ber of dwelling)
 height feet inches
 occupation color
 skin eyes hair
 if traveling or in locality temporarily, give local address
 signature of purchaser
 (signing a fictitious
 name or address is a misdemeanor.) (To be signed in
 duplicate.) Witness salesman
 (To be signed in duplicate.)

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

Approved April 13, 1931.

CHAPTER 91.

An Act to supplement chapter one hundred and eighty-five of the laws of eighteen hundred and ninety-six, being 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:*

1. It is hereby made the duty of the Secretary of State to prepare and certify to the State Board of Taxes and Assessment, within thirty days after the end of each calendar month, abstracts of all corporate certificates, documents and other writings now and/or hereafter required to be filed in the office of said secretary, and so

Secretary
 of State to
 certify ab-
 stracts of
 certain records
 to State
 Board of
 Taxes.

What to be shown.

Acts that govern.

filed during said calendar month, pursuant to the provisions of the act to which this act is supplemental and all acts supplemental thereto and amendatory thereof. Said abstracts shall show in summary form, which form may be prescribed by said State board, all pertinent information necessary to enable said State board to effectively discharge its duties in computing and determining the annual license fee or franchise tax with respect to all corporations subject thereto pursuant to the provisions of the act to which this act is supplemental and pursuant to the provisions of chapter nineteen of the laws of nineteen hundred and six, being 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," approved March twelfth, nineteen hundred and six and all acts supplemental thereto and amendatory thereof.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 92.

An Act to amend the title and body of an act entitled "An act to regulate and increase the powers of police courts, recorders' courts and similar municipal courts known by any other name in cities of the third class, boroughs, towns, townships and villages having a population of over one thousand," approved April eighteenth, one thousand nine hundred and thirty.

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

Title amended.

1. An act entitled "An act to regulate and increase the powers of police courts, recorders' courts and similar municipal courts known by any other name in cities of the third class, boroughs, towns, townships and villages

having a population of over one thousand," approved April eighteenth, one thousand nine hundred and thirty, is hereby changed and amended so that henceforth the title of said act shall read as follows: An act to regulate and increase the powers of police courts, recorders' courts and similar municipal courts known by any other name in cities of the third and fourth class, boroughs, towns, townships and villages having a population of over one thousand.

New title.

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

Section 1 amended.

1. Hereafter, in all cities of the third and fourth class, boroughs, towns, townships and villages having a population of over one thousand, the recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction of criminal offenses and power of committal, whether elected by a vote of the people or appointed by the city council, borough council, board of aldermen, township committee, or by the mayor of such city or borough, or other board or body, or other authority, shall, in addition to the powers now possessed by him, try and determine all cases of assault, simple assault and battery, malicious mischief, larceny or embezzlement, where the price or value of the article, property or thing taken is under \$50.00, obtaining money or property under false pretenses, where the amount or value of the article, property or thing alleged to have been obtained is under \$50.00, receiving stolen property where the value of the article, property or thing alleged to have been received is under \$50.00, and also other criminal offenses, the penalty for which does not exceed a fine of \$100.00, or imprisonment for a term not exceeding six months, where any of the specified crimes are committed within the corporate limits of the municipality in which such criminal court is established; *provided*, the person or persons charged with any such offense shall, in writing, waive indictment and trial by jury.

Enlarges power of magistrates in small municipalities.

Additional powers given.

Proviso.

3. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 93.

An Act relative to the releasing and/or vacating the public easements or rights in any public or dedicated street or highway.

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

Validating
ordinances
vacating
public ease-
ments.

1. All ordinances heretofore passed by any municipality for the purposes of releasing and/or vacating the public easements in any street or highway, or in any dedicated street or highway, are hereby validated and confirmed, and the public easements are hereby released and/or vacated to the extent set forth in any such ordinance, notwithstanding that no certified copy thereof was filed within sixty (60) days from the date when said ordinance or ordinances or other proceedings become effective, in the office of the county in which said municipality is situate wherein the public record of deeds and conveyances of land is made and kept; *provided, however*, that said ordinances were published either in full or by title, together with a notice of the time and place when and where such ordinances would be considered for final passage, as required by law, at least two days prior to the time so fixed in said notice; *and provided, further, however*, that any such ordinances are not, at the date this act goes into effect, under attack as to their validity in any court of this State; and were adopted on final reading more than three months prior to the passage of this act.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 94.

An Act to amend an act entitled "An act for the punishment of crimes" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

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

Section 12
amended.

12. Any person, who being imprisoned in any jail, prison, prison farm, reformatory or other correctional or penal institution, for any crime, or who being in the custody of any such penal or correctional institution or being in the custody and control of the sheriff or other officer, having been indicted for or convicted of any offense or sentenced to imprisonment on such conviction or committed or detained in any prison, prison farm, jail, reformatory or other correctional or penal institution on any criminal charge, or held awaiting extradition, shall break from any jail, prison, prison farm, reformatory or other correctional or penal institution, and escape, or escape from the custody and control of the sheriff or other officer, or shall break jail, prison, prison farm, reformatory or other correctional or penal institution, although no escape be actually made, or shall leave the buildings or grounds of any jail, prison, prison farm, reformatory or other correctional or penal institution, before being lawfully discharged, without the consent of the superintendent or officer in charge thereof, shall be guilty of a misdemeanor.

Breaking
jail or escap-
ing from
officers.

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

Section 13
amended

13. Any person, who shall by any means whatsoever, aid or assist any prisoner in any jail, prison, prison farm, reformatory, or other penal or correctional institution or in the custody and control of any such institution

Aiding escapes
a misde-
meanor.

or in the custody and control of any sheriff or other officer, indicted for or convicted of any offense, or sentenced to imprisonment on such conviction, or committed or detained in such jail, prison, prison farm, reformatory, or other penal or correctional institution on any criminal charge or held awaiting extradition, to make or attempt to make his or her escape from any jail, prison, prison farm, reformatory or other penal or correctional institution, or from the custody or control of the sheriff, or other officer; although no escape be actually made; or any person who shall convey or cause to be conveyed into any jail, prison, prison farm, reformatory, or other penal or correctional institution or other place of confinement, any mask, visor or other disguise, or any instrument or arms intended to facilitate the escape of such prisoner, or the same deliver or cause to be delivered to any prisoner, or to any other person for the use of any prisoner, although no escape or attempt to escape be actually made, shall be deemed to have delivered such mask, visor or other disguise, instrument or arms, with intent to aid or assist such prisoner to escape; or any person who shall aid or assist any prisoner to attempt to make his or her escape from any jail, prison, prison farm, reformatory or other penal or correctional institution or from the custody of the sheriff or any constable, officer or other person who shall have the lawful charge of such prisoner in order to conduct or carry him to any jail, prison, prison farm, reformatory, or other penal or correctional institution, by virtue of a warrant of commitment for any crime expressed in such warrant, or by virtue of any order of transfer or by virtue of any order, sentence or judgment of imprisonment on conviction of any crime, shall be guilty of a misdemeanor.

3. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 95.

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:*

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

Section 11
amended.

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, or shall have heretofore or hereafter become legally merged into another corporation, the Commissioner of Banking and Insurance shall thereupon deliver to such receiver or the directors or trustees on dissolution, or to the corporation into which merged, 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.

Delivery of
securities on
dissolution
or merger.

Proviso.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 96.

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, one thousand nine hundred and eighteen.

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

Section 213
amended.

Transfer of
inmates.

Proviso.

Proviso—
transfer to
reformatories.

Contract for
maintenance
of inmates.

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

213. Any inmate of any correctional institution as classified in this act may be transferred to any other such correctional institution by order of the commissioner directing such transfer, either upon the application of the chief executive officer or upon the initiative of the commissioner, *provided*, that no inmate of the State Home for Boys or the State Home for Girls shall be transferred to the New Jersey State Prison, unless convicted of a crime punishable by imprisonment in said prison, and *provided further*, that any inmate of the State Home for Boys over the age of sixteen years, may be transferred from said Home for Boys to the Reformatory at Annandale or the Reformatory at Rahway, and any inmate of the State Home for Girls, over the age of sixteen years, may be transferred from said State Home for Girls to the Women's Reformatory at Clinton. The commissioner may also contract, under the direction of the State board, and in behalf of any institution where an inmate to be transferred may be, with the various governing bodies of counties in this State for the amount to be paid for maintenance of inmates of correctional institutions to be maintained in such county institutions, after transfer thereto by order

of the commissioner, for such amounts as may be approved by the State House Commission, and such payments shall be taken from and paid out of the appropriation made annually for the maintenance of such person or persons in the State institution from whence he is or shall be transferred, and the commissioner shall have power to make such transfer in such cases as in the case of other transfers provided for in this section. Such transfers shall be made in accordance with the formally adopted rules of the State board. Persons transferred shall be subject to rules, regulations and discipline of the institution in which they are confined, except in so far as they conflict with the rules and regulations of the State board.

Payments
deducted.

Responsi-
bility of
transferees.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 97.

An Act to amend an act entitled "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies," approved May sixth, one thousand nine hundred and twenty-nine.

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

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

Section 6
amended.

6. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of eighty-five thousand dollars, or so much thereof as may be necessary.

Appropriation for
soldiers' bonus.

2. This act shall take effect immediately.

Approved April 13, 1931.

CHAPTER 98.

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 5
amended.

1. Section five of said act is hereby amended to read as follows:

Change
name, stock,
etc.

Par value.

Classes of
stock.

Change in
stock.

5. Every railroad company shall have power to change its name, to decrease or to increase its capital stock, to create one or more classes of preferred stock or prior preference or other special stock, extend its corporate existence, 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, 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 re-adjustment or re-classification of all or part of its capital stock or alter or amend existing provisions for the regulation of the management and affairs of the corporation by certificate and proceedings in the manner prescribed by the twenty-seventh, twenty-eighth and twenty-ninth sections of the "Act concerning corporation" (Revision of 1896); the stockholders of any railroad company may, by agree-

ment expressed in the certificate of incorporation or in a supplementary certificate executed and acknowledged by every stockholder, and filed in like manner as the original certificate, authorize and empower the holders of bonds of the company secured by mortgage on its property and franchises to vote at meetings of stockholders, in person or by proxy, either for the election of directors or for other purposes, each bondholder to cast as many votes as shall be fixed by the certificate of incorporation or by any supplemental certificate executed, acknowledged and filed as above provided, and the production of his bonds shall be evidence of his right to vote, and every bondholder so voting shall be subject, to the extent of the amount of his bonds, to the same liabilities as stockholders.

Bond
holders may
vote.

Authority
shown.

Approved April 14, 1931.

CHAPTER 99.

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. Every board of chosen freeholders may accept and every municipality may contribute as part of its share under any agreement entered into pursuant to Section one thousand one hundred and twenty-eight, Article XI, Chapter one hundred and eighty-five, P. L. one thousand nine hundred and eighteen, any funds received by such municipality from the State Highway Commission of this State under Chapter two hundred and seventeen, P. L. one thousand nine hundred and sixteen, as amended.

Certain
moneys
contributed
for roads.

2. The amount contributed by the board of chosen freeholders under this act shall in no case exceed the amount contributed by the municipality irrespective of the amount paid to the municipality by the State Highway Commission.

Amount
limited.

3. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 100.

An Act to establish a State Board of Tax Appeals and to define its powers and duties, and vesting therein all the powers and duties now devolved by law upon the State Board of Taxes and Assessment relating to the review, hearing and determination of all appeals concerning the assessment, collection, apportionment or equalization of taxes.

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

Board of
tax appeals
established.

1. There is hereby established a board to be known as the "State Board of Tax Appeals", hereinafter referred to as the "Board".

Membership.

2. The board shall consist of five members, who shall be citizens of the State, not more than three of whom shall belong to the same political party and at least one of whom shall be a counsellor-at-law. One of the appointees shall be designated by the Governor as president of the board and shall so act during his term of office.

President of
board.

Oath.

The president shall be a counsellor-at-law. Each member appointed shall, before entering upon the performance of his duties, file with the Secretary of State an oath taken before a justice of the Supreme Court that he will faithfully discharge the duties of his office, and that he is not directly or indirectly interested in any railroad, canal or other public utility company whatsoever. Each of the members of this board shall receive compensation at the rate of four thousand five hundred dollars per annum, except the president who shall receive compensation at the rate of six thousand five hundred dollars per annum. Any member of the board may be removed by the Governor for inefficiency, neglect of duty, or malfeasance in office, but for no other reason.

Salary.

Subject to
removal by
Governor.

Seal.

The board shall have a seal which shall be judicially noticed. No member of the board shall be permitted to

practice before the board for a period of two years after leaving office.

Practicing
before board
by former
members.

The first members of the board shall, without further appointment or confirmation, be the members of the State Board of Taxes and Assessment in office at the time this act shall become effective. The Governor shall forthwith designate one of said first members to hold office for a five-year term, one for a four-year term, one for a three-year term, one for a two-year term, and one for a one-year term. Each respective term shall begin from the day this act becomes effective and shall continue during the time respectively designated by the Governor as aforesaid. Annually thereafter members shall be appointed by the Governor, by and with the advice and consent of the Senate, for a term of five years. Vacancies shall be filled for unexpired terms.

First board.

Terms.

Susequent
appointments.

Said board shall do and perform all acts now required by any law to be done and performed by the State Board of Taxes and Assessment relative to the hearing and determination of tax appeals.

Powers and
duties.

3. All books, blanks, papers, documents and other records whatsoever, relating to the review, hearing and determination of pending tax appeals, in the possession or custody of the State Board of Taxes and Assessment, shall, on demand, be delivered and transferred to the State Board of Tax Appeals, and thereafter remain in the charge and custody of the last mentioned board.

Transfer of
book,
records, etc.

4. The board shall succeed to and exercise exclusively all the powers and perform all the duties concerning the review, hearing and determination of appeals concerning the assessment, collection, apportionment, or equalization of taxes which are now exercised or performed by or conferred and charged upon the State Board of Taxes and Assessment by virtue of any existing law or laws. All tax appeals pending before the State Board of Taxes and Assessment shall continue before and be determined by the board hereby established; and the said State Board of Tax Appeals shall have such other and further powers and perform such other and further duties in connection with the hearing and determination of tax appeals, as may be conferred or imposed upon it, from time to time.

Successor to
board of
taxes and
assessments.

Tax appeals
now pending
continued.

Further
duties.

- Quorum.** 5. A majority of the members of the board shall constitute a quorum for the transaction of the business of the board. A vacancy in the board shall not impair the powers nor affect the duties of the board, nor of the remaining members of the board.
- Hearings.** 6. Hearings before the board shall be open to the public. The proceedings of the board shall be conducted in accordance with such rules of evidence and procedure as the board from time to time may prescribe. It shall be the duty of the board to reduce to writing its findings of fact and its decision in each case. Such findings and decision shall be entered of record and a copy furnished to the appellant and to the State Tax Department. If the amount of tax in controversy is more than five thousand dollars, the testimony shall be taken stenographically and reduced to writing. All findings, decisions and reasons therefor of the board, including the transcript of testimony, if any, shall be public records and open to the inspection of the public.
- If tax over \$5,000.**
- Office.** 7. The principal office of the board shall be at the State House in Trenton, but the board may sit at any place within the State of New Jersey. The times and places of the meetings of the board shall be prescribed by the president with a view to securing reasonable opportunity to appellants to appear before the board, with as little inconvenience and expense as is practicable.
- Sittings and meetings.**
- Power of court of common pleas.** 8. For the efficient administration of the functions vested in the board, each member of the board shall have power to administer oaths, examine witnesses, and shall have the same power as the Court of Common Pleas to issue subpoenas to compel the attendance of witnesses and the production of all necessary reports, books, papers, documents, correspondence, and other evidence, at any designated place of hearing. Such subpoenas shall be authenticated by the seal of the State Board of Tax Appeals, and either party to any proceeding before said board may secure subpoenas, without charge, from said board.
- Subpoenas.** Misconduct on the part of any person attending a hearing, or the failure of any witness, when duly subpoenaed to attend, give testimony or produce any records shall be punishable by the Court of Com-
- Misconduct at hearing.**

mon Pleas in the same manner as such failure is punishable by such court in a case therein pending. Any person who, having been sworn or affirmed as a witness in any such proceeding, shall willfully give false testimony, shall be guilty of perjury. The fees for the attendance of witnesses shall be such as are now provided for the attendance of witnesses in other civil cases, and shall be paid by the party arranging for the attendance of such witnesses.

Perjury.

Witness fees.

9. The board is authorized and empowered to appoint such clerical, technical and other assistants as may be necessary, including a secretary, fix their compensation and prescribe their duties, subject to the provisions of the civil service act, chapter one hundred and fifty-six of the laws of nineteen hundred and eight as supplemented and amended, and appropriations made therefor. The first secretary of the board shall be the present secretary of the State Board of Taxes and Assessment.

Secretary and clerical help.

10. The board is hereby empowered and charged with the duty to review, hear and determine all appeals by any person, firm, corporation, taxing district, municipality or county aggrieved by any act, proceeding, ruling, decision or determination of the State Tax Department or of the State Tax Commissioner and to make reasonable rules regulating the manner, form, time, terms and conditions of such appeals and to make such orders upon the final determination of such appeals as will effectuate said final determination according to law.

Hearing and determining appeals.

11. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall be liberally construed and shall take effect on the first day of July, nineteen hundred and thirty-one.

Repealer.

Act effective.

Approved April 14, 1931.

CHAPTER 101.

An Act to supplement chapter two hundred and forty-four of the laws of nineteen hundred and fifteen, being an act entitled "An act to establish the State Board of Taxes and Assessment and to consolidate therein the Board of Equalization of Taxes of New Jersey and the State Board of Assessors," approved April eighth, nineteen hundred and fifteen.

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

State board
of taxes and
assessments
abolished.

1. The State Board of Taxes and Assessment created by the act to which this act is a supplement is hereby abolished and all offices and positions arising thereunder or depending thereon are hereby vacated, subject, however, to the provisions of the acts now pending entitled respectively "An act to establish a State Tax Department" and "An act to establish a State Board of Tax Appeals."

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 102.

An Act to amend Chapter LXXVI of the laws of one thousand eight hundred and ninety-two, being 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," approved March seventeenth, one thousand eight hundred and ninety-two.

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 to read as follows:

Section 5
amended.

5. And be it enacted, That the State Tax Commissioner shall, on or before the first Monday of August in each year, prepare a statement of the basis of the annual license fee or franchise tax as returned by each company to, or ascertained by, the said Commissioner, and the amount of tax due thereon respectively, at the rates fixed by this act as supplemented and amended and shall thereupon notify by mail each of said companies from which such tax shall have been so determined to be due, the amount of such tax; such tax shall thereupon become due and payable, and it shall be the duty of the State Tax Commissioner to collect and to receive the same and to pay over the same to the State Treasurer; if the tax of any company remains unpaid more than one month, after the same becomes due and payable as aforesaid, the same shall thenceforth bear interest at the rate of one percentum for each month until paid; *provided, however,* that the failure by any company subject to said tax to receive such notification by mail shall in no wise relieve such company from the incidence of such tax or the imposition of such interest; the State Tax Commissioner shall have power to require of any corporation

Annual
franchise tax.

Collection.

Tax unpaid
to bear
interest.

Proviso.

Certain information sought.	subject to tax under this act, such information or reports touching the affairs of such company as may be necessary to carry out the provisions of this act; and may require the production of the books and other records of such company, and the said Commissioner or any of his duly authorized assistants may examine said records, and may swear and examine witnesses in relation thereto and any such witness, duly sworn, who shall make a false statement, shall be deemed guilty of perjury. In case of neglect, refusal or failure on the part of any such company to produce its books and other records or submit the same for examination on demand of the State Tax Commissioner, the company so neglecting, refusing or failing shall be liable to a penalty of one hundred dollars, and an additional sum of ten dollars for each day during which such neglect, refusal or failure continues, recoverable by the State Tax Commissioner in the name of the State of New Jersey in an action of debt.
Penalty.	
Recovery of penalty.	
Act effective.	2. This act shall take effect on the first day of July, nineteen hundred and thirty-one, Approved April 14, 1931.

CHAPTER 103.

An Act to repeal chapter one hundred and eighteen of the laws of one thousand nine hundred and nineteen, being 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," approved April eleventh, one thousand nine hundred and nineteen, and all acts amendatory thereof.

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

Chap. 118,
P. L. 1919,
repealed.

1. Chapter one hundred and eighteen of the laws of one thousand nine hundred and nineteen, and all acts amendatory thereof, be and the same hereby are repealed.

2. This act shall take effect on the first day of July, *Act effective.*
nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 104.

An Act to amend chapter CLIX of the laws of eighteen hundred and eighty-four, being an act entitled "An act to provide for the imposition of State taxes upon certain corporations and for the collection thereof," approved April eighteenth, eighteen hundred and eighty-four.

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 to read as follows: *Section 7 amended.*

7. *And be it enacted,* That in addition to other remedies for the collection of such tax, it shall be lawful for the attorney-general, either of his own motion, or upon the request of the State Tax Commissioner, whenever any tax due under this act, from any company, shall have remained in arrears for a period of three months after the same shall have become payable, to apply to the Court of Chancery, by petition in the name of the State, on five days' notice to such corporation, which notice may be served in such manner as the Chancellor may direct, for an injunction to restrain such corporation from the exercise of any franchise, or the transaction of any business within this State until the payment of such tax and interest due thereon, and the costs of such application, to be fixed by the Chancellor; the said court is hereby authorized to grant such injunction, if a proper case appear, and upon the granting and service of such injunction, it shall not be lawful for such company thereafter to exercise any franchise or transact any business in this State until such injunction be dissolved. *Corporation restrained if tax in arrears three months. Injunction granted.*

- Act effective. 2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.
Approved April 14, 1931.

CHAPTER 105.

An Act to amend chapter LXXXVI of the laws of eighteen hundred and eighty-eight, being an act entitled "A supplement to an act entitled 'An act for the imposition of State taxes upon certain corporations and for the collection thereof,' approved April eighteenth, one thousand eight hundred and eighty-four," approved March first, eighteen hundred and eighty-eight.

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

Section 1
amended.

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

Corporation
found not
liable to tax-
ation, tax
refunded.

1. When any corporation upon which taxes have been or shall be levied under the provisions of the act to which this act is a supplement shall afterwards be found by the State Tax Commissioner to be not liable under the said act for such tax, it shall be the duty of the said commissioner to cancel and declare null and void any taxes which may have been or shall be imposed upon such exempted corporation, and if any corporation has paid or shall pay the tax so improperly levied, the Comptroller of the treasury shall be and is hereby authorized upon receipt of the certification of the State Tax Commissioner to the effect that such corporation has been found to be exempt from the tax imposed by the said act to draw his warrant upon the State Treasurer in favor of such corporation for any and all of such taxes which have been or shall be paid into the State treasury.

- Act effective. 2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.
Approved April 14, 1931.

CHAPTER 106.

An Act to amend chapter one hundred and seventy-nine of the laws of nineteen hundred and twelve, being an act entitled "An act concerning fertilizers," approved March twenty-seventh, nineteen hundred and twelve.

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 is hereby amended to read as follows:

Section 2
amended.

2. All corporations, firms or persons, before selling or offering for sale any commercial fertilizer for use in this State, shall annually file, on or before November first of each year, with the chemist of the New Jersey State Agricultural Experiment Station, herein termed the State Chemist, the said chemist being under the general direction and supervision of the director of the New Jersey State Agricultural Experiment Station, a certified statement on blanks furnished by the State Chemist, giving, with the exception of the net weight of package, the information required in section one and also a permit allowing the State Tax Commissioner or any of his duly authorized assistants to examine the books of the party registering the brand or brands, in order to verify, if necessary, the reports of said party as to the tonnage sold. Should a corporation, firm or person desire in any year to sell or offer for sale any new brand of commercial fertilizer and the statement be not filed by November first, as required by this section, the said corporation, firm or person may offer and expose for sale the said brand after filing a certified statement as aforesaid and complying with the other requirements of this act. Each application for registration must be accompanied by a registration fee of fifty cents for each brand enumerated. On receipt of the certified statement described in this section, and after compliance with the other requirements of this act, the State Chemist shall issue a certificate of registration for the commercial

Information
furnished
State Tax
Commissioner.

Sale of
new brands.

Registration
fee.

Certificate of
registration.

Change of grade.	fertilizer which shall be in force until the succeeding October thirty-first, and he shall publish annually a list of the brands registered. A brand name of a mixed fertilizer, once registered, shall not be changed to a lower grade at any subsequent registration.
Section 3 amended.	2. Section three of the act of which this act is amendatory is hereby amended to read as follows:
Bone fertilizers.	3. It shall be unlawful for any corporation, firm or person to use the word "bone" in connection with or as a part of the name of any fertilizer, or any brand of the same, unless the phosphoric acid contained shall be derived from pure animal bone. It shall be unlawful for any corporation, firm or person to sell or offer for sale any fertilizer having a name or brand which is misleading or deceptive, or which would tend to mislead or deceive as to the materials of which it is composed. Should any commercial fertilizer be registered in this State, and it be afterward discovered that such registration is in violation of any provision of this act, or if the State Tax Commissioner is not permitted to verify the statement of tonnage sold, the State Chemist shall have power to cancel such registration.
Cancellation of registration.	3. Section four of the act of which this act is amendatory is hereby amended to read as follows:
Section 4 amended.	4. For the purpose of defraying the expenses connected with the inspection of commercial fertilizers sold or offered for sale in this State and experiments relative to the value thereof, all corporations, firms or persons engaged in the manufacture or sale of commercial fertilizer shall, on April first and November first of each year, make a statement under oath in due form of law, which shall be prescribed by and filed with the State Tax Commissioner, and which shall set forth the number of net tons of fertilizer or fertilizer materials, sold since the preceding report; and upon such statement shall pay to the State Tax Commissioner the sum of fifteen cents per net ton of two thousand pounds. Nothing contained in this section shall interfere with fertilizers passing through the State in transit; nor shall apply to the delivery of fertilizer materials to fertilizer factories for manufacturing purposes.
Defraying expenses of inspection.	
Charge per ton.	

4. Section five of the act of which this act is amendatory is hereby amended to read as follows: Section 5 amended.

5. The registration fees paid for brands that are not accepted for registration are to be returned to the party making the application for registration and all other fees received by the New Jersey State Agricultural Experiment Station or the State Tax Commissioner shall be forwarded to the treasurer of the State of New Jersey and, after appropriation, according to law, the money thus accounted for shall be expended under the authority of the director of the New Jersey State Agricultural Experiment Station in defraying the expenses of inspecting and analyzing commercial fertilizers, and in the printing of bulletins containing the results of the inspections, and, should there be a surplus, the surplus shall be used by the New Jersey State Agricultural Experiment Station, under the authority of the director, for experiments and research relative to soils, fertilizers and manures and for the publication of the results obtained. Use of fees received.

5. Section seven of the act of which this act is amendatory is hereby amended to read as follows: Section 7 amended.

7. If any corporation, firm or person has sold any quantity of a commercial fertilizer for which the required statement of tonnage sold has not been made nor the fees paid; has rendered a false statement; or has rendered a false statement and paid fees in accordance therewith; or has not allowed the State Tax Commissioner to verify the statement of tonnage sold; or has sold fertilizer found by analysis, made by or under the direction of the State Chemist, not to contain substantially the guaranteed percentage of any one of the ingredients mentioned in the guaranteed analysis in accordance with section one of this act, or has labeled any fertilizer with a false or inaccurate guarantee; or if any corporation, firm or person has opposed the entrance of the State Chemist or his deputy to any building or in any way interfered with the discharge of his duty, such corporation, firm or person shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in the sum of one hundred dollars (\$100) for the first offense, and in the sum of not less than one hundred dollars (\$100), nor more than one thousand dollars Violations deemed a misdemeanor.

Penalties.

Recovery of penalty.	(\$1,000) for each subsequent offense. Any such penalty shall be sued for and recovered by and in the name of the director of the New Jersey State Agricultural Experiment Station in an action of debt. Such penalty, when recovered, shall be paid by said director into the treasury of the State of New Jersey. When judgment is obtained for any penalty under this act in any court of this State, against any individual, execution may issue against the goods, chattels and body of such individual; <i>provided</i> , that nothing in this act be so construed as to prevent a farmer mixing fertilizer materials for his own use, which have been sold under the provisions of this act, or to prevent manufacturers who have complied with sections one and two of this act having in stock raw or manufactured materials, or to prevent the New Jersey State Agricultural Experiment Station or any person or persons deputed by said New Jersey State Agricultural Experiment Station making experiments with agricultural chemicals for the advancement of the science of agriculture.
Execution.	
Proviso.	
Act effective.	6. This act shall take effect on the first day of July, nineteen hundred and thirty-one. Approved April 14, 1931.

CHAPTER 107.

An Act to amend chapter two hundred and eighteen of the laws of nineteen hundred and twelve, being an act entitled "An act concerning concentrated commercial feeding stuffs," approved March twenty-eighth, nineteen hundred and twelve.

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

Section 3
amended.

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

Information
furnished
State Tax
Commissioner.

3. Each and every manufacturer, importer, jobber, firm, association or person desiring to sell, offer or ex-

pose for sale or distribute in this State any commercial feeding stuff, he or they shall file annually, on the first day of January of each year, a certified statement on blanks furnished by the chemist of the New Jersey State Agricultural Experiment Station, and herein termed the State Chemist, giving the information required in section two, with the exception of the net weight of the package, together with a list of the principal agents or dealers throughout the State, with their addresses, and also a permit allowing the State Tax Commissioner or any of his duly authorized assistants to examine the books of the party registering the brand or brands in order to verify, if necessary, the reports of said party as to the tonnage sold. Should a manufacturer, im-
Sale of new brands.
 porter, jobber, firm, association, corporation or person desire in any year to sell, offer for sale or distribute a new brand of commercial feeding stuff and the statement was not filed on the first day of January, as required by this section, he or they may proceed to sell the same after the requirements of this act have been complied with. Each application for registration must
Registration fee.
 be accompanied by a registration fee of fifty cents for each brand enumerated. On receipt of the certified statement for each brand of commercial feeding stuff described in this section, and after compliance with all the requirements of this act, the State Chemist shall issue a certificate of registration for each brand, and said
Certificate issued by chemist.
 certificate shall be in force for the fiscal year, which ends on the thirty-first day of December. A brand name once
Change of grade.
 registered shall not be changed to a lower grade at any subsequent registration. The certified statement shall
Sample supplied.
 be accompanied, when the State Chemist shall so request, by a sealed package containing at least one pound of the commercial feeding stuff to be sold, offered or exposed for sale or distributed in this State, and the company or person furnishing said sample shall thereupon make affidavit that the said sample is representative of the commercial feeding stuff offered for registration.

2. Section four of the act of which this act is amendatory is hereby amended to read as follows:
 4. For the purpose of defraying the expenses connected with the inspection of commercial feeding stuffs
Section 4 amended. Semi-annual statement filed with State Tax Commissioner.

sold or offered for sale in this State and experiments relative to the value thereof, all corporations, firms or persons engaged in the manufacture or sale of commercial feeding stuffs shall, on July first and January first of each year, make a statement, under oath, in due form of law, which shall be prescribed by and filed with the State Tax Commissioner, and which shall set forth the number of net tons of such feeding stuffs sold during the preceding six months; and upon such statement shall pay to the State Tax Commissioner the sum of eight cents per net ton of two thousand pounds. Nothing contained in this section shall interfere with commercial feeding stuffs passing through the State in transit.

Section 10
amended.

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

Violations a
misdemeanor.

10. Any manufacturer, importer, jobber, firm, association, corporation or person who has sold, offered or exposed for sale or distributed in this State any commercial feeding stuff for which the required statement of tonnage sold has not been made nor the fees paid, has rendered a false statement and paid fees in accordance therewith, or has impeded, obstructed, hindered or otherwise prevented or attempted to prevent said State Chemist or State Tax Commissioner or their authorized agents in the performance of their respective duties in connection with the provisions of this act, or who has sold, offered or exposed for sale or distributed in this State any commercial feeding stuff as defined in section one, without complying with the requirements of the provisions of this act, or who has sold, offered or exposed for sale or distributed in this State any commercial feeding stuff which contained a smaller per centum of crude protein or crude fat or a larger per centum of crude fiber than has been certified to be contained therein, or who has failed to properly state the specific name of each and every ingredient used in its manufacture shall be deemed guilty of a violation of the provisions of this act, and upon conviction thereof shall be deemed guilty of a misdemeanor, and shall be fined in the sum of one hundred (100) dollars for the first offense, and in the sum of not less than one hundred (100) dollars, nor more than one thousand (1,000) dollars for each sub-

Penalties.

sequent offense. Any such penalty shall be sued for and recovered by and in the name of the Director of the New Jersey State Agricultural Experiment Station in an action of debt. Such penalty, when recovered, shall be paid by said director into the treasury of the State of New Jersey. When judgment is obtained for any penalty under this act in any court of this State against any individual, execution may issue against the goods, chattels and body of such individual. Any manufacturer, importer, jobber, firm, association, corporation or person who shall mix or adulterate any feeding stuff with any substance or substances injurious to the health of live stock or poultry shall be deemed guilty of a violation of the provisions of this act, and the lot of feeding stuff shall be subject to seizure, condemnation and sale as the court may direct; the proceeds from such sale to be paid to the Treasurer of the State of New Jersey. The court may, in its discretion, release the feeding stuff so seized when the requirements of the provisions of this act have been complied with, and upon payment of all costs and expenses incurred by the State in any proceedings connected with such seizure.

Recovery of penalties.

Execution.

Injurious adulterations.

Release of seized food.

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

Section 11 amended.

11. The registration fees paid for brands that are not accepted for registration are to be returned to the party making the application for registration, and all other fees collected by the New Jersey State Agricultural Experiment Station or the State Tax Commissioner shall be paid to the State Treasurer, and after being appropriated as now provided by law the money thus accounted for shall be expended under the authority of the Director of the New Jersey State Agricultural Experiment Station in defraying the expenses of the inspection, chemical and other examination of commercial feeding stuffs, in printing of bulletins giving the results of the inspection, for experiments and other agricultural activities as may seem to be to the greatest advantage, and to publish bulletins giving the results of these activities.

Disposition of registration fees.

5. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 14, 1931.

CHAPTER 108.

An Act to amend chapter eighty-one of the laws of nineteen hundred and twenty-three, being an act entitled "An act to provide for the collection, from mutual associations and stock companies writing workmen's compensation or employers' liability insurance in this State, and self-insurer, of funds from which to complete compensation payments to persons totally disabled as the result of two separate accidents, and to assist in carrying out the purposes of an act entitled 'An act to create a commission for the rehabilitation of physically handicapped persons and to define its duties and powers,' approved April tenth, one thousand nine hundred and nineteen," approved March seventeenth, nineteen hundred and twenty-three.

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

Section 1
amended.

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

Payments to
State Tax
Commissioner.

1. In order to carry out the purposes set forth in the title of this act, each mutual association or stock company writing compensation or employers' liability insurance in this State, and each self-insurer, shall annually, on or before the fifteenth day of February of each year, pay to the State Tax Commissioner a sum equal to one per centum of the total compensation paid out by such mutual association, stock company or self-insurer during the calendar year next preceding the due date of such payment. Such sum shall be paid by the State Tax Commissioner to the State Treasurer.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 109.

An Act to amend chapter one hundred and thirty-four of the laws of nineteen hundred and two, being 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*:

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

Section 65
amended.

65. Every insurance company, other than life, of another State or foreign country, transacting business in this State, shall, on or before the first day of March of each year, make to the Commissioner of Banking and Insurance a report, signed and sworn to by an officer of the company, or by its United States manager, if a company of a foreign country, stating the gross amount of premiums and premium deposits and assessments received by such company, and by each agent thereof, on business of the said company in this State for the preceding calendar year, including all premiums and premium deposits and assessments received from other companies for reinsurance of them, and the amount of premiums and premium deposits and assessments returned to the insured during said year on policies canceled, and the amount of premiums and premium deposits and assessments paid for reinsurance in other insurance companies of other States or foreign countries, authorized to do business in this State, and the amount of premiums and premium deposits and assessments and so-called dividends or unused or unabsorbed portion of all premiums and premium deposits and assessments returned or credited to policy-holders during the year for which the tax is determined, and shall pay to the State Tax Commissioner on or before the first day of

Annual statement by foreign companies—what to show.

Payment to tax commissioner.

Information supplied by commissioner of insurance.	June a tax of two per centum upon such gross amount of premiums and premium deposits and assessments received, less such returned premiums and premium deposits and assessments and such reinsurance premiums and premium deposits and assessments paid, and less the premiums and premium deposits and assessments and so-called dividends or unused or unabsorbed portion of all premiums and premium deposits and assessments returned or credited to policy-holders during the year for which the tax is determined, which tax shall be in lieu of all other franchise taxes imposed upon said corporation; the Commissioner of Banking and Insurance shall annually, on or before the first day of June of each year, ascertain and report to the State Tax Commissioner all facts necessary to enable the State Tax Commissioner to ascertain, fix and collect the amount of said tax to be paid by each and every company subject thereto under this act; <i>provided</i> , any taxes hereafter paid to the treasurer of any firemen's relief association of this State by fire insurance companies of other States and foreign countries and their agents, in accordance with the provisions of an act entitled "An act to facilitate the collection from fire insurance companies not organized under the laws of this State, but doing business herein, and from agents and brokers, of certain premiums for the benevolent funds of the several duly incorporated firemen's relief associations of this State," approved May second, one thousand eight hundred and eighty-five, shall be considered a part of the tax payable by such companies under this section, and nothing herein contained shall be construed to repeal, alter or change the provisions of the said recited act.
Proviso.	
Act to govern.	
Marine insurance excepted.	This section shall not apply to premiums received for marine insurance, as described by section sixty-five-A of this act when reported for purposes of taxation thereunder.
Section 65A added.	2. The act of which this act is amendatory be and the same is hereby amended by adding a new section to be section sixty-five-A, to read as follows:
Reports by marine companies—what to show.	65-A. Taxation; Reports. With the exception of license fees, real estate and personal property taxes, and

taxes under the reciprocal provisions of section sixty-six of this act as amended, every insurer organized, admitted or licensed to transact the business of marine insurance within this State, shall with respect to all insurances written within this State, upon hulls, freights, or disbursements, or upon goods, wares, merchandise and all other personal property and interests therein, in course of exportation from, importation into any country, or transportation coastwise, including transportation by land or water from point of origin to final destination in respect to, appertaining to, or in connection with, any and all risks or perils of navigation, transit or transportation, and while being prepared for, and while awaiting shipment, and during any delays, storage, transshipment or reshipment incident thereto, including war risks and marine builder's risks, be taxed only on that proportion of the total underwriting profit of such insurer from such insurances written within the United States, which the gross premiums of the insurer from such insurance written within this State bear to the gross premiums of such insurers from such insurance written within the United States. The term "underwriting profit," as used herein, shall be arrived at by deducting from the net earned premiums on such marine insurance contracts written within the United States during the calendar year (1) the losses incurred, and (2) expenses incurred, including all taxes, State and federal, in connection with such net earned premiums.

Underwriting
profit
defined.

Net earned premiums on such marine insurance contracts written during the calendar year shall be arrived at as follows:

Premiums—
how derived.

Gross premiums on such marine insurance contracts written during the calendar year, less any and all return premiums, any and all premiums on policies not taken and any and all premiums paid for such reinsurance.

Add unearned premiums on such outstanding marine business at the end of the preceding calendar year.

Deduct unearned premiums on such outstanding marine business at the end of the current calendar year.

Losses incurred, as used herein, shall mean gross losses incurred during the calendar year under such ma-

Losses
incurred.

rine contracts written within the United States, less reinsurance claims collected or collectible and salvages or recoveries collectible from any source applicable to the aforesaid losses.

Expenses:

Expenses incurred shall include:

Specific expenses;

(a) Specific expenses incurred on such earned marine premiums, consisting of all commissions, agency expenses, taxes, licenses, fees, loss-adjustment expenses, and all other expenses incurred directly and specifically in connection with such premiums, less recoveries or reimbursements on account of or in connection with such commissions or other expenses collected or collectible because of reinsurance or from any other source.

General expenses.

(b) General expenses incurred on such earned premiums, consisting of that proportion of general or overhead expenses, such as salaries of officers and employees, printing and stationery, all taxes of this State and of the United States, except as otherwise provided herein, and all other expenses not chargeable specifically to a particular class of insurance which the net premiums of such marine insurance written bear to the total net premiums written by such insurer from all classes of insurance written by it during the current calendar year.

Proviso.

Provided, however, that in arriving at the aforesaid "underwriting profit," for purposes of taxation under this section there shall not be deducted in respect to expenses incurred, as hereinbefore defined and specified in paragraphs (a) and (b), amounts which, in the aggregate, exceed forty per centum of the aforesaid gross premiums on such marine insurance contracts.

Report filed by marine companies.

Every insurer transacting marine insurance in this State shall file on or before the first day of April in each year with the Commissioner of Banking and Insurance, and in the form prescribed by him, a report of all the items pertaining to its insurance business as enumerated and prescribed in the preceding subdivision. To determine the basis of the tax on underwriting profit, every insurer which has been writing such marine insurance in this State for three years shall furnish the Commissioner of Banking and Insurance a statement of all of the aforementioned items, in the form prescribed by him for

Determining basis of tax on underwriting profit.

each of the preceding three calendar years. An insurer which has not been writing such marine insurance for three years shall furnish to the Commissioner of Banking and Insurance a statement of all the aforementioned items for each of the calendar years during which it has written such marine insurance.

If the Commissioner of Banking and Insurance finds the report of the insurer reporting correct, he shall, if the insurer has transacted such marine insurance for three years, (1) ascertain the average annual underwriting profit, as defined by this section, derived by the insurer from such marine insurance business written within the United States during the last preceding three calendar years, (2) ascertain the proportion which the average annual premiums of the insurer from such marine insurance written by it in this State during the last preceding three calendar years bears to the average total of such marine premiums of the insurer during the same three years, (3) compute an amount of five per centum on this proportion of the aforementioned average annual underwriting profit of the insurer from such marine insurance, and (4) charge the amount of tax thus computed to such insurer as a tax upon such marine insurance written by it in this State during the current calendar year. The Commissioner of Banking and Insurance shall each year compute the tax, according to the method described in this section, upon the average annual underwriting profit of such insurer from such marine insurance during the preceding three years, including the current calendar year, namely, at the expiration of each current calendar year, the profit or loss on such marine insurance business of that year is to be added or deducted, and the profit or loss upon such marine insurance business of the first calendar year of the preceding three-year period is to be dropped so that computation of underwriting profit for purposes of taxation under this section will always be on a three-year average; *provided, however*, that an insurer which has not been writing such marine insurance in this State for three years shall, until it has transacted such business in this State for that number of years, be taxed

Commissioner
to ascertain
certain facts.

Computation
of tax.

Proviso.

on the basis of its annual underwriting profit on such marine insurance written within the United States for the current calendar year, subject, however, to an adjustment in the tax as soon as the Commissioner of Banking and Insurance, in accordance with the provisions of this section, is enabled to compute the tax on the

Proviso. the aforementioned three-year basis; *and provided, further*, that in the case of mutual companies, the Commissioner of Banking and Insurance shall not include in underwriting profit, when computing the tax prescribed by this section, the amounts refunded by such companies on account of premiums previously paid by their policyholders.

Report by
commissioner
of insurance
to tax com-
missioner.

When the Commissioner of Banking and Insurance has computed the tax on an insurer's underwriting profit, he shall report to the State Tax Commissioner all facts necessary to enable the State Tax Commissioner to ascertain, fix and collect the amount of said tax to be paid by each and every insurer subject thereto under this act, which amount the insurer shall pay to the State Tax Commissioner within fifteen days after receipt of such notice from said State Tax Commissioner; *provided, however*, that in assessing taxes under the reciprocal provisions of section sixty-six of the act of which this act is amendatory credit shall be allowed for any taxes paid or payable under this section.

Payment.

Proviso.

Section 82
amended.

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

License
agents of
companies not
authorized to
do business
in this State.

82. The Commissioner of Banking and Insurance may issue to any citizen of this State a license, revocable at any time, permitting the person named therein to procure fire insurance as agent on property in New Jersey in insurance companies not authorized to do business in this State; but before the person named in such license shall procure any insurance in such companies on any property in this State he shall execute and file with said commissioner an affidavit that after diligent effort he is unable to procure, in companies admitted to do business in this State, the amount of insurance necessary to protect said property, and he shall only procure insurance

under such license after he has procured insurance in companies authorized to do business in this State to the full amount which said companies are willing to write on said property; *provided*, that such licensed person shall not be required to offer any portion of such insurance to any company which is not possessed of cash assets amounting to at least twenty-five thousand dollars, or one which has, within the preceding twelve months, been in an impaired conditions; each person so licensed shall keep a separate account of the business done under such license, which shall be at all times open to the inspection of the Commissioner of Banking and Insurance, his deputy, or any person employed by him to inspect the same, a certified copy of which account the licensee shall forthwith file with the Commissioner of Banking and Insurance, showing the exact amount of such insurance placed for any person, firm or corporation, the gross premium charged thereon, the companies in which the same is placed, the date of the policies and the terms thereof, and before receiving such license shall execute and deliver to the Commissioner of Banking and Insurance a bond to the State of New Jersey in the penal sum of three thousand dollars, with such sureties as said commissioner shall approve, conditioned that the licensee will comply with all the requirements of this act, and will pay to the State Tax Commissioner, semi-annually within fifteen days after receipt of notice from said Commissioner, or where such policies cover risks in any city, town, borough, township or portion of a township, or fire district in this State, which now has or may hereafter have, a duly incorporated firemen's relief association, to the treasurer of such association, in January and July of each year, the sum of three dollars for each one hundred dollars and at that rate upon the whole amount of gross premium charged for insurance procured or placed under such license during the preceding six months periods ending December and June respectively; the amount of taxes paid to the State Tax Commissioner under the provisions of this section shall be distributed by him in the manner now or hereafter pro-

Proviso.

Licensee's
account.

Bond given.

Payment to
firemen's
relief asso-
ciation.

Report by commissioner of insurance to tax commissioner.	vided by law as to taxes collected by him from fire insurance companies of other States and foreign countries. The Commissioner of Banking and Insurance shall ascertain and report to the State Tax Commissioner all facts necessary to enable the State Tax Commissioner to ascertain, fix and collect the amount of said tax to be paid by each and every licensee subject thereto under this act.
Section 89 amended.	4. Section eighty-nine of the act of which this act is amendatory be and the same is hereby amended to read as follows:
Penalty for violation; collection of.	89. The penalty for each violation of this act, except any failure of any company to file an annual statement, shall be five hundred dollars and all costs of suit; all penalties provided by this act shall be sued for and collected by the Commissioner of Banking and Insurance in an action upon contract in the nature of an action for debt in the name of the State; the first process against any person may be a <i>capias ad respondendum</i> , and any person against whom any judgment shall be obtained shall be committed to the county jail until such penalty and costs are paid; one-half of such penalty, when recovered, shall be paid by the Commissioner of Banking and Insurance to the local firemen's relief association in the city, town or township wherein the violation was committed, if there be such an association therein, and if not, then to be paid in equal shares to the several firemen's relief associations in the county wherein the violation occurred, and if none exist in the county then to be paid to the said commissioner, to be distributed by him as other funds are by law distributed to such associations, and the other half to the said commissioner for the use of the State; and the necessary expenses for enforcing the provisions of this act, when not otherwise provided for, shall be paid out of the fines so collected and the fees and taxes paid by insurance companies of other States and foreign countries.
Process.	
Act effective.	5. This act shall take effect on the first day of July, nineteen hundred and thirty-one. Approved April 14, 1931.

CHAPTER 110.

An Act to amend chapter CCXL of the laws of eighteen hundred and eighty-five, being an act entitled "An act to facilitate the collection from fire insurance companies not organized under the laws of this State, but doing business herein, and from agents and brokers, of certain premiums for the benevolent funds of the several duly incorporated firemen's relief associations in this State," approved May second, eighteen hundred and eighty-five.

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

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

Section 8
amended.

8. *And be it enacted*, That this act shall not alter or abridge any reciprocal legislation existing between the different States of the United States, in regard to the percentage of taxes collected by the State Tax Commissioner of this State, but said amount of premiums paid by any insurance company to the treasurer of any duly incorporated firemen's relief association in this State shall be deemed a part of said reciprocal tax to be collected by the State Tax Commissioner of this State.

As to reciprocal tax paid
firemen's relief
association.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 14, 1931.

CHAPTER 111.

An Act to amend chapter seventy-six of the laws of nineteen hundred and twenty-two, being an act entitled "A supplement to an act entitled 'An act to facilitate the collection from fire insurance companies not organized under the laws of this State, but doing business herein, and from agents and brokers, of certain premiums for the benevolent funds of the several duly incorporated firemen's relief associations in this State,' approved May second, one thousand eight hundred and eighty-five," approved March eleventh, nineteen 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 of which this act is amendatory be and the same is hereby amended to read as follows:

Payments, by
tax commis-
sioner to fire-
men's relief
associations.

1. The State Tax Commissioner is hereby authorized and required to pay upon the duly authenticated order of the executive committee of the New Jersey State Firemen's Association to the treasurer of said association or of any local relief association organized and existing under the provisions of an act entitled "An act concerning firemen's relief associations," approved March twenty-fifth, one thousand eight hundred and eighty-five, as such order may direct, out of the funds received by him and distributable to Local Firemen's Relief Associations such sum or sums as he may from time to time required by such order and requisition.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 112.

An Act to amend chapter one hundred and ninety-six of the laws of nineteen hundred and six, being an act entitled "A further supplement to an act entitled 'An act concerning firemen's relief associations,' approved March twenty-fifth, one thousand eight hundred and eighty-five", approved May second, nineteen hundred and six.

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

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

2. The Commissioner of Banking and Insurance of this State shall be and is hereby designated as the custodian of all official bonds provided for in section one of this act, when the same are deposited with him by the auditor of the New Jersey State Firemen's Association, for the proper use and benefit of the Firemen's Association to which said bond or bonds are made payable. Custodian of official bonds.

Whenever it shall be necessary for the said auditor to obtain bonds or renewals of the same by reason of any local relief association failing to do so, or for any other reason, the State Tax Commissioner, on being notified by the said auditor, and upon certification by the Commissioner of Banking and Insurance, is hereby empowered, authorized and directed to pay for the same out of money in or coming to his hands from the two per centum on premiums paid for insurance placed by foreign insurance companies on property in this State, and to charge the amount so paid to such of the associations for which said bonds are so obtained or renewed and deduct the same from the amount that would be coming to said association or associations in the next pro rata distribution of said funds. When bond obtained by auditor. Payment.

Section 5
amended.

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

Auditor.

5. For the purpose of proper supervision and control of the said funds and property of said associations, the said executive committee may and it is hereby authorized to elect each year an auditor, who shall, by virtue of his office, become and be a member of the said executive committee, and who shall and is hereby directed, authorized and empowered to examine the books, bonds and property of each and every of said associations whenever it may seem necessary for the proper care, safety and custody of the said funds and property of said associations, and for such purpose shall have power to demand and receive, for examination, all bonds and papers necessary to a full and fair examination thereof.

Renewal of
bonds.

He is hereby authorized and empowered to obtain and renew the bonds of any treasurer and collector of any association whose officers neglect or refuse to procure the official bond required by section one of this act, and he shall report to the State Tax Commisisoner any of said associations which have failed to procure said bonds; and when he shall have obtained or renewed said bonds he shall notify the said commissioner and have the expenses thereof paid by said commissioner as provided in section two of this act.

Report to tax
commissioner.

Act effective.

3. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 113.

An Act to amend chapter seventy-five of the laws of nineteen hundred and twenty-two, being an act entitled "A supplement to an act entitled 'An act concerning firemen's relief associations,' approved March twenty-fifth, one thousand eight hundred and eighty-five," approved March eleventh, nineteen hundred and twenty-two.

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

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

Section 1
amended.

1. Any funds heretofore or hereafter received and now or hereafter held by any relief association, organized and existing under the provisions of the act to which this act is a supplement, from any source whatever, may be used for the relief, support and maintenance of firemen, exempt, paid or volunteer, and of their dependents, not only during the lives of such firemen but after their death, in accordance with such reasonable rules and regulations in regard thereto as the executive committee of the New Jersey State Firemen's Association may from time to time establish, which rules and regulations said executive committee is hereby given power and authority to make and establish, alter, amend and supplement and said executive committee is further given power and authority to employ, put in effect and alter from time to time such methods of administration as may best accomplish such results, including power and authority to provide for the restoration of the funds of any local relief association diminished by payments made under the operation of this act or otherwise either by an assessment levied by said executive committee upon other associations in such equitable manner as it may prescribe or

Use of funds.

Rules to
govern.

Restoration
of funds.

Direction
of tax com-
missioner.

by direction to and requisition upon the State Tax Commissioner with respect to the funds received by him from the tax upon the premiums of fire insurance in foreign insurance companies.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 114.

An Act to amend chapter one hundred and twenty-seven of the laws of eighteen hundred and ninety-eight, being an act entitled "An act authorizing a firemen's home for the aged, indigent and disabled firemen of this State, and providing for the regulation and government of such home," approved April second, eighteen hundred and ninety-eight.

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

Section 20
amended.

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

Support o
of home.

20. To provide the money and means necessary to govern, manage, conduct and sustain said home, said managers may receive bequests or devises for the use and benefit of said home, and the same invest, sell, convey, use of otherwise apply for the benefit of said home, as said managers, subject to the approval of the Governor, may deem proper; said managers may also receive voluntary contributions of money or any article of food or material or merchandise of any kind from any person or corporation, to be used and applied in and about the proper management, care and conduct of said home; in addition thereto, the State Tax Commissioner shall from time to time, in each and every year, out of the said moneys mentioned and referred to in sections five and six hereof, pay over to the treasurer of said managers,

Duty of
tax com-
missioner.

upon the demand and requisition of said managers, such sum or sums of money as said managers may by resolution demand and require for the proper government, management and conduct of said home and the care and comfort of its patients and inmates, provided such resolution be approved by the Governor; after the demands and requirements of said home upon said moneys in any year shall have been met and discharged or provided for, the balance thereof remaining in the hands of the State Tax Commissioner shall be paid over to the several firemen's relief associations of the State as heretofore.

Proviso.

Use of
balance.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective

Approved April 14, 1931.

CHAPTER 115.

An Act to amend chapter one hundred and eighty-eight of the laws of nineteen hundred and twenty-five, being an act entitled "An act providing for a retirement and benevolent fund for the members of the Department of State Police, their families and orphans, and providing a pension for retired or disabled members of the State Police or their families or orphans, and making provisions for a board to handle said fund and to make payments therefrom," approved March eighteenth, nineteen hundred and twenty-five.

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

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

Section 4
amended.

4. The fund shall be created in the following manner for the purpose of paying such pension, to wit: There shall be deducted from the monthly pay roll of each member of the Department of State Police two per centum of the amount of his salary and such amount

Sources of
pension fund
of State
police.

shall be turned over to the State Treasurer and shall be credited by him to the account of the State Police Retirement and Benevolent Fund, and that one-eighth of the two per centum tax collected by the State Tax Commissioner under section sixty-five of chapter one hundred and thirty-four of the laws of nineteen hundred and two, as last amended from insurance companies of other States and foreign countries on premiums of insurance against automobile liability, automobile property damage, automobile collision and automobile fire and theft insurance risks in this State shall be turned over monthly by the State Tax Commissioner to the State Treasurer to be added to the State Police Retirement and Benevolent Fund.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 14, 1931.

CHAPTER 116.

An Act to amend chapter one hundred and sixty of the laws of nineteen hundred and twenty, being an act entitled "An act providing for the retirement of policemen and firemen of the police and fire departments in municipalities of this State, including all police officers having supervision or regulation of traffic upon county roads, and providing a pension for such retired policemen and firemen and members of the police and fire departments, and the widows, children and sole dependent parents of deceased members of said departments," approved April fifteenth, nineteen hundred and twenty.

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 is hereby amended to read as follows:

4. A fund shall be created in the following manner for the purpose of paying such pensions, to wit: There shall be deducted from every payment of salary to such member of the police and fire departments in such municipality two per centum of the amount thereof; *provided*, such member entered such service on or before the age of thirty-five years; if any member enter such service after the age of thirty-five years, then such percentage shall be increased to such an amount as shall be determined by the pension commission to correspond to the risk arising by the additional age of the member. The municipality shall raise by taxation and pay into said fund yearly an amount equal to four per centum of the total salaries paid to the members of the police and fire departments. There shall also be added to such fund the following sum: All fines imposed upon any member of the police and fire departments; all moneys given or donated to such funds; all moneys deducted from the salary of any member of the police or fire department on account of absence or loss of time and one-half of all rewards paid for any purpose, and in addition thereto one-half of the two per centum tax paid to the State Tax Commissioner of the State of New Jersey, pursuant to the provisions of 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, as last amended, from insurance companies of other States and foreign countries on premiums of insurance against automobile liability, automobile property damage, automobile collision and automobile fire and theft insurance risks in this State. The State Tax Commissioner shall distribute the funds so collected as follows: There shall first be deducted one per centum of said fund which shall be distributed pro rata among the several counties now or hereafter maintaining county police pension funds; payment being made to the county treasurer of such counties for the use of said funds. The balance of said fund remaining in the hands of the commissioner shall then be distributed among the several municipalities now or

Sources from which pension fund is derived.

Proviso.

Municipal contribution.

Other sources.

Distribution of funds.

As to balance.

Report to tax com- missioner.	hereafter maintaining pension funds, pursuant to the provisions of the act of which this act is amendatory, in proportion to the membership of each of such funds on December thirty-first of the year preceding such distribution, as such membership bears to the total membership of all such funds on that date. Every such pension fund shall annually, on or before the first day of March, make report to the State Tax Commissioner, subscribed and sworn to by its president and secretary or treasurer, showing the membership of the said fund on December thirty-first of the preceding year. For the purposes of this act a widow or dependent children or parent of a deceased member drawing a pension at the time shall be considered as one member. Any such fund failing to make the aforesaid report to the State Tax Commissioner in any year shall forfeit its right to share in the distribution for that year and the State Tax Commissioner shall be relieved of any responsibility in such case. In case there shall not be sufficient money in said pension fund created as aforesaid, the board of chosen freeholders, the common council or other governing body, as the case may be, shall include in any tax levy a sum sufficient to meet the requirements of said fund for the time being.
Explanation.	
Deficiency met by taxation.	
Act effective.	2. This act shall take effect on the first day of July, nineteen hundred and thirty-one. Approved April 14, 1931.

CHAPTER 117.

An Act validating the sales of certain lands, tenements, hereditaments or real estate, made under any execution or other process issued out of any court in this State.

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

Validating
sale of
lands im-
properly
recited.

1. Every sale of any lands, tenements, hereditaments or real estate heretofore made by virtue of any execu-

tion or other process issued out of any court of competent jurisdiction of this State, shall be valid, notwithstanding that such execution or other process improperly recited the date of the decree under which such execution or other process issued, and notwithstanding that any such execution or other process omitted certain of the names of parties defendants named in said decree and improperly included names of parties strangers to the proceeding; and the purchaser or purchasers of such lands, tenements, hereditaments or real estate who have paid or shall pay the price therefor, and who have received or shall receive his, her or their deeds therefor, and his, her or their heirs, successors or assigns, shall be deemed to have as good and complete title thereto as if such execution or other process had in all respects correctly conformed to the decree under which it was issued.

Purchaser's
title valid.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 118.

An Act entitled "An act authorizing municipalities, including counties, to grant leave of absence with pay to sick or disabled members of the fire and police departments."

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

1. The governing body of every county or municipality may grant a leave of absence with pay to any member of a police or fire department of any such county or municipality who shall become injured, ill or disabled from any cause so as to be physically unfit for duty during the period of such disability and physical unfitness for duty, where such injury or disability shall be

Leave of
absence for
disability.

Proviso. evidenced by the certificate of a physician designated by the governing body to examine such person; *provided, however,* that no such leave of absence with pay shall exceed one year commencing with the date of such injury or disability.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 119.

An Act concerning the insuring against liability of certain employees and other persons of political subdivisions of this State.

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

Drivers of
municipal
vehicles in-
sured against
liability.

Amount of
insurance.

1. Every political subdivision in this State shall cause to be insured the drivers of its motor cars, trucks and other vehicles, including the drivers of fire and police apparatus, and the drivers of such motor cars, trucks and other vehicles, including fire and police apparatus which shall be under the control of such political subdivision, against liability for damages resulting in personal injury or death or damage to property caused by reason of the operation and use of such motor cars, trucks, vehicles and other apparatus. Said insurance may be issued in the name of said political subdivision, but it shall insure the authorized drivers of said motor cars, trucks and other vehicles against liability for damages to property, in any one accident, to an extent of not less than One Thousand Dollars (\$1,000.00) and against liability for injuries or death of one person, in any one accident, to an extent of not less than Five Thousand Dollars (\$5,000.00) and against liability for injuries or death of more than one person, in any one accident, to an extent of not less than Ten Thousand Dollars (\$10,000.00).

2. Every political subdivision shall be defined, for the ^{Definition.} purposes of this act, to include every county, city, town, township, village and borough of this State.

3. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 120.

An Act to authorize certain persons, municipal and other corporations engaged in the business of supplying water for public use in one or more municipalities of this State to acquire by gift, devise, purchase or condemnation lands, water and water rights for the diversion and use of water for any new or additional water supply or from any new or additional source or sources of water supply.

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

1. Every municipal or other corporation now or hereafter organized under any law of this State and engaged in the business of supplying water for public use in one or more municipalities of this State, and any person or persons so engaged, which singly or jointly with other of such municipal or other corporations, or other person or persons, shall hereafter obtain from the State Water Policy or other State agency succeeding to and exercising the jurisdiction, rights and powers and performing the duties now exercised and performed by or conferred upon such Commission, the approval of plans for and the assent of the State to the diversion of water for any new or additional water supply or from any new or additional source or sources of water supply in this State, shall have power to acquire by gift, devise, purchase or condemnation all such lands, water and water rights as may be required to enable such municipal or other corporation, or such person or persons, to divert and

Acquisition of
water rights
by purchase
or condemna-
tion.

use water for such new or additional water supply or from such new or additional source or sources of supply in accordance with the plans so approved and the assent of the State so obtained.

Acquiring
additional
water supply.

2. Every municipal or other corporation organized under any law of this State and engaged in the business of supplying water for public use in one or more municipalities of this State, and any person or persons so engaged, which singly or jointly with other of such municipal or other corporations, or other person or persons, has heretofore obtained from the State Water Supply Commission, the Board of Conservation and Development and/or the State Water Policy Commission, the approval of plans for and the assent of the State to the diversion of water for any new or additional water supply or from any new or additional source or sources of water supply in this State, shall have power to acquire by gift, devise, purchase or condemnation, such lands, water and water rights as may be required to enable such municipal or other corporation, or such person or persons, to divert and use water for such new or additional water supply or from such new or additional source or sources of supply in accordance with the plans so approved and the assent of the State so obtained.

Approval
before con-
demnation
proceedings.

3. Before the right of condemnation conferred by this act is exercised, the approval of the State Water Policy Commission, or other State agency succeeding to and exercising the jurisdiction and powers of that Commission, shall be first secured thereto.

Act regulat-
ing compen-
sation.

4. In the event of the exercise of the power of condemnation conferred by this act, the proceedings therefor shall be had pursuant to the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), approved March twentieth, one thousand nine hundred.

As to limita-
tion of act.

5. Nothing herein contained shall limit or in any way affect any power to condemn lands, water or water rights which any such municipal or other corporation or person may now have or hereafter acquire under any existing

statute of this State and such power so to condemn may be exercised as though this act had not been passed.

6. 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.

7. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 121.

An Act to annex a part of the township of Matawan in the county of Monmouth to the borough of Matawan in the county of Monmouth.

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 Matawan, in the county of Monmouth 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 Matawan in the county of Monmouth and annexed to and included in the borough of Matawan in the county of Monmouth, said territory being described as follows:

Beginning in the center line of Matawan creek at a corner common to lands now or formerly belonging to the New Jersey Company and lands now belonging to George Barrett, formerly the H. S. Little Estate; thence (1) northwesterly following the northerly outline of formerly said Little Estate and along the New Jersey Company's land, the Adam Verbeck lot, the Eliza Goldschmidt lot, lands belonging to the Simon Gavin Estate, the Caroline Keller property, and the John E. Kuhns farm to the most westerly corner of formerly said Little Estate; thence (2) southeasterly following the southerly outline of formerly said Little Estate and along lands formerly belonging to Wm. H. Hillier to the most north-

Portion of Matawan township annexed to borough of Matawan.

Boundaries of annexed portion.

erly corner of formerly John Mulhall's farm; thence (3) southwesterly following the westerly outline of formerly said John Mulhall's farm and in part along lands formerly belonging to said Hillier and lands now belonging to Thomas Kane to the most southerly corner of said Kane's property; thence (4) northwesterly following the southwesterly outline of said Kane's land and along lands of John H. Komenick, lands of Edward Meinzer and lands of Augustus Heuser to a point in the middle of the Aberdeen road; thence (5) northwesterly along the center of said Aberdeen road to the property line dividing lands belonging to Nicholas Macaroff from lands belonging to Catherine Martin; thence (6) northeasterly on a straight line following said property line and along lands formerly belonging to Robert P. Harris to a gully; thence (7) northeasterly down said gully which divides lands of the said Macaroff from lands of formerly Robert P. Harris to another gully; thence (8) northwesterly up said last mentioned gully which divides lands of said Macaroff from lands of Arthur Kuhns to a point in the center line of the cross road connecting the Aberdeen road with Cliffwood avenue; thence (9) northeasterly along the center line of said crossroad to the center line of Cliffwood avenue; thence (10) westerly along the center line of said Cliffwood avenue to the Monmouth and Middlesex county line; thence (11) southwesterly along said county line to Matawan creek; thence (12) northeasterly down said Matawan creek its meandering courses to the place of beginning.

Exception.

Excepting therefrom the property owned by Lewis Stemler which shall remain a part of the township of Matawan.

Beginning at the most southerly corner of Matawan borough to the center line of the Freehold and Atlantic Highlands railroad where the same is intersected by the center line of Sutphin avenue, formerly known as the Amboy road; thence (1) northwesterly along the center line of said Sutphin avenue to its intersection with the property line dividing lands of Helen C. Zugalla from

lands now or formerly belonging to Henry Vogel; thence (2) southwesterly on a straight course along said property line dividing lands of said Zugalla and Herbert Burlew from lands of said Vogel and property known as Woodfield, to the most northerly corner of lands belonging to Thomas Kelly; thence (3) southeasterly along the property line dividing lands of said Kelly from lands of Herbert Burlew to lands belonging to John DeNyse Conover; thence (4) northeasterly on a straight line along lands of said Conover to the center line of the highway leading from Matawan to Freehold; thence (5) northerly along the same to its intersection with the center line of Sutphin avenue; thence (6) northwesterly along the center line of said Sutphin avenue to the place of beginning.

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 Matawan, in said county, in said act described, at a special election to be held within said described territory of Matawan 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 Matawan, on a certain day to be agreed upon by the township clerk of the township of Matawan, 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 Matawan, to be fixed by the clerk of the township of Matawan, in said county of Monmouth. The clerk of the township of Matawan 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 Matawan and set up in at least five public places within said described territory of the township of Matawan at least ten days prior to said election, and said clerk of the township of Matawan shall provide for the electors vot-

Referendum.

Special
election.When and
where held.

Notice given.

ing 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:

Marking
ballot.

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

Proposition.

	Yes.	Shall an act entitled "An act to annex a part of the township of Matawan, in the county of Monmouth, to the borough of Matawan, in the county of Monmouth," be adopted?
	No.	

Counting
votes.

If the voter makes an X mark or a + mark in black ink or black pencil in the square to the left of and opposite the word "Yes" it shall be counted as a vote in favor of such proposition.

If the voter makes an X 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.

Election how
conducted.

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 said part of the township of Matawan and shall be conducted within the territory of this act described, by the clerk of the township of Matawan and such assistants as he may designate.

Register
to be used.

3. The register of voters used at the last general election in the said township of Matawan shall be used at said 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 Matawan may designate shall meet for registration purposes at the

Board of
election.

designated polling place or places in the township of Matawan, 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 election 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 Matawan, 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.

Revised
register.

4. The officers of said board of registry and election and the clerk of the township of Matawan, shall within two days after such special election make return thereof, one to the township committee of the township of Matawan, in the county of Monmouth, one to the clerk of the county of Monmouth, of the results of such election, by statements in writing and under their hands; the returns to the township committee may be filed with the clerk of the township of Matawan 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 Monmouth shall be filed by him in the office of the clerk of the county of Monmouth and said clerk of the county of Monmouth 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 Matawan 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 borough of Matawan, in the county of Monmouth, and be governed by the laws of this State and the ordinances of the borough of Matawan in the county of Monmouth.

Returns.

Where
filed.

When act
operative.

Approved April 14, 1931.

CHAPTER 122.

An Act to amend chapter CXXVIII of the laws of eighteen hundred and ninety-two, being an act entitled "A further supplement to 'An act creating the office of Comptroller of the Treasury and defining the duties thereof,' approved March seventeenth, one thousand eight hundred and sixty-five," approved March twenty-third, eighteen hundred and ninety-two.

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

Section 1
amended.

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

Deputy
comptroller.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the Comptroller of the Treasury to appoint one of the assistants in his office, who shall be commissioned by the Governor, to be Deputy Comptroller of the Treasury, and said Deputy Comptroller of the Treasury shall hold his office during the pleasure of the Comptroller of the Treasury making the appointment but not beyond the term for which the said Comptroller of the Treasury is commissioned; *provided, however*, that in case any Comptroller of the Treasury of this State shall die, resign, or remove out of the State, or become disqualified to execute the duties of his office, or said office of Comptroller of the Treasury shall in any manner or for any cause whatsoever become vacant, said Deputy Comptroller of the Treasury shall continue to hold his office, until a successor Comptroller of the Treasury shall have been appointed and qualified, and the said Deputy Comptroller of the Treasury shall be required to take and subscribe an oath of like form and character as that required to be made by the Comptroller of the Treasury, and he shall enter into bond with two or more sureties,

Proviso.

Continuance
in office in
case of
vacancy.

Bond.

to be approved by the Governor, in the sum of fifty thousand dollars, payable to the State of New Jersey, conditioned for the faithful performance of his official duties, which bond shall be filed in the office of the Secretary of State; and the Deputy Comptroller of the Treasury shall have the same power and perform all the duties imposed by law upon the Comptroller of the Treasury, during such period or periods as shall be designated in writing by the Comptroller of the Treasury, or during the absence or inability through sickness or other cause of the Comptroller of the Treasury, by the Governor, which designation in writing shall be filed with the Secretary of State. In case any Comptroller of the Treasury of this State shall die, resign, or remove out of the State, or become disqualified to execute the duties of his office, or said office of Comptroller of the Treasury shall in any manner or for any cause whatsoever become vacant, the Governor shall proclaim the fact that such vacancy exists in the office of the Comptroller of the Treasury which proclamation in writing shall be filed with the Secretary of State, and, thereupon, the Deputy Comptroller of the Treasury shall have the same power and perform all the duties imposed by law upon the Comptroller of the Treasury until a successor Comptroller of the Treasury shall have been appointed and qualified.

Powers and
duties.

Proclamation
declaring
vacancy.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 123.

An Act to amend chapter CXXVII of the laws of eighteen hundred and ninety-two, being an act entitled "A further supplement to 'An act respecting the office of Treasurer,' approved April seventeenth, one thousand eight hundred and forty-six," approved March twenty-third, eighteen hundred and ninety-two.

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

Section 1
amended.

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

Deputy
treasurer.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the State Treasurer to appoint one of the assistants in his office, who shall be commissioned by the Governor to be Deputy State Treasurer, and said Deputy State Treasurer shall hold his office during the pleasure of the State Treasurer making the appointment, but not beyond the term for which the said State Treasurer is commissioned; *provided, however*, that in case any Treasurer of this State shall die, resign or remove out of the State, or become disqualified to execute the duties of his office, or said office of State Treasurer shall in any manner or for any cause whatsoever become vacant, said Deputy State Treasurer shall continue to hold his office until a successor State Treasurer shall have been appointed and qualified; and the said Deputy State Treasurer shall be required to take and subscribe an oath of like form and character as that required to be made by the State Treasurer, and he shall enter into bond with two or more sureties, to be approved by the Governor, in the sum of fifty thousand dollars, payable to the State of New Jersey, conditioned for the faithful performance of his official duties, which bond shall be filed in the office of the Secretary of State; and the Deputy State Treasurer

Proviso.

Continuance
in office in
case of
vacancy.

Bond.

shall have the same power and perform all the duties imposed by law upon the State Treasurer during such period or periods as shall be designated in writing by the State Treasurer, or during the absence or inability through sickness or other cause of the State Treasurer, by the Governor, which designation in writing shall be filed with the Secretary of State. In case any Treasurer of this State shall die, resign, or remove out of the State, or become disqualified to execute the duties of his office, or said office of State Treasurer shall in any manner or for any cause whatsoever become vacant, the Governor shall proclaim the fact that such vacancy exists in the office of State Treasurer, which proclamation in writing shall be filed with the Secretary of State, and, thereupon, the Deputy State Treasurer shall have the same power and perform all the duties imposed by law upon the State Treasurer, until a successor State Treasurer shall have been appointed and qualified.

Powers and duties.

Proclamation declaring vacancy.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 124.

An Act to amend an act entitled "An act respecting the office of the Treasurer," approved April seventeenth, one thousand eight hundred and forty-six.

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 to read as follows:

Section 12 amended.

12. That after striking the balance, and certifying the same as aforesaid, it shall not be lawful for any bank to pay any checks or drafts of the Treasurer, until such bank shall have been duly notified in writing by the Secretary of State of the names of the persons who have been duly elected and who have duly qualified as State

Payments after striking balance.

Certification as to successor.

Notification
to banks.

Banks noti-
fied of
vacancy.

Paying checks
during vacancy.

Treasurer and as Comptroller of the Treasury, respectively, and that said persons are qualified and empowered to act as such officers, respectively, for the ensuing year, unless otherwise notified; which notice it is hereby made the duty of the said Secretary to give all the chartered banks within this State immediately after the annual balance has been struck and certified as aforesaid and also immediately after each election or appointment of a Treasurer and/or of a Comptroller; it shall also be, and it is hereby made, the duty of the said Secretary to give written notice forthwith to all the chartered banks within this State in every case when and as the offices of Treasurer and Comptroller or either of them shall become vacant or the said officers of either of them shall no longer be empowered to act as such officers, respectively, of such vacancy or such termination of power and thereafter it shall not be lawful for any bank to pay any checks or drafts of the Treasurer, signed or countersigned by any person after his office shall have become vacant or after he shall have been no longer empowered to act.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 125.

An Act to amend an act entitled "An act creating the office of Comptroller of the Treasury, and defining the duties thereof," approved March seventeenth, one thousand eight hundred and sixty-five.

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

Section 6
amended.

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

Signing and
registering
checks.

6. That the Comptroller shall countersign and register all checks and drafts drawn by the Treasurer, and all

receipts for money paid to the Treasurer; *provided, however*, that checks or drafts used only for the transfer of State funds from one depository to another, drawn to the order of the "State Treasurer, State of New Jersey," and restrictively endorsed by said Treasurer in manner following, to wit: "Transfer of State funds—for deposit only" need not be countersigned by the Comptroller; and no receipts shall be evidenced of payment unless so countersigned, and no loans shall be made by the Treasurer unless with the concurrence of the Comptroller.

Proviso.

Procedure
in transferring
funds.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 126.

AN ACT for the relief of Wallace Ablitt.

WHEREAS, Wallace Ablitt, while a member of Company F, Third Regiment, National Guard of New Jersey, was injured during a company inspection at the Third Regiment Armory, in said city of Camden, on February sixth, one thousand nine hundred and eleven, in such a manner that he sustained an injury resulting in the permanent impairment of his eyesight, incapacitating him from following his regular employment; and

Preamble.

WHEREAS, Notice of the intention to apply for the passage of this act has been given as provided by the Constitution and statutes of this State; therefore,

Preamble.

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

1. That there be paid from the treasury of this State to said Wallace Ablitt a pension at the rate of five dollars per week for a period of four hundred weeks com-

Pension.
Weekly rate.

Payments. mencing from October first, nineteen hundred and thirty, and payable by the Treasurer on the warrant of the Comptroller. After the date of the passage of this act the weekly amounts of pension may be paid in monthly installments. The relief granted hereunder is in lieu of any other State pension for the relief of said Wallace Ablitt.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 127.

An Act providing for the compulsory adjustment, correction, or repair of motor vehicles, and inspection thereof by the Commissioner of Motor Vehicles.

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

Inspection of
motor vehicles.

1. It shall be the duty of the Commissioner of Motor Vehicles, upon proclamation of the Governor, to require every motor vehicle registered in this State, which is used over the highways of this State, except motorcycles and bicycles with motor attached, to have such motor vehicles inspected with respect to mechanism, brakes and equipment, by designated inspectors or at official inspection stations to be designated by the commissioner.

Corrections
compulsory.

2. If such inspections disclose the necessity for adjustments, corrections or repairs, it shall be compulsory upon the owner of said motor vehicle to have such adjustments, corrections or repairs made within the period designated in the hereinbefore mentioned proclamation.

Inspectors and
inspection
stations.

3. The Commissioner of Motor Vehicles may designate competent mechanics as inspectors and shall appoint reliable garages as official inspection stations for the purpose of making the inspections herein provided for and the issuance of the certificates of inspection re-

Certificates
issued.

quired by this act. He shall have power to make rules and regulations with respect to the character of the inspections to be made. He shall furnish to designated inspectors and official inspection stations official certificates of inspection, serially numbered, which shall bear the facsimile signature of the Commissioner of Motor Vehicles and which shall, when issued, bear the registration number of the motor vehicle for which it is issued and shall be countersigned by the inspector or inspection station, and shall bear the true date of issuance. Such certificates of inspection may be designed for pasting upon the windshield of any motor vehicle, and if so pasted, shall be pasted upon the lower right-hand corner of the windshield. The Commissioner of Motor Vehicles may revoke the designation of any inspector or official inspection station at any time and he may from time to time designate other persons and stations as inspectors or inspection stations for the purposes of this act.

Details as to
certificates.

Revocation
of inspectors
and stations.

4. Every designated inspector or inspection station shall report to the Commissioner of Motor Vehicles all inspections made and the result thereof and the current registration number of the motor vehicle inspected, and if a certificate of inspection is issued, the number of the same and the date of issuance. The Commissioner of Motor Vehicles shall furnish to such inspectors and inspection stations forms of such reports to be filled in by such inspector or inspection station.

Inspector's
report.

5. It shall be lawful for any designated inspector or inspection station to make a charge not exceeding fifty cents for each vehicle inspected.

Inspection
fee.

6. During the period designated in said proclamation any police officer or motor vehicle inspector who shall exhibit his badge or other sign of authority may stop any motor vehicle and require the owner or operator to display an official certificate of inspection for the motor vehicle being operated.

Displaying
certificate of
inspection.

7. The Commissioner of Motor Vehicles shall have power to revoke the registration of any motor vehicle registered in this State and operated on the highways of

Revocation
of registration.

this State which does not have displayed upon it a current certificate of inspection issued in accordance with the provisions of this act.

Revoking
registration
of unsafe
vehicles.

8. The Commissioner of Motor Vehicles shall have power to revoke the registration of any motor vehicle which the inspection shows is incapable of being placed in a proper condition to make its use safe on the highway, and for which a certificate of inspection cannot be issued.

Certificate
necessary
for new regis-
tration.

9. The Commissioner of Motor Vehicles may rule that a certificate of inspection shall serve as a prerequisite for obtaining a registration for the following year.

Compliance
with law
necessary
for certificate.

10. No certificate of inspection shall be issued by any inspector or inspection station until the mechanism, brakes and equipment of the vehicle inspected shall have been found to be in a proper and safe condition and shall comply with the laws of this State.

Violations.

11. Any person operating a motor vehicle on the highways of this State in violation of the provisions of this act, or any designated inspector or any owner, official or employee of an inspection station who shall issue an official certificate of inspection without having made an inspection of the vehicle for which it is issued, or who shall knowingly or wilfully issue an official inspection certificate for a motor vehicle the mechanism, brakes and equipment of which are not at the time of such issuance in a good condition and in conformity with the laws of this State shall, upon conviction, pay a fine of not more than \$50, and in default of the payment of such fine shall be imprisoned in the county jail in the county in which such conviction takes place for not more than 10 days. Any person who shall make, issue or knowingly use any imitation or counterfeit of the official inspection certificate issued by the Commissioner of Motor Vehicles shall be guilty of a misdemeanor.

Penalty.

Counterfeit-
ing a misde-
meanor.

12. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 128.

An Act relative to sales of land by executors, or administrators who have heretofore purchased lands under mistake or misapprehension of the right to do so.

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

1. Whenever any executor or administrator shall have heretofore purchased and taken title to any real estate as executor, administrator or as "estate of (name of deceased)" under a mistake or misapprehension of the right or power so to do, and such executor or administrator was not permitted by law or by his or her trust to make such investment or to take title to said real estate as such, said executor or administrator shall have the right and power to resell said land or lands at public or private sale in his or her name as such executor or administrator, or as executor or administrator of said estate, or otherwise, and give a good and sufficient deed of conveyance therefor; *provided*, that nothing herein contained shall be construed to release from liability to the estate such executor or administrator by reason of such improper investment.

Sale of land
mistakenly
acquired.

Deed.

Proviso.

2. This act shall take effect immediately.

Approved April 14, 1931.

CHAPTER 129.

An Act to amend an act entitled "An act to establish a traffic commission and to define its powers and duties" approved April fifteenth, one thousand nine hundred and thirty.

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:

Commission.

2. A traffic commission to consist of five (5) members is hereby established and created to perform such duties and with such powers as hereinafter set forth or as may hereafter be conferred upon it, and to be known as the New Jersey Traffic Commission.

Official
designation.

Section 10
amended.

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

Duties.

10. The commission shall investigate traffic conditions, means for the improvement thereof, and the enforcement of laws and regulations relating to traffic, including pedestrian travel upon the public streets and highways, and shall report annually to the Governor and the Legislature the results of its investigations together with its recommendations; it shall have power to determine, regulate and control the character, type, location, placing of, and operation of all traffic signals or signaling devices upon the streets, highways and public places in the State, or cause the removal of traffic signals determined to be unnecessary, and it shall be its duty to see that the laws with respect to such signals and signaling devices are enforced; it shall investigate the manner of enforcing the laws with regard to parking the vehicles on public highways; the use of streets by pedestrians, to investigate the location of "Stop Street" signs and to cause the removal of those installed which in the opinion of the commission are in violation of chapter two hun-

Report.

Regulate
signals.

Parking.

Stop streets.

dred and eighty-one of the laws of one thousand nine hundred and twenty-eight, and the acts amendatory thereof and the supplemental thereto; to cause the removal of all colored lights so located as to be confused with traffic signals, and in addition thereto to enforce the provisions of chapter two hundred and eighty-one of the laws of one thousand nine hundred and twenty-eight, and the acts amendatory thereof and supplemental thereto; *provided, however*, that nothing in this section shall be construed to in any way curtail the powers of actual enforcement now vested in the local authorities and the Motor Vehicle Department and it shall be its duty to promulgate rules and regulations for the enforcement of its duties as heretofore mentioned.

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

11. All ordinances or any resolutions concerning, regulating or governing traffic or traffic conditions heretofore approved by the commission or hereafter adopted by any board or boards, body or bodies having jurisdiction over highways, shall, before the same become effective, be submitted to the said traffic commission and shall not be in force or effect until the same shall have been approved by the commission, which approval shall be in lieu of the approval by the Commissioner of Motor Vehicles, as required under the provisions of article sixteen, chapter two hundred and eighty-one, laws of one thousand nine hundred and twenty-eight, and the commission shall not be obliged to approve any such ordinances or resolutions unless after investigation by the commission it shall appear to be in the interest of safety and the expedition of traffic on the public highways.

4. This act shall take effect immediately.

Approved April 14, 1931.

As to lights.

Proviso.

Section 11 amended.

Municipal ordinances or resolutions submitted to traffic commission.

As to approval.

CHAPTER 130.

A Supplement to an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Compromising
claim against
estate.

1. The executor, administrator or trustee of the estate of any decedent, is hereby empowered and authorized to compromise, settle, or adjust any claim arising prior or subsequent to the passage of this act, whether in suit or not, of any legatee, devisee, caveator, widow, minor, or any other claimant whatsoever, that may be made against the estate of the decedent.

Compromis-
ing probate
or construc-
tion of will.

2. Any executor, administrator or trustee, as set forth in section one of this act, is hereby further authorized and empowered to compromise, settle or adjust any question or any dispute concerning the probate or construction of any writing purporting to be a last will and testament, or any question or dispute relating to the distribution of the decedent's estate, in order to compromise, settle or adjust any claim made against the estate, in which he is either executor, administrator or trustee.

Petition
presented to
court.

3. The executor, administrator or trustee, as set forth in this act, desiring to effect a compromise, settlement or adjustment under section one or two of this act, shall file a petition duly verified, on oath or affirmation, addressed to the Orphans' Court of the County wherein letters were granted to such executor, administrator or trustee. Said petition shall set forth all the facts and circumstances of such claim or question proposed to be compromised, settled or adjusted; *provided, however*, that the executor, administrator or trustee, as herein provided, has been able to effect and have executed, an

Facts set
forth.

Proviso.

agreement in writing, setting forth the terms and conditions of the proposed composition, settlement or adjustment with the claimant. A copy of said proposed agreement between the claimant and the executor, administrator or trustee, shall be attached to the petition. Copy of agreement.

The court shall then mark the petition filed, issue a rule to show cause why the prayer of the petition should not be allowed, and to make same returnable in open court, not less than thirty days from the date of its allowance. A copy of said petition, order to show cause, and draft of the proposed agreement between the executor, administrator or trustee and the claimant, certified by the surrogate of the county, shall be served personally, or by registered mail, to the last known address, upon all parties interested in said estate, at least ten days before the return day of the rule to show cause. Rule to show cause.

Upon the return of said rule, and proof of service as herein provided, the court shall consider said petition, take proof if it is deemed necessary by the court, and if in the judgment of the court it shall appear for and in the interest of the estate, that any such claim shall be compromised, settled or adjusted, in accordance with the terms and conditions set forth in the agreement of writing between the executor, administrator or trustee and the claimant, the court shall make an order or decree approving the proposed compromise, settlement, or adjustment as submitted, or in such other form as may be agreed upon in writing, between the executor, administrator or trustee and the claimant. The decree or order made by the court shall operate to relieve the fiduciary of any responsibility in the premises. All parties interested advised.

4. If any part of this act shall be declared unconstitutional, the remaining part of this act shall not be effected. Action by court.

5. All acts and parts of acts inconsistent with this act, be and the same are hereby repealed. Order or decree.

6. This act shall take effect immediately. As to constitutionality of act.

Approved April 14, 1931. Repealer.

CHAPTER 131.

An Act to amend an act entitled "Supplement to an act entitled 'An act relative to justices of the peace' (Revision of 1902), approved April third, one thousand nine hundred and two," and which supplement was approved April seventeenth, one thousand nine hundred and nine.

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

Section 2
amended.

1. Section two of the said supplement be and the same is hereby amended to read as follows:

Result of
election de-
termined.

2. From such returns the Secretary of State shall determine the results of such election and notify the clerks of the respective counties thereof on or before the first day of March, next, following such election. The respective county clerks shall thereupon notify, by mail or otherwise, each person so determined to have been elected a justice of the peace in his county on or before the first of April.

Notification
to county clerk
and person
elected.

Oath as to
conviction.

No person heretofore or hereafter so notified, shall qualify if he has been convicted of a misdemeanor or higher crime. If permitted hereunder, such person, if he desires to do so, shall qualify on or before the first of May following, by first making an affidavit that he has not been convicted of a misdemeanor or higher crime and then by giving bond as provided in the act to which this is a supplement, and by subscribing to an oath of office, on blank forms to be furnished for that purpose by the Department of State, containing both the Federal and State oath of allegiance, beside the statutory oath of office. Each person so qualifying shall pay a fee of \$5.00 for the use of the State and a fee of \$1.50 for the use of the county. On or before the first day of May of each year, the respective county clerks shall file with the Secretary of State the affidavits and oaths of all justices

Oath of
office.

Fees.

Oaths filed
with Secretary
of State.

of the peace who shall have so qualified as hereunder provided, and shall also send therewith the State fee above provided.

The Secretary of State thereupon shall present to the Governor the record of such qualifications, and the Governor shall within twenty days thereafter issue commissions to such justices of the peace so qualified, and shall bear date May first as provided by the Constitution. Every justice of the peace so qualified may perform the duties of his office on or after May first.

Issue of commissions.

When term begins.

3. This act shall take effect immediately.

Approved April 15, 1931.

CHAPTER 132.

An Act to amend an act entitled "An act relative to justices of the peace" (Revision of 1902), approved April third, one thousand nine hundred and two.

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

1. Section three of the above act be and the same is hereby amended to read as follows:

Section 3 amended.

3. Every person elected to the office of justice of the peace in any of the counties of this State, and eligible to qualify therefor, shall give bond to the State of New Jersey in such sum as the judge of the court of common pleas of such county may deem sufficient, not less than five hundred nor more than three thousand dollars, with good freehold security, to be approved by such judge, conditioned for the payment, on demand, to the person entitled or authorized to receive the same, of all moneys that may come into his hands as such justice of the peace during his continuance in office; such bonds shall be filed in the office of the clerk of the county, and shall be for the benefit of any person concerned or aggrieved; and the court of common pleas of the county may, from time

Bond given by justice of the peace.

Approval and conditions.

Filing bond.

Prosecution
on bond.

to time, upon application in writing by any person concerned or aggrieved, order a prosecution of the bond to be conducted at the expense of the applicant.

2. This act shall take effect immediately.

Approved April 15, 1931.

CHAPTER 133.

An Act to amend the title and body of an act entitled
"An act concerning the government of cities of the second class and authorizing the creation of a municipal board of public works in any such cities, and defining the powers and duties of such boards, and relating to the municipal affairs and departments of such cities, placed under the control and management of such boards, and providing for the maintenance of such boards."

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

Title
amended.

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

New title.

An act concerning the government of cities of the second class and authorizing the creation of a municipal board of public works and a municipal water board in any such city, and defining the powers and duties of such boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards and providing for the maintenance of such boards.

Section 1
amended.

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

Boards of
works and
water com-
missioners
created.

1. In all cities of the second class in this State which shall have heretofore adopted or may hereafter adopt this act, there shall be established a board of public works and a board of water commissioners, which shall be in-

vested with the powers and charged with the duties hereinafter set forth.

In every such city the mayor thereof shall appoint, ^{Appointed by mayor.} within one month after the adoption of this act, three suitable persons, residents of such city, to be known as the board of public works of such city, not more than two of whom shall be members of the same political party; one of whom shall be appointed to serve until the first day of January next following such appointment, one of whom shall be appointed to serve until the first day of January secondly following such appointment and one of whom shall be appointed to serve until the first day of January thirdly following such appointment. On the first day of January next following such appointment, ^{Renewals.} and on each succeeding first day of January thereafter, the said mayor shall appoint one suitable person, ^{Terms.} a resident of such city, for the term of three years, to take the place of the member whose term shall then expire, so that the term of all members of such board not included in such first appointments shall be three years.

Not more than two of said board shall at any time ^{Partisanship.} be members of the same political party. (When the first day of January falls on Sunday or a legal holiday, any such appointments shall be made on the following weekday not a holiday.) The appointment of any member of such board shall not become effective until confirmed by the common council or other governing body of said city. ^{Confirmed by council.} In each city having a population of less than fifty thousand inhabitants, each of the members of the said board shall receive an annual salary of fifteen hundred (\$1500) dollars and in each city having a population of fifty thousand or more inhabitants, each of the members of said board shall receive an annual salary of not more than four thousand (\$4,000) dollars, ^{Salaries according to population.} provided same is approved by a two-thirds vote of the common council or other governing body of said city; and all of the said salaries shall be paid in the same manner as provided by law for other city officers.

The members of such board so appointed and confirmed as aforesaid, shall constitute and be called "The Board of Public Works of the City of"
^{Official name.}

Oath.	(name of city in and for which they are appointed). Each member of such board shall, within ten days after his appointment and confirmation as aforesaid, qualify by taking and subscribing, before some person authorized to administer oaths, an oath or affirmation faithfully to discharge the duties of his office to the best of his skill and understanding, and by giving bond to such city in the sum of five thousand (\$5,000) dollars, to be approved as to the form thereof by the common council or other governing body of such city and as to the sufficiency thereof by the mayor of such city, for the faithful discharge of his official duties, which bond shall be filed in the office of the clerk of such city.
Bond.	
City clerk to certify contract to court.	In every such city which now has a public water supply and/or water distribution system, or which shall have entered into a contract for the acquisition of such water supply and/or distribution system, the city clerk shall forthwith certify to the justice of the Supreme Court presiding in the circuit wherein such city is situated the fact of such ownership or of such contract, as the case may be; and in any such city which shall hereafter enter into contract for such acquisition or which shall by appropriate governmental action determine to acquire and/or construct such water supply and/or distribution system, the city clerk shall forthwith upon the happening of either of said events, certify the same to such justice of the Supreme Court. Such justice of the Supreme Court, upon the receipt of any such certification, shall within ten days thereafter, appoint four suitable persons, residents of such city, to be known as the Board of Water Commissioners of such city, not more than two of whom shall at any time be members of the same political party; one of whom shall be appointed to serve until the first day of January secondly following such appointment, one of whom to serve until the first day of January thirdly following such appointment, one of whom to serve until the first day of January fourthly following such appointment and one of whom to serve until the first day of January fifthly following such appointment, and until their successors are appointed and qualify. On or before the first day of January secondly
Appointment of water commissioners by court.	
Terms.	
Renewal of commissioners.	

following such appointment and on or before each succeeding first day of January thereafter, but in no event prior to the first day of December next preceding the time limited for such appointment or appointments, the said justice of the Supreme Court shall appoint one suitable person, a resident of such city, for the term of four years, to take the place of the member whose term shall then expire, so that the term of all members of such board not included in such first appointment shall be four years.

In each city wherein this act is or shall hereafter become operative having a population of less than seventy-five thousand inhabitants, each of the members of said board, shall receive an annual salary of not less than two thousand five hundred (\$2,500) dollars and not more than three thousand five hundred (\$3,500) dollars, and the president shall be entitled to receive an additional sum of three hundred (\$300) dollars per annum; and in each such city having a population of seventy-five thousand or more inhabitants, each of the members of said board shall receive an annual salary of not less than three thousand five hundred (\$3,500) dollars and not more than four thousand five hundred (\$4,500) dollars, and the president of said board shall receive an additional sum of five hundred (\$500) dollars per annum, and all of the said salaries shall be fixed and determined by the common council or other governing body having control of the finances of such city, and until so fixed and determined by such common council or other governing body, the members of such board shall be entitled to receive the maximum salary herein provided and said salaries shall be paid in the same manner as provided by law for other city officers.

Salaries
according to
population.

The members of such board so appointed shall constitute and be called "The Board of Water Commissioners of the City of"

Official
name.

(name of city in and for which they are appointed). Each member of such board shall, within ten days after his appointment as aforesaid, qualify by taking and subscribing before some person authorized to administer oaths, an oath or affirmation faithfully to discharge the

Oath

Bond.	duties of his office, to the best of his skill and understanding and by giving bond to such city in the sum of ten thousand dollars (\$10,000.00), to be approved as to form and sufficiency by the justice of the Supreme Court making such appointment, for the faithful discharge of his official duties, which bond shall be filed in the office of the clerk of such city.
Organization.	The members of each of the foregoing boards, after appointment, confirmation and qualification as herein provided, shall elect a president of the board from among the members thereof.
Attention to duty.	Each of the members of such boards shall devote such time and attention to the faithful performance of the duties of his office as the affairs under the government, control and management of such board and the public interest may require.
Members not to hold other office.	No member of such board of public works shall accept or hold any other place of public trust or emolument within the elective franchise, nor be eligible to appointment to any other public office, unless he shall first resign his said office; and if he shall so accept such other place or office without having resigned as a member of such board of public works, his office as member of such board of public works shall thereupon become vacant.
Vacancies in board of public works.	Any vacancy in such board of public works shall be forthwith reported by the clerk thereof to the mayor, who shall, within thirty days thereafter, appoint a person to fill such vacancy. Upon the confirmation of such appointment in the manner aforesaid and his entering into bond and oath as aforesaid, such person shall fill the unexpired portion of the term of the member of said board in whose place he is appointed.
Vacancies in board of water commissioners.	Any vacancy in such board of water commissioners shall be forthwith reported by the clerk thereof to the justice of the Supreme Court presiding in the circuit in which such municipality is situated, which said justice shall, within ten days thereafter, appoint a person to fill such vacancy. Upon such appointment and his entering into bond and oath as aforesaid, such person shall fill the unexpired portion of the term of the member of said board in whose place he is appointed.

The said board of public works in any such city adopting this act shall be substituted for and invested with all the powers and duties now vested in or exercised by any board of aldermen, common council or other governing body or committee thereof, of such city, relating to and in respect of the management, control, maintenance and use of the roads, streets, alleys and sewers and of the laying out and construction of roads, streets, alleys and sewers within such city, except to the extent that such roads, streets and alleys shall be used for the laying, construction, extension, enlargement, repair and maintenance of aqueducts, water pipes and mains and the appurtenances of a public water plant or water system; and it shall also have the charge, control and management of the construction and maintenance of lamps therein, and also the charge, control and management of the public parks and public buildings of such city and the grounds contiguous thereto, except school buildings and buildings used in connection with the fire department, the police department, the municipal water works and water supply system, the board of health and the library buildings.

Powers and
duties vested
in board of
public works.

Lighting;
parks, etc.

The said board of water commissioners in any such city wherein this act is or shall hereafter become operative, shall, except as hereinafter provided, be substituted for and invested with all the powers and duties now vested in or exercised by any board of public works, board of aldermen, common council or other governing body or committee of such city relating to and in respect of the acquisition, management, control, construction, maintenance and use of wells, pumps, reservoirs, water works and of the water supply of such city, and all of its appurtenances, and of the purchase, distribution, sale, use and protection of water therein and beyond its corporate limits, and shall also have the charge, control and management of such water works and water supply system, and all buildings, grounds and other properties of every character used in connection therewith.

Duties and
powers vested
in board of
water com-
missioners.

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

Section 2
amended.

Clerks of
boards to
give notices.

Petitions
addressed
to boards.

Intention
of act.

Powers
vested in
board of
works.

2. Any notice required by existing law to be given by any city clerk in the course of any proceeding or work that shall or may be undertaken or done by said board of public works or said board of water commissioners, as provided for in this act, shall hereafter be given by the clerk of said board of public works or the clerk of said board of water commissioners respectively, and any advertisement required to be given in the prosecution of any work or proceeding connected with any of the subject matters of this act within their respective jurisdictions shall be made by said board of public works or by said board of water commissioners; and all applications or petitions for the doing of any public work in such city shall be made and addressed to the respective boards having jurisdiction thereof; it being the intention of this act to entirely supersede the board of public works, common council, board of aldermen or other governing bodies of such cities in which this act is or shall hereafter become operative, or their power or authority in the several departments of streets, sewers and water works, and to place the same, insofar as they pertain to the departments of streets and sewers, under the power, authority and control of the board of public works as herein provided for, and insofar as they pertain to water works, the water supply system and to the purchase, sale and distribution of water under the power authority and control of the board of water commissioners as herein provided for, in the same manner and with like power and authority as the same are now vested in or under the authority or control of any such board of public works, common council, board of aldermen or other governing body of such city, or their power or authority therein, and this act shall be so construed.

All the powers now vested in any such city or any board, body or official thereof, either by its charter or by general law, for the construction, operation, maintenance and regulation of streets and sewers, and for the maintenance and regulation of public parks and of public buildings and property not hereinbefore especially excepted, including the power to make, alter or amend

rules, regulations, resolutions and ordinances relating thereto, are hereby vested in said board of public works. For greater certainty it is hereby specified that in addition to or concurrent with the other powers hereby conferred upon said board of public works, are the following:

Powers
enumerated.

To ascertain and establish the boundary lines of rivers and streams within such city.

To regulate the planting, rearing, trimming and preserving of ornamental and shade trees in the streets of the city.

To regulate the naming of streets, avenues and public places, and the numbering of the houses and lots thereon.

To regulate and to prohibit advertising, ringing of bells in the streets and other noises in the streets and public places.

To regulate and control the use of the streets of such city by all persons and corporations; by the regulation of traffic by pedestrians, wagons, cars, motors and vehicles of all kinds; by the regulation or prohibition of the depositing of ashes, dirt, offal or garbage in such streets.

To prevent and remove obstructions and encumbrances in and upon said streets.

To regulate or prevent the erection or construction of any stoop, step, platform, sign or other projection, in, over or upon any street, and to cause any encroachment of any street, highway or other public place to be removed.

To regulate the erection of post, pole, sign or wire upon or through or across any such street.

To regulate and prohibit the use of guns, pistols, firearms and fireworks of all descriptions within the city.

To regulate the exhibition of placards or flags in, across or over the streets.

To regulate and prohibit the use of soft coal in factories, power houses and locomotives.

To provide for lighting the streets and public places in said city with gas, electricity, oil or other illuminating substances.

To regulate or prohibit swimming or bathing in the waters in or bounding the city.

To regulate weights and measures; to cause weights and measures to be examined by some person appointed for that purpose, and to establish and regulate public scales.

To regulate and control the manner of building dwelling houses, stables, factories and all other building and structures, and to prohibit within certain limits, the building or erection of any dwelling house, store, stable or other building of wood or other combustible material, and to cause any building or structure which may become dangerous to human life or health, to be destroyed.

To provide for the removal and disposition of offal, garbage and all other refuse matter.

To prescribe and regulate the streets and public places to be used for market purposes.

To provide, maintain and regulate a public market and the building and buildings necessary and suitable therefor.

Powers
vested in
board of
water com-
missioners.

Proviso

All the powers now vested in any such city or any board, body or official thereof, either by its charter or by general law, for the acquisition, extension, enlargement, construction, operation, maintenance and regulation of a public water supply, including the power to make, alter or amend rules, regulations, resolutions and ordinances relating thereto, are hereby vested in said board of water commissioners; *provided, however*, that whenever any such board of water commissioners shall come into existence in any such city by virtue of any contract for the acquisition of a water supply and/or distribution system, and said contract shall not have been fully executed by transfer to such city, or wherever such board of water commissioners shall come into existence by virtue of appropriate governmental action of any common council or other governing body determining to acquire and/or construct such water supply and/or distribution system as in Section 1 of this act provided, nothing herein contained shall be deemed to divest said common council or other governing body of authority to carry out on behalf of such city the acquisition of such water supply and/or distribution system, under the terms of such contract, and/or continue and complete the appropriate govern-

mental action initiated for the acquisition and/or construction of such water supply and/or distribution system, but said water supply and/or distribution system, when so acquired and/or constructed shall pass to and under the control of said board of water commissioners.

Said board of water commissioners shall have, possess and exercise all the rights, powers and privileges of the municipality in and for which it is appointed in respect of and pertaining to the acquisition, construction, repair, maintenance, operation and extension of a water plant and water system for supplying water to the inhabitants of such city, and to others beyond its corporate limits, both for public and private use, and in respect of and pertaining to the purchase of water for sale and distribution among the inhabitants of such city, and others beyond its corporate limits, both for public and private use, and in respect of and pertaining to all of the appurtenances of such water plant and water system, and all the corporate rights, powers, franchises and privileges and any and all parts of any existing system or plant, and its real estate, personal property and works, which may have heretofore been or may hereafter be acquired by such city, and in respect of and pertaining to the acquisition and/or development of a source, or an additional source or additional sources of water supply, either alone or in conjunction and/or co-operation with one or more municipalities and/or bodies corporate, and shall make and establish rates and rents for the use of water supplied for public and private use within the limits of said city, and beyond its corporate limits, shall enter into all contracts for supplying water, both within and without the corporate limits of said city, and shall fix the charges for the installation, repair and testing of any water meters, water service, water services, connections, appliances or parts and renewals thereof furnished or made by said board, and the interest and penalties to be imposed for non-payment of such water rates, rents and charges, and shall receive and collect all rates and rents imposed for water supplied as aforesaid, and on account of such contracts, and all charges, interest, and penalties fixed and determined by said board.

Rights and powers of board of water commissioners.

Establish rates.

Contracts.

Rates and rents.

Monthly
financial
reports.

Said board shall make monthly reports to the board or body having charge of the finances of such city, of the moneys so received and collected by it, as aforesaid, and shall, on or before the fifteenth day of each month, pay into the city treasury such moneys received during the preceding calendar month, which moneys shall be carried in a special account to be known as the water fund, and shall be paid out by the city or its municipal authorities upon the warrant of such board of water commissioners, in the manner and form as hereinafter provided in this act, in respect of other moneys placed under the jurisdiction and control of said board of water commissioners.

Penalties for
violations.

Any such board of public works and any such board of water commissioners shall have power to prescribe penalties for the violation of any ordinance or regulation which they are empowered to pass or adopt by the provisions of this act.

Section 3
amended.

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

Quorum.

3. Two members of such board of public works, and three members of such board of water commissioners, shall constitute a quorum for the transaction of business.

Calling special
meetings.

Each president of the respective boards shall have power to call special meetings of the board whenever he shall deem it expedient, in such manner as may be prescribed by the standing rules or resolutions of the respective boards; and each board may make, establish, modify and repeal such orders, by-laws, rules and regulations governing the proceedings of the board and its members, and the officers and employees over whom, by the provisions of this act, they shall have authority and control, as such board may deem proper and advisable; *provided*, the same be not contrary to existing law.

Rules,
regulations.

Proviso.

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

Section 4
amended.

Clerk and
other officials.

4. Whenever a board of public works shall be established in any city under the provisions of this act, such board shall, upon organization, appoint a clerk and fix his salary, and shall have the sole power and authority to elect the street commissioner, the city engineer and surveyor, the inspector of buildings and the inspector

of public lights. Such board of public works may also employ, from time to time, such assistant engineers or surveyors as the work of the city may require, and all necessary inspectors, supervisors, clerks and employees to aid in the execution or discharge of its duties under this act, and for the carrying out and performance of the public works or affairs of said city, which by the provisions of this act are placed, or intended to be placed under the government, control and management of such board of public works. The said board of public works shall have power to fix the compensation or salary to be paid to such officers, and the compensation of such assistants and employees, and may, in their discretion, require satisfactory bonds for the faithful performance of their official duties. The salary of any officer appointed by such board of public works, pursuant to the provisions of this section, shall not be increased or diminished during the term for which he is appointed. The terms of city officers appointed by said board of public works, in this section specified, shall be three years, and until the appointment and qualification of their respective successors; *provided, however*, this act shall not be construed to terminate or abridge the term of office of any officer holding office in said city at the time this act becomes operative therein, but all such officers shall serve out the term for which they were originally elected or appointed, and the said board shall have power only to appoint a successor at the end of such term for which any officer was originally elected or appointed, or to fill any vacancy that may occur. Any vacancy in any of the offices mentioned in this section shall be filled for the unexpired term only.

Assistants.

Compensation.

Terms of
city officers.

Proviso.

Vacancy.

Whenever a board of water commissioners shall be established in any city, under the provisions of this act, such board shall upon organization, appoint a clerk and fix his salary, and such board of water commissioners shall have power and authority to elect or appoint, and at pleasure to remove, any and all engineers, surveyors, attorneys, officers, agents, employees, committeemen and boards that it may deem necessary or convenient, to aid in the execution and discharge of its duties under this act, and in the exercise of the powers conferred upon it,

Clerk, engi-
neers, agents,
employees of
water com-
missioners.

Compensation.	and for the carrying out and performance of the public works and affairs of such city, which by the provisions of this act are placed, or intended to be placed under the government, control and management of the said board of water commissioners. The said board of water commissioners shall have power to fix the compensation or salary to be paid to all of its employees, and may in its discretion, require satisfactory bonds for the faithful discharge of the duties of such employees.
Section 5 amended.	6. Section five of the act to which this act is an amendment is hereby amended to read as follows:
Unexpended appropriations placed under control of respective boards.	5. Upon the organization of the said board of public works and/or board of water commissioners herein provided for, in any such city, all the unexpended appropriations or moneys heretofore made or received by any municipal or corporate authority of such city, or by any board, department or official thereof, and at that time under the control or in the custody of the same, for or on account, or to the credit of such board, department or official on the books of such city, or any department or official thereof, for the purposes of constructions, erections, improvements, repairs or the support, maintenance or expense of the public works or municipal departments or affairs of such city, by the provisions of this act transferred, committed or placed under the management, control or government of such board of public works and/or such board of water commissioners of such city, herein authorized, shall thereupon immediately become subject to the sole and absolute control and power and disbursement of such board of public works, insofar as the same pertains to the matters so transferred, committed or placed under the management, control or government of such board of public works, shall thereupon be expended only by authority of such board of public works for the purposes for which such unexpended balances or appropriations or receipts were assessed, collected or received by such city, or the municipal authorities thereof, and the same shall be paid out by such city, or its municipal authorities, upon the warrants of such board of public works, in the manner and form as the same are now disbursed and expended by the municipal authorities of such city, and insofar as
Future expenditures.	

such unexpended appropriations of moneys heretofore made or received, as aforesaid, shall pertain to matters transferred, committed or placed under the management, control or government of the board of water commissioners, shall thereafter be expended only by authority of such board, for the purposes for which such unexpended balances or appropriations or receipts were assessed, collected or received by such city or the municipal authorities thereof, and the same shall be paid out by such city, or its municipal authorities, upon the warrants of such board of water commissioners, in the manner and form as the same are now disbursed and expended by the municipal authorities of such city.

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

Section 6
amended.

6. It shall be the duty of the comptroller, auditor, treasurer or other financial officer or officers, as the case may be, having charge or control of the accounts of any such city adopting this act, to credit the board of public works and the board of water commissioners of such city, respectively, with the amounts of the estimates appropriated to such boards in any tax levy, budget or ordinance, and thereafter the same shall be disbursed and paid by the financial officers of such city, in the same manner as the expenses of other subordinate boards are paid in such city.

Financial
affairs.

It shall be the duty of said Board of Water Commissioners each year to prepare and submit to the board or body having charge of the finances of said city, a budget which shall be a tabulated statement of:

Budget by
water board.

A. The anticipated revenues applicable to the lawful current expenditures of said Board of Water Commissioners for the fiscal year under the following headings in the order named:

What state-
ment to show:

1. The unexpended balances of the anticipated revenues, if any, of the previous year in excess of obligations incurred therefor and purposes unfulfilled thereunder, which are properly chargeable thereto, such balances to be known as surplus revenue appropriated.

Anticipated
revenues;

2. Revenues received from the operation of said water system.

3. Miscellaneous revenues.

4. Amount to be raised by taxation.

Object of expenditures.

B. The several objects for which the revenues are to be expended, including the following headings, in the order named:

1. Interest and amortization charges on outstanding water bonds.
2. Administration costs.
3. Repairs and maintenance.
4. Extensions and enlargements.

The total of such anticipated expenditures shall be equal to the total of the anticipated revenues, if any amount to be raised by taxation be included in said anticipated revenues.

Balancing budget.

If no moneys are to be raised by taxation under said budget and if the total of such anticipated revenues shall exceed the total of said anticipated expenses, said budget shall be balanced by including therein under the expenditures a sum sufficient for that purpose to be known as

Surplus.

surplus revenue unappropriated.

In a column to the right of the several items of appropriation shall be placed the amount as appropriated for such item in the previous year.

Such items of expenditure may include the cost of extensions and enlargements of the water system, whether by new construction or by the acquisition in whole or in part of the water works and distribution system of any water company or private or public water plant, and the cost of an additional supply of water.

Assessment and taxation.

It shall be the duty of the board or body having charge of such finances to cause the amount set forth in said budget to be raised by taxation, to be assessed and raised by making a provision therefor in the tax ordinance or budget of the year; *provided, however*, that such board or body having charge of such finances shall not be required to include in the tax levy for any one year on account of such amount, a sum of money greater than one cent (\$.01) for each one hundred dollars (\$100.00) of the taxable ratables of such city for such year, plus such sum not in excess of the total of the interest and amortization charges falling due on water bonds during such year, as shall be required to balance said budget as presented.

Proviso.**Tax rate.**

For the purpose of the acquisition of any lands or rights therein, and of the laying, construction, enlargement or extension of any water works or water distribution system, and for the acquisition of new or additional water supplies, reservoirs, wells, aqueducts and their appurtenances, and for the acquisition and/or construction of proper sewers, drains and other works for the protection of the purity of any such water supply, the board of water commissioners may from time to time request of the board or body having charge of the finances of any such city, and such board or body shall cause, the issuance for the account of such board of water commissioners, but in the name of and as the obligation of such city, bonds in such sum or sums as such board of water commissioners shall from time to time fix, *provided, however*, that the total of bonds so issued at the request of said board of water commissioners shall at no time, except with the concurrence of the board or body having charge of the finances of such city, exceed the total of the accumulations, from year to year, of surplus revenue unappropriated, transferred from said board of water commissioners to the general treasury of such city, less moneys raised by taxation.

Bond issue
for water
system.

Proviso.

It is the intention of this act to make available to said board of water commissioners, for the conduct of said water system, for its enlargement, extension, and the addition of new and/or further supplies and sources of supply, all moneys which shall be received from the operation of such water system, whether currently or theretofore earned, and excluding therefrom any moneys raised by taxation, and to place the same under the jurisdiction and control of said board of water commissioners.

Intention
of act.

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

Section 7
amended.

7. It shall be the duty of the common council, board of aldermen, finance commission or other governing body or board having charge of the finances of any such city adopting this act, each and every year thereafter, as now provided by law therein, to cause such sum or sums as in their judgment may be necessary for the current and necessary expenses of the board of public works in each of the various municipal departments under the govern-

Assessing
and raising
moneys needed
for both
boards.

ment, control, management and maintenance of such board for the year, to be assessed and raised by making provision therefor in the tax ordinance or budget of the year; and to make similar provision for the board of water commissioners, for the period between its organization and the first day of January next succeeding, and as herein otherwise provided.

Section 8
amended.

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

Mayor's right
to veto.

8. The mayor of any such city adopting the provisions of this act shall have the right to veto all the ordinances of such board of public works and board of water commissioners and also to veto such resolutions and actions thereof as he is now empowered to veto by the charter of such city, or any supplement thereto or amendment thereof, or by any other law effective therein, if the same were passed by the common council, board of aldermen or other governing body of such city, and a copy of every such ordinance, resolution or action duly signed by the president of such board and certified by the clerk thereof, shall be furnished to the mayor of such city, and he shall have ten days thereafter in which to consider the same in each case before signing or returning them to such board with his objections, and all of the ordinances, resolutions and actions of the said board of public works and board of water commissioners in any such city shall become operative and have full force and effect therein by publication or otherwise as the ordinances, resolutions and matters of the common council, board of aldermen or other governing body therein do now by law become operative, and have force and effect therein. The mayor shall have the power to veto any separable item or items contained in any ordinance or resolution over which he shall have the power to veto, and to approve of the residue of such ordinance or resolution. Any such board may pass any ordinance, action or resolution or vetoed item, notwithstanding the objections of the mayor, by a majority of the votes of all the members thereof, at the time and in the manner now or hereafter provided by law in such city. All ordinances, resolutions, regulations and by-laws in force in any such city at the time of its adoption of this act,

May veto
separate
items.

All ordi-
nances con-
tinue in force.

relating or in anywise appertaining to the public works, or any municipal department of affairs of such city, which by the provisions of this act are placed, or intended to be placed, under the control, government and management of such respective boards, shall continue in force and be applicable to such board, until such ordinances or resolutions shall be repealed, modified, re-enacted or superseded by other ordinances or resolutions passed or enacted by such respective boards.

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

Section 10
amended.

10. Such board of public works and board of water commissioners in any such city heretofore or hereafter adopting this act shall have full power and authority in addition to all other powers granted by law, to fulfill, perform and carry out according to law any and all contracts, agreements and obligations theretofore lawfully made and entered into by any governing body, board, department or municipal authority of any such city in the name of such city or of any municipal authority therein or thereof, regarding the subject matters contained in this act, and hereby transferred or transmitted to the government, control, management or direction of such board of public works and/or board of water commissioners.

As to carrying
out contracts,
obligations,
etc.

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

Section 13
amended.

13. The provisions of this act shall not become operative in any such city which has not heretofore adopted it, either as originally enacted or as subsequently amended, until the same shall have been adopted by vote of the legal voters thereof as hereinafter provided. The question of the adoption of this act shall be submitted to vote in any such city at any election for members of the General Assembly hereafter to be held, when a petition therefore, signed by at least five per centum of the qualified electors of such city, as evidenced by the total number of votes cast at the then next preceding election for Members of the General Assembly in such city, shall have been filed with the clerk of said city, of which submission the same notice shall be given as is required by

Referendum

Petition
presented

law to be given of said general election, and the legal voters of said city may, at such election, decide upon the acceptance or rejection of this act in the following manner: There shall be printed on each official ballot, underneath the names of the candidates, the following:

Wording on
ballot.

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

Proposition.

	Yes.	Shall the act entitled "An act concerning the government of cities of the second class and authorizing the creation of a municipal board of public works and a municipal water board in any such city and defining the powers and duties of such boards, and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of such boards," be adopted?
	No.	

Result
declared.

The said ballots so cast for or against this act shall be counted and the result thereof returned by the election officers, and a canvass of such election had in the same manner and at the same time as in case of ballots for city candidates voted for at such election, and the acceptance or rejection of this act so determined shall be declared in the same manner as the general result of said election for city officers, and if there shall be a majority of all votes entitled by law to be counted as votes, either for or against such proposition in favor of the adoption of this act, but not otherwise, this act shall immediately become operative in such city.

12. This act shall take effect immediately.

Approved April 15, 1931.

CHAPTER 134.

A Supplement to an act entitled "An act concerning the government of cities of the second class and authorizing the creation of a municipal board of public works and a municipal water board in any such city, and defining the powers and duties of such boards, and relating to the municipal affairs and departments of such cities placed under the control and management of such boards and providing for the maintenance of such boards."

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

1. In all cities which shall have adopted the provisions of this act as hereinafter provided, the terms of office of the various members of the board of public works shall cease and determine on the first day of January secondly following such adoption, and their successors shall be elected as hereinafter provided.

Termination
of board of
public works.

2. In every such city there shall be elected by the legal voters of such city at the next general election of members of the general assembly of this State next succeeding such adoption, three suitable persons, residents of such city, to be members of the board of public works therein, one for a term of one year, one for a term of two years and one for a term of three years, their respective terms to begin on the first day of January next following such election, and at each such general election thereafter, one of the members of such board shall be elected for a term of three years to succeed the member of the board whose term expires, and the members of such board shall hold office until their successors are elected and qualify.

Election of
members of
board of
public works.

Terms.

3. Any vacancy in the membership of such board of public works shall be forthwith reported by the clerk thereof to the mayor, clerk and the board of aldermen, common council or other governing body of such city, and such board of aldermen, common council or other governing body of such city shall have the power to elect

Filling
vacancies.

a person to fill such vacancy in said board of public works until the next general election, and the election and qualification of another to fill such vacancy.

Filling
vacancy at
election.

Any vacancy occurring in the membership of said board of public works shall be filled at the next general election of members of the General Assembly, and the person so elected at such general election shall hold office for the unexpired term of the person in whose place he is elected.

Oath.

4. Each member of such board of public works shall, within ten days after his election, if the same be by the board of aldermen, common council or other governing body of such city, and if such election be at the general election for members of the Assembly, then within ten days after his election shall be certified in the manner required by law, qualify by taking and subscribing before some person authorized to administer oaths, an oath or affirmation faithfully to discharge the duties of his office to the best of his skill and understanding, and by giving bond to such city in the sum of five thousand dollars, to be approved as to the form thereof by the board of aldermen, common council or other governing body of such city, and as to the sufficiency thereof by the mayor of such city, for the faithful discharge of his official duties, which bond shall be filed in the office of the clerk of such city.

Bond.

Official name.

5. The members of the board so elected shall constitute and be called "The Board of Public Works of the City of " (name of city in and for which they are elected).

Referendum.

6. The provisions of this supplementary act shall not be operative in any city until the same shall have been adopted by vote of the legal voters thereof, as hereinafter provided. The question of the adoption of this act shall be submitted to vote in any such city as shall heretofore have adopted the act to which this act is a supplement, at the next election of members of the general assembly, and in all such cities in which there shall hereafter be submitted to the legal voters the question of the adoption of the act to which this act is a supplement, at the same election at which said last mentioned act shall be submitted, of which submission the same notice shall be given as is required by law to be

given of such general election, and the legal voters of such city may at such election decide upon the adoption or rejection of this act in the following manner:

There shall be printed on each official ballot below the names of the candidates under the heading "Public Questions To Be Voted Upon" the following:

"To vote upon the public question printed below, if in favor thereof, mark a cross (X) or plus (+) in the square at the left of the word Yes, and if opposed thereto mark a cross (X) or plus (+) in the square at the left of the word No."

	Yes.	Shall the act entitled "A supplement to an act entitled 'An act concerning the government of cities of the second class and authorizing the creation of a municipal board of public works and a municipal water board in any such city, and defining the powers and duties of such boards, and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of such boards,' approved 1931 be approved?"	Proposition.
	No.		

The said ballots so cast for or against this act shall be counted and the result thereof returned by the election officers, and a canvass of such votes had, in the same manner and at the same time as is case of ballots for city candidates voted for at such election, and the adoption or rejection of this act so determined shall be declared and certified in the same manner as the result of said election for city officers; and if there shall be a majority of all votes entitled by law to be counted as such, in favor of the adoption of this act, and not otherwise, this act shall immediately become operative in such city.

7. This act shall take effect immediately.

Approved April 15, 1931.

CHAPTER 135.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning idiots and lunatics' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," approved March eleventh, one thousand nine hundred and twenty-four, which amendment was itself 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 6
amended.

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

Salary of
public
guardian.

6. The public guardian of incompetent veterans shall receive such annual salary as may be fixed and determined by the presiding judge of the court of common pleas in and for the county in and for which the said guardian has been appointed, by and with the approval of the board of chosen freeholders of said county, and which shall be paid by the treasurer of the county in semi-monthly payments, and this said salary shall be in lieu of all other charges, compensation and commissions; nor shall the said guardian accept any money whatsoever by way of fee, compensation, gratuity or present for any of his services.

Payment.

No fees or
gratuity.

Repealer.

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

3. This act shall take effect immediately.

Approved April 15, 1931.

CHAPTER 136.

An Act to incorporate the first judicial district of the County of Union and transferring to and vesting in the said district court thereof, the power and duties heretofore and now exercised by the District Court of the City of Elizabeth, in the County of Union.

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

1. All that part of the County of Union comprised within the corporate limits of the City of Elizabeth, be and the same is hereby incorporated and established to be the first judicial district of the County of Union, 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, so far as the same may be applicable, shall apply to the district hereby incorporated and established.

City of Elizabeth to constitute first judicial district of Union county.

District court act applicable.

2. The present judge of the Elizabeth District Court shall be the judge of the District Court under this act established, and he shall continue for the term for which he was appointed as said judge of the Elizabeth District Court, and shall receive the same compensation now paid to him as judge of said court.

Judge.

The clerk and all other officers of the Elizabeth District Court shall be the clerk and officers of the District Court of the first judicial district of the County of Union.

Officers of court.

3. All actions now pending in the District Court of the City of Elizabeth are transferred to and shall be heard and determined by the District Court for the first judicial district of the County of Union.

Pending actions transferred.

4. The board of chosen freeholders of the County of Union shall provide for the maintenance of the said court in this act incorporated and established.

Maintenance.

5. This act shall take effect May first, one thousand nine hundred and thirty-one.

Act effective.

Approved April 20, 1931.

CHAPTER 137.

An Act to incorporate the second judicial district of the County of Union.

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

Second
judicial dis-
trict of Union
county, how
composed.

1. All that part of the County of Union comprised within the corporate limits of the Township of Hillside, Township of Union, Borough of Roselle Park and the Borough of Kenilworth, be and the same is hereby incorporated and established to be the second judicial district of the County of Union, 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 acts amendatory thereof and supplemental thereto, as far as the same may be applicable, shall apply to the district hereby incorporated and established.

District court
act applicable.

Maintenance.

2. The board of chosen freeholders of the County of Union shall provide for the maintenance of the said district court in this act incorporated and established.

3. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 138.

An Act to incorporate the third judicial district of the County of Union.

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

Third judicial
district of
Union county,
how composed.

1. All that part of the County of Union comprised within the corporate limits of the Township of Springfield, City of Summit, Township of New Providence and the Borough of New Providence, be and the same is hereby incorporated and established to be the third

judicial district of the County of Union, 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 acts amendatory thereof and supplemental thereto, as far as the same may be applicable, shall apply to the district hereby incorporated and established.

District court
act applicable.

2. The board of chosen freeholders of the County of Union shall provide for the maintenance of the said district court in this act incorporated and established.

Maintenance.

3. This act shall take effect May first, one thousand nine hundred and thirty-one.

Act effective.

Approved April 20, 1931.

CHAPTER 139.

An Act to incorporate the fourth judicial district of the County of Union and transferring to and vesting in the District Court thereof, the powers and duties, heretofore and now exercised by the District Court of the City of Plainfield, in the County of Union.

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

1. All that part of the County of Union comprised within the corporate limits of the City of Plainfield, the Township of Scotch Plains, Borough of Fanwood, Town of Westfield and the Borough of Mountainside, be and the same is hereby incorporated and established to be the fourth judicial district of the County of Union, 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 acts amendatory thereof and supplemental thereto, so far as the same may be applicable, shall apply to the district hereby incorporated and established.

Fourth judicial
district of
Union county,
how composed.

District court
act applicable.

2. The present judge of the Plainfield District Court shall be the judge of the District Court under this act

Judge.

incorporated and established, and he shall continue for the term for which he was appointed as said judge of the Plainfield District Court, and shall receive the same compensation now paid to him as the judge of said court.

Officers of court.

The clerk and all other officers of the Plainfield District Court shall be the clerk and officers of the District Court of the fourth judicial district of the County of Union.

Actions pending transferred.

3. All actions now pending in the Plainfield District Court are transferred to and shall be heard and determined by the District Court for the fourth judicial district of the County of Union.

Maintenance.

4. The board of chosen freeholders of the County of Union shall provide for the maintenance of the said District Court in this act incorporated and established.

Act effective.

5. This act shall take effect May first, one thousand nine hundred and thirty-one.

Approved April 20, 1931.

CHAPTER 140.

AN Act to incorporate the fifth judicial district of the County of Union.

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

Fifth judicial district of Union county, here composed.

1. All that part of the County of Union comprised within the corporate limits of the City of Linden, City of Rahway, Township of Clark, Township of Cranford, Borough of Roselle and the Borough of Garwood, be and the same is hereby incorporated and established to be the fifth judicial district of the County of Union, 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 acts amendatory thereof and supplemental thereto, as far as the same may be applicable, shall apply to the district hereby incorporated and established.

District court act applicable.

2. The board of chosen freeholders of the County of Maintenance.
Union shall provide for the maintenance of the said
district court in this act incorporated and established.

3. This act shall take effect May first, one thousand Act effective.
nine hundred and thirty-one.

Approved April 20, 1931.

CHAPTER 141.

An Act to amend an act entitled "An act to provide for
the regulation and incorporation of insurance com-
panies and to regulate the transaction of insurance
business in this State," approved April third, one thou-
sand nine hundred and two.

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

1. Section twenty-two of the act to which this act is Section 22
amended.
amendatory be and the same is hereby amended to read
as follows:

22. The Commissioner of Banking and Insurance may Deposits to do
business
outside State.
receive from any insurance company of this State a de-
posit of such securities as shall be necessary to enable
such company to transact business in any other State,
territory, dependency or federal district of the United
States or in any foreign country under the laws thereof.

2. Section twenty-three of the act to which this act Section 23
amended.
is amendatory be and the same is hereby amended to read
as follows:

23. The said securities shall be held by said commis- Holding
deposit of
securities
sioner so long as such company shall desire to transact
business in the State, territory, dependency, federal dis-
trict or foreign country, requiring such deposit, but the
company making the deposit shall be at liberty to draw
the dividends or receive the interest on such securities;
and whenever any such company shall desire to discon- Return of
securities on
ceasing
business.
tinue its business in said State, territory, dependency,
federal district or foreign country, and such deposit shall

no longer be required by the laws of said State, territory, dependency, federal district or foreign country, the said commissioner shall return said securities to the company depositing the same.

3. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 142.

An Act to provide for a State budget system and its operations.

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

Title.	1. The short title of this act is "The State Budget Act."
Intent of act.	2. The intent of this act is to provide for the budgeting or scheduling of all State revenues and expenditures.
Free funds.	Free treasury funds are such State funds as have not been pre-dedicated by statute or otherwise encumbered and as are subject to appropriations in the annual or supplemental appropriation bills. Dedicated funds are such State funds as have been pre-dedicated by statute for a specific purpose or purposes. The ultimate purpose of this act is to afford legislative control of the expenditures of all free treasury funds and the scheduling and restatement for legislative and public information of dedicated funds and the purpose or purposes for which such funds are dedicated, and to provide a comprehensive budget procedure for all State funds in a single document.
Dedicated funds.	
Purpose.	
Budget procedure.	
Budget commissioner.	3. The Governor shall appoint a State Budget Commissioner, who shall serve at the will of the Governor. He shall receive compensation at the rate of seven thousand dollars per annum. He shall carry into effect and execute the provisions of this act under the authority, direction, supervision and control of the Governor. He shall appoint such clerical and technical assistance as may be necessary, fix their compensation and prescribe their duties, subject to the approval of the Governor, and appropriations made therefor.
Salary.	
Under guidance and authority of Governor.	
Assistants.	

4. On or before October fifteenth in each year, each department of the State government, board, commission, officer, and other State agency, hereinafter collectively called spending agencies, shall, if it or he desires or requests an appropriation from free treasury funds for the next ensuing fiscal year, file with the State Budget Commissioner a request for appropriation, which shall specify and itemize all expenditures of every name and nature proposed to be made by each such spending agency from the free treasury funds during the next ensuing fiscal year. Said request shall be signed by the executive officer of the spending agency, but may be made by the officer, hereinafter called request officer, who shall be designated by each spending agency for that purpose. In the case of the judiciary, the request officer shall be the clerk of the Court of Errors and Appeals, under the direction of the Chancellor and the Chief Justice of the Supreme Court, and in the case of the Legislature, the request officers shall be the clerk of the House of Assembly and the secretary of the Senate respectively. Said requests shall be made on forms to be furnished by the State Budget Commissioner, subject to such rules and regulations as he shall prescribe from time to time, and shall show in detail:

(a) The several purposes and itemized amounts for which appropriations are requested, without deduction for estimated receipts or dedicated funds receivable;

(b) A statement exhibiting, for the last preceding fiscal year, the amounts of the annual and supplemental appropriations, transfers of appropriations, allotments from the State emergency fund, and of all expenditures made thereunder, and the unexpended balance, if any, and the extent to which the same is obligated or encumbered;

(c) A statement exhibiting, for the next ensuing fiscal year, all estimated receipts receivable, the estimate of receipts for the current year, and the actual receipts for the last complete fiscal year.

In case an appropriation is requested for a project which is not to be or cannot be completed within the next ensuing fiscal year, the request shall set forth a complete description of the whole project, and the esti-

Requests for
appropriations.

Request
officer.

Requests
shown in
detail.

Total amount
itemized.

Comparative
statement.

Estimated
receipts.

Relative to
projected
expenditures.

mated and detailed cost thereof and shall show separately the part of the project which has been completed, if any, and the actual cost thereof, the part remaining to be completed and the estimated cost thereof, and the part proposed to be completed within the ensuing fiscal year and the estimated cost thereof.

Comptroller's
report to
budget com-
missioner.

What to
show:

Balance sheet.

Receipts and
disburse-
ments of free
funds;

Of dedicated
funds;

Summary;

Estimated
balance;

Revenues
available;

5. On or before October fifteenth in each year, the Comptroller shall prepare, certify and transmit to the State Budget Commissioner, a report, as of June thirtieth last preceding, of the financial condition and operations of the State, including:

(a) Balance sheet of all assets and liabilities;

(b) Statement of receipts and disbursements of free treasury funds, for the last preceding fiscal year, showing the balance at the beginning of the year, the amounts received during the year detailed as to sources, the amounts disbursed during the year detailed as to appropriations, and the unexpended balance at the end of the year.

(c) Statement of receipts and disbursements of the several dedicated funds for the last preceding fiscal year, showing the several balances at the beginning of the year, the amounts received during the year detailed as to sources, the amounts disbursed during the year detailed as to the several funds and the unexpended balances at the end of the year;

(d) Summary as to each appropriation of free treasury funds, for the last preceding fiscal year, detailed as to the amounts of the annual and any supplemental appropriations, transfers of appropriations, State emergency fund allotments, and the total thereof, and the total disbursements therefrom, and the unexpended balance of each appropriation, the amount reserved for unpaid commitments, the amount lapsed, and the free uncommitted balance;

(e) Statement of estimated balance of free treasury funds as of the close of the current fiscal year, showing the basis of the calculation thereof; On December thirtieth each year the Comptroller shall revise such estimate for inclusion in the Governor's Budget Message.

(f) Statement of revenues estimated to be available for the free treasury fund, for the next ensuing fiscal

year, detailed as to sources. On December thirtieth each year the Comptroller shall revise such estimate for inclusion in the Governor's Budget Message.

(g) Such other statements as the State Budget Commissioner may request. Sundries.

On or before October fifteenth in each year, each spending agency, which is in receipt of or is entitled to spend such dedicated funds as are dedicated to other than political subdivisions of the State (excepting funds dedicated to the "State Highway Fund") shall file with the Governor a declaration which shall set forth such information and in such form as the Governor may from time to time prescribe and as will furnish the Governor the information necessary to perform his duties under section eight of this act in respect to dedicated funds. Declaration by spending agency.

6. Upon the receipt of requests for appropriations, the Governor, or upon his order the State Budget Commissioner shall examine such requests in order to determine the necessity or advisability thereof and, for that purpose, may hold hearings thereon which shall be open to the public, and may summon and examine the request officers and any other witnesses and order the production of any State records, for his examination, and make any investigation which he deems necessary or advisable, for the purpose of making such determination. Examination of requests.

Hearings.

7. The State Budget Commissioner shall certify and transmit to the Governor, on or before December thirty-first each year, or at such other time or times as may be required by the Governor, the report of the Comptroller, and the requests of the spending agencies together with his findings, comments and the recommendations thereon. Report transmitted to Governor.

8. The Governor shall examine and consider all requests for appropriations, together with the findings and recommendations of the Budget Commissioner, and shall formulate his budget recommendations which shall be transmitted to the Legislature as a budget message on the second Tuesday of January in each year, excepting such years as the Governor shall be inaugurated, when he shall do so on or before February fifteenth following the commencement of his term. Said budget message Budget message of Governor based on report.

What budget to show:

shall embody the proposed complete financial program of the State government for the next ensuing fiscal year and shall set forth in columnar form detailed as to each source of anticipated revenue and the purposes to which the recommended appropriations shall apply for each spending agency in substantially the following form:

FREE TREASURY FUNDS

REVENUES

Estimate of
free funds;

(a) An estimate of the free treasury funds to be on hand on the first day of July next ensuing which are to be available to support appropriations, supported by the calculations used in arriving at the estimated figures.

Estimate of
anticipated
receipts;

(b) The estimate of the anticipated receipts from the several sources of free treasury funds, applicable to the budget period, together with the actual amount received from each source during the last completed fiscal year and the estimate of the receipts from each source for the current fiscal year.

Revenue from
dedicated
funds;

(c) Revenues available from dedicated funds which shall have been reserved or otherwise provided for by statute and which are available for inclusion in the appropriation bill in the same manner as are free treasury funds.

APPROPRIATIONS

Total appro-
priations
recommended;

(d) The total of the appropriations recommended for the ensuing fiscal year, itemization of which subsequently appears under subsection (i).

Supplement-
ary recom-
mendation;

(e) The total of the appropriations recommended to supplement the appropriations made for the current year, itemization of which subsequently appears under subsection (i).

Prospective
free treasury
balance;

(f) The prospective free treasury balance at the close of the budget year after deducting the total of the recommended annual and supplemental appropriations from the total of the revenues available from free treasury funds or from dedicated funds as are defined in subsections (a), (b) and (c).

DEDICATED FUNDS

Under the above caption shall be set forth in tabulated form:

(g) A statement of the estimated balance of each dedicated fund, as of the close of the current fiscal year showing the basis of the calculations thereof, and an estimate of the receipts from all dedicated funds, identified by appropriate title and the statute authorizing their collection, and a recital of amount and the purpose or purposes to which such funds are dedicated, identified by the statute authorizing such dedication. Wherein the statute sets forth that any portion of dedicated funds shall be expended only in accord with appropriations made therefor in the appropriation bill, such item shall be numbered to correspond with such items as are carried to the schedule of resources as set forth in subsection (c) hereof.

Balance from
dedicated
fund;

Numbering
certain items;

Immediately following the above caption "Dedicated Funds" shall be inserted the following:

"These revenues are collected for specified purposes defined in the acts that authorize the collection of the several revenues and have been dedicated for the specific purposes hereinafter shown. This schedule is given for legislative and public information. Amounts stated are estimated."

Statement
inserted;

(h) In addition to the tabulation of estimates of receipts and dedication of same as called for in subsection (g) this section, there shall be tabulated: An itemized statement of the several dedicated funds, other than such funds as are dedicated to any political subdivision of the State and to the "State Highway Fund," which were received by any board, department or agency of the State for the preceding fiscal year, detailed as to source of receipt and purposes of disbursements.

Itemized
statement
of
dedicated
funds;

THE DETAILED BUDGET

(i) The itemized budget recommendations, stated in detail as to department and purpose. There shall also be set forth the following: In five columns to the left of

Budget
itemized;

the purpose for which the recommended appropriation shall apply shall be set forth the following data relating to the purpose as to the last completed fiscal year: In the first column the amount expended; in the second column the total available appropriations; in the third column amount transferred to or from the purposes; in the fourth column the amount added by supplemental appropriation; in the fifth column the amount of the original appropriation.

In the first column to the right of the purpose to which the recommended appropriation shall apply shall be set forth the appropriation for the current fiscal year; in the second column the amount requested for the next fiscal year; in the third column the amount recommended by the Governor as the appropriation for the next fiscal year.

Recapitulation.

(j) In addition, such recapitulation of revenues and appropriations as may more fully show comparisons and costs of the several departments.

Governor may recommend other sources of revenue.

9. The Governor may recommend in connection with his budget message and under separate head new or additional sources of revenue and set forth in connection therewith his recommendation as to the purpose or purposes to which such proposed new or additional revenues may be appropriated. The total of the recommendations in the budget for the annual and supplemental appropriations shall not be in excess of the estimate of the free treasury funds (including funds classified in subsection (c), section 8) available for disbursements during the fiscal year to which such recommendations are applicable.

Applications not included in budget.

10. All applications for appropriations for purposes not included in the budget message shall be made in the first instance to the State Budget Commissioner, subject to such rules and regulations as he may from time to time prescribe. He shall certify and transmit forthwith such applications to the Governor and Chairman of the Joint Appropriation Committee, together with his findings, comments and recommendations thereon. The Governor shall transmit to the chairman of the Joint Appropriation Committee such applications as he shall approve in whole or in part with his recommendations thereon.

11. The Governor may, as occasion requires, transmit special messages recommending additional appropriations for purposes not anticipated at the time the budget message was transmitted to the Legislature.

Special
messages by
Governor.

12. The State Budget Commissioner shall cause copies of the Governor's budget message to be printed forthwith, and a copy thereof shall be presented to each member of the Legislature, each public library in the State, and each newspaper in the State, and shall be available for distribution to any citizen, on request. In the event that any request for appropriation is granted by the Legislature for an amount reduced from that requested, the State Budget Commissioner may assist the spending agency making such request, in devising new expenditure programs.

Budget
message
printed and
distributed.

In case of
reduced
request.

13. In order to afford reasonable flexibility, any spending agency receiving an appropriation may make written application to the State House Commission for leave to transfer a part of any item granted or allowed to such spending agency, to any other item in such appropriation. Such application shall be made only during the current year for which the appropriation was granted. No transfers shall be authorized or made after the close of any fiscal year. If the State House Commission shall consent to such application, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall place the amount so transferred to the credit of the item so designated; *provided, however*, that no sum appropriated for any permanent improvement shall be used for maintenance or for any other purpose; *provided, further*, that whenever a transfer is made the item, or any part thereof, from which the transfer has been made shall not be reimbursed from the emergency fund; *and provided, further*, that no such transfer of appropriation shall be authorized or made until the State Budget Commissioner shall have been served with a copy of the application and shall have had two days' opportunity within which to submit his written recommendation thereon, together with his reasons therefor, to the State House Commission.

Transfer of
items.

Consent by
State House
Commission.

Proviso.

Proviso.

Proviso.

Allotment
from emer-
gency fund.

14. No allotment from the State emergency fund shall be authorized or made until the State Budget Commissioner shall have been served with a copy of the application therefor and shall have had two days' opportunity within which to submit his written recommendation thereon, together with his reasons therefor, to the State House Commission.

Copies to
commis-
sioner.

15. A copy of every purchase requisition and of every detailed application and direct purchase order shall be served forthwith on the State Budget Commissioner.

Governor
may enjoin
expenditures
deemed
unwise.

16. In any case wherein it appears to the satisfaction of the Governor that any expenditure proposed to be made under any appropriation by any spending agency, is not in the best interests of the State, as in the case of extravagance, waste or mismanagement, then he shall be and hereby is authorized and empowered to prohibit and enjoin any such expenditure or any future expenditure under said appropriation and to prescribe the terms on which the same shall be made, if at all, by making and signing an order to that effect and serving it on the duly authorized request officer of such spending agency, and also serving a certified copy of such order on the Comptroller and the State Purchase Commissioner, whereupon said order shall immediately become operative. Upon such service, future expenditures under said appropriation shall be limited by the terms of said executive order. The Governor, in such cases, shall have power to make other and further orders as may be necessary or advisable in his discretion, which orders shall become operative upon such service.

Record of
the Budget.

What to be
shown.

17. The State Budget Commissioner shall prepare and publish a document to be known as Record of the Budget. Such report shall be published on or before October first of each year, setting forth a summary of the transactions in connection with the budget for the completed previous year, the status of the State debt, a summary of the dedicated funds and their dispositions for such budget period, together with such other statistical and other information which the State Budget Commissioner, under the direction of the Governor, may determine will be of value in order to fully present the financial and statistical

transactions of the several offices, boards, departments and agencies of the State.

18. (a) The State Highway Commission shall, on or before the first day of December in each year, submit to the Governor a report of the work and operations and financial condition of the department for the year (projecting same to December 31st), including itemized report of county and township aid allotments, in such form and in such detail as the Governor shall require.

Report by
highway com-
mission.

(b) On or before the first day of December of each year the State Highway Commission shall submit to the Governor, in connection with its report for the then current year, a schedule of the estimated anticipated revenues available for highway purposes during the ensuing calendar year. The several items of dedicated revenues which are committed to the State Highway fund, together with the funds to be made available through the sale of bonds and all unappropriated balances shall be tabulated and shown as the total resources for the support of the Highway Department schedule and program for the ensuing calendar year.

Estimated
revenues for
roads for
next year.

Items.

(c) On or before the first day of December of each year the State Highway Commission shall submit to the Governor the schedule and program for which they propose to expend or use such funds for the ensuing calendar year, according to purposes, routes and sections of routes. Such program may include projects that may be substituted for other projects included in the program should it be found impossible or impractical to construct or carry on any one or more of the projects in the program.

Plans for
roads for
ensuing year

(d) The Governor shall review the schedule of anticipated revenues and program as provided in subsections (b) and (c) hereof, and upon his approval, such program shall be the established program for the State Highway work and contribution for the ensuing calendar year, and shall control the administration of such funds. Should the State Highway Commission find it impossible or impractical to fulfill the obligations of its construction program, the Commission shall submit to the Governor such changes or amendments with the corresponding

Governor to
review
schedule and
control ad-
ministration of
funds for
roads.

reapportionment of such funds, which, upon the approval of the Governor, shall become the amended program for the year.

Report on
road work.

(e) The State Highway Commission shall make a report to the Governor quarterly, and at such other times as the Governor may direct, as to the progress of its work in connection with the program as adopted and upon any project carried over from the preceding year, together with the condition of its revenues and finances all in such detail as the Governor may direct.

Aid for
roads.

(f) On or before December tenth of each year the State Highway Commission shall notify the clerk of the Board of Chosen Freeholders of each county as to the amount of county and township and borough aid which has been set up for the county and each municipality within the county applicable to the ensuing calendar year.

Synopsis of
road pro-
gram in
budget
message.

(g) The Governor shall include a synopsis of the Highway Commission's revenues and the schedule and program, as approved for the calendar year in his budget message.

General
supervision
by Governor.

19. The Governor is hereby authorized to inquire into and investigate the operations and administration of any department, board, commission, office or State agency, including such departments or agencies as operate on fees or fines collected by them, and any county or municipal corporation as to the expenditure and administration of State aid road or highway funds, but excluding any political subdivision of the State as to receipt or disbursement of other funds herein designated as dedicated funds, and all departments, boards, commissions, offices or State agencies which in any way collect funds on behalf of the State other than State taxes, and for such purpose, may employ such agents or agencies as he may deem proper. The Governor or such other person as the Governor shall appoint shall have power to administer oaths, examine witnesses, and shall have the same power as the Court of Common Pleas to issue subpoenas to compel the attendance of witnesses and the production of all necessary reports, books, papers, documents, correspondence, and other evidence, at any designated place of hearing. Such subpoenas shall be authenticated by the

Power of
court in in-
vestigating
conditions.

signature of the Governor. Misconduct on the part of any person attending a hearing, or the failure of any witness, when duly subpoenaed to attend, give testimony or produce any records shall be punishable by the Court of Common Pleas in the same manner as such failure is punishable by such court in a case therein pending. Any person who, having been sworn or affirmed as a witness in any such proceeding, shall willfully give false testimony, shall be guilty of perjury. The fees for the attendance of witnesses shall be such as are now provided for the attendance of witnesses in civil cases. Perjury.

20. All files and other records of the State Budget Commissioner shall be available at any time for the inspection and examination of any members of the Legislature and any committee thereof and to the newly elected incoming Governor and to any nominee designated by him. Records open to inspection.

21. This act shall be liberally construed, and if any section thereof shall be declared unconstitutional by any court of competent jurisdiction, it shall not thereby affect any other section thereof. How act construed.

22. Chapter fifteen, laws of one thousand nine hundred and sixteen, being an act entitled "An act to provide a budget system and to provide a method of ascertaining the financial condition of the State and the appropriations necessary for the various departments, institutions and other agencies of the State," approved March first, nineteen hundred and sixteen, and any and all supplements thereto and amendments thereof, and all acts and parts of acts inconsistent with this act are hereby repealed. Chap. 15, P. L. 1916, repealed.

23. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 143.

An Act to regulate boxing, wrestling and sparring exhibitions and performances and levying a tax thereon.

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

Athletic com-
missioner.

Term.

Salary.

Duties.

Proviso.

Assistants and
clerical help.

Tenure of
appointees.

1. There shall hereafter be a State Athletic Commissioner, who shall be appointed by the Governor and confirmed by the Senate, to hold office for the term of five years from the date of such appointment and until his successor is appointed and qualified. He shall be paid a salary at the rate of five thousand dollars per annum and shall devote his entire time to the performance of his duties hereunder. He shall be removable from office by the Governor of this State, after a hearing, for cause. He shall have and exercise sole direction, management, control of and supervision over, all boxing, wrestling and sparring exhibitions and performances held within this State, and may, from time to time, make and enforce such rules and regulations not inconsistent herewith as he shall deem necessary or proper for the holding of the same, and for the effective administration of this act, and prescribe and enforce penalties for a violation thereof, which rules and regulations shall be published; *provided, however*, that the term of the first State Athletic Commissioner under the provisions of this act shall expire February twentieth, nineteen hundred and thirty-two, and he shall receive no salary but need not devote his entire time to the performance of his duties hereunder.

2. Subject to appropriation therefor, the State Athletic Commissioner shall have the assistance of a chief inspector at a salary at the rate of three thousand dollars per annum, and such referees, inspectors, other officials and clerical help as he shall deem necessary in order to effectively administer the provisions of this act. Referees and inspectors hereunder shall be citizens of the United States. The State Athletic Commissioner may appoint,

and, at his pleasure, remove all or any of the same. Such appointees, other than said chief inspector and referees shall be paid out of the State treasury, subject to appropriation therefor, reasonable compensation for their services hereunder, which, in the case of inspectors, is hereby fixed at ten dollars per day for services rendered. Traveling and other expenses of the State Athletic Commissioner and his said appointees incurred in the administration of this act, excepting referees, shall, upon presentation of duly verified bills therefor, in the case of said appointees with approval endorsed thereon by the State Athletic Commissioner, and subject to appropriation made therefor, be paid out of the State treasury. The referees shall be paid reasonable compensation for their services hereunder, and their reasonable traveling and other expenses incurred in the administration of this act by the licensee hereunder to which the particular referees are assigned. None of said appointees shall be subject to any of the provisions of chapter one hundred and fifty-six of the Laws of nineteen hundred and eight and the amendments thereof and supplements thereto.

Compensation.

Expenses met.

Compensation
of referees.Not subject
to civil
service.

3. No person, firm, club, corporation or association shall hold any boxing, wrestling or sparring exhibition or performance within this State, except by virtue of a license to hold boxing, wrestling and sparring exhibitions and performances first had and obtained from the State Athletic Commissioner. The commissioner may, in his discretion, issue to any applicant therefor a license to hold, subject to the provisions of this act and rules and regulations hereunder, boxing, wrestling and sparring exhibitions and performances, which license shall be for a period of one year, unless sooner revoked for cause, after a hearing, and boxing, wrestling and sparring exhibitions and performances may thereupon be held pursuant to such license. No boxing, wrestling or sparring exhibition or performance shall be held unless the person, firm, club, corporation or association holding the same, in addition to having a license hereunder, shall obtain from the State Athletic Commissioner, at least ten days prior to the date of said proposed exhibition or performance, a permit in writing to hold same. The State

Exhibitions
licensed.Terms of
license.Permit also
necessary.

Hearings.

Athletic Commissioner, or any agent designated by him, may make investigations, and the State Athletic Commissioner may hold hearings, issue subpoenas to compel the attendance of witnesses and the production before him of books, papers and records, administer oaths to witnesses before him, and examine any and all persons as witnesses for the purpose of determining any and all questions coming before him under this act or under rules and regulations adopted pursuant thereto, and any person wilfully failing to obey such subpoena and to truthfully answer such questions as may be asked of him by the State Athletic Commissioner shall, in addition to any other penalties which may be prescribed by law, be liable to a penalty of one hundred dollars; *provided, however,* that no witness shall be compelled to answer any question which will incriminate him. Any penalty recoverable under this act shall be payable into the State treasury, and shall be recovered in an action of debt in the name of the State Athletic Commissioner, to be prosecuted by the Attorney-General. The State Athletic Commissioner shall have and exercise the power of disciplining any and all principals, managers, seconds, promoters, match makers and participants, in any boxing, wrestling or sparring exhibitions or performances who shall violate any of the provisions of this act or rules or regulations made pursuant hereto, which discipline may take the form of revocation or suspension of a license held by a licensee connected with such violation for all or any part of the unexpired portion hereof, and of a refusal to renew a license held by any such licensee.

4. Every person, firm, club, corporation or association which shall hold any boxing, wrestling or sparring exhibition or performance shall, within twenty-four hours after the conclusion thereof, furnish to the State Athletic Commissioner at such place as he may prescribe, a duly verified written report, of the exact amount of tickets sold for such exhibition or performance, the amount of the gross proceeds thereof, and such other matters as the State Athletic Commissioner may prescribe, and shall also, within the said time, pay to the State Athletic Commissioner, at such place as he may prescribe, a tax of

Proviso.

Recovery of penalties.

Discipline.

Report after exhibitions.

States' receipts.

ten per centum (10%) of the total gross receipts from the sale of tickets of admission to such exhibition or performance. The State Athletic Commissioner shall forthwith pay said tax into the State treasury.

5. Every application for a license under this act shall be duly verified and in writing, and, in the case of a corporation or association, signed by its president and attested by its secretary, shall set forth such information as the State Athletic Commissioner shall, by rule, prescribe, and shall be filed with the State Athletic Commissioner at least one week before it is acted upon. Such applicant shall execute, and file with the State Athletic Commissioner, a bond to the State of New Jersey in the penal sum of five thousand dollars in a form and with sureties thereon satisfactory to the State Athletic Commissioner, which bond shall be conditioned for the payment of the tax imposed by this act. No license shall be granted hereunder unless and until such bond in connection therewith has been so filed and approved.

6. Every person, firm, club, corporation or association holding any boxing, wrestling or sparring exhibition or performance shall, at least two weeks before the holding of the same, notify the State Athletic Commissioner, in such form, with such detailed information, and at such place, as he may prescribe, of the proposed holding of the same, and for failure so to do shall be liable to a penalty of one hundred dollars, besides other disciplinary action hereunder. The State Athletic Commissioner shall determine the total amount of gross receipts from any such exhibition or performance and the amount of tax due hereunder, and to that end may examine or cause to be examined the books and records of any person, firm, club, corporation or association holding any boxing, wrestling or sparring exhibition or performance, and may hold hearings as hereinbefore provided. The finding and determination of the State Athletic Commissioner as to the amount of such tax shall be deemed and taken prima facie to be correct in all matters and proceedings in which the same may be called into question. Should any person, firm, club, corporation or association being liable for the tax hereby imposed, fail to pay the

Applications.

Bond.

Notice of proposed contest.

Penalty.
Determining gross receipts.

Finding.

Action on failure to pay.

same, an action therefor may be maintained in any court of competent jurisdiction, in the name of the State Athletic Commissioner to be prosecuted by the Attorney General, in addition to any remedies given by the bond filed in accordance with this act, conditioned for the payment of the said tax, which actions and remedies may be pursued simultaneously or in any other order which the State Athletic Commissioner may see fit.

Bond of commissioner.

7. Every State Athletic Commissioner, before entering upon the discharge of his duties hereunder, shall execute and file with the State Treasurer a bond to the State of New Jersey in the penal sum of twenty-five thousand dollars, approved as to form and the sufficiency of the sureties thereon by the State Treasurer, which bond shall be conditioned for the faithful discharge by him of the duties hereby imposed, and which may hereafter be imposed, upon the State Athletic Commissioner, and shall make, and file with the Secretary of State, a written oath that he will faithfully, diligently and impartially discharge the duties of his office to the best of his skill and ability, which oath may be administered by any person authorized to take an oath to affidavits in this State. He shall keep a full, true and correct record of all his official acts and proceedings hereunder, shall keep accurate and true accounts of the receipt and disposition of funds hereunder, all of which shall be open to the inspection and audit of the Comptroller, and shall make true and accurate reports as required by law or by the Comptroller.

Oath.

Records.

Condition and safety of buildings used.

8. All buildings or structures or parts thereof used or intended to be used, for the holding of boxing, wrestling or sparring exhibitions or performances shall be properly ventilated and provided with fire exits and fire escapes in conformance with the laws, ordinances and regulations pertaining to such buildings in the city, town, township, village or borough where situated.

Exceeding capacity of seats.

9. Any person, firm, club, corporation or association which shall sell, or cause to be sold, more tickets or invitations for any boxing, wrestling or sparring exhibition or performance than the seating capacity of the building, structure, or part thereof, actually used for such

exhibition or performance, shall, for a first offence, be subject to a penalty of three hundred dollars, and for the second offence, to a penalty of five hundred dollars and shall forfeit his, her, their or its license hereunder and shall be thereby disqualified from receiving any new license or any renewal of license.

10. The fee for admission to and seating at any boxing, wrestling or sparring exhibition or performance shall be published by the licensee holding the same in at least one newspaper circulating in the municipality wherein the license operates for at least two days prior to the holding thereof. No licensee shall exact or charge a greater fee than that advertised, and in no event, greater than the sum of fifteen dollars; *provided, however*, that a fee may be fixed at more than the limit herein prescribed by the State Athletic Commissioner wherever in his judgment such boxing, wrestling or sparring exhibition may warrant such greater fee and in that event the State Athletic Commissioner shall in writing fix the fees that may be charged for such exhibition or performance. A violation of this section shall subject the licensee to a forfeiture of his, her, their or its license and to a penalty of five hundred dollars.

11. No boxing, wrestling or sparring exhibition or performance shall be of more than fifteen rounds in length and the contestants shall wear during such contests gloves weighing at least eight ounces each, and no decision shall be given in any such contest except in any contest in which the title of the division, class or grade to which the contestants belong shall be subject to being won, or in the event of a contest being held which in the judgment of the State Athletic Commissioner should be a decision contest; in any decision contest under this act such decision shall be rendered by the referee immediately upon the conclusion of the contest.

12. Any person, firm, club, corporation or association violating any of the provisions of this act for which no specific penalty is provided, or in any way aiding, abetting or assisting in such violation, shall be liable to a penalty of one hundred dollars.

Penalty.

Admission
rates pub-
lished.

Overcharging.

Maximum
rate.

Proviso.

Penalty.

Number of
rounds.Weight of
gloves.
As to
decisions.General
penalties.

Acts
repealed.

13. An act entitled "An act creating a State Athletic Commissioner for the regulation of boxing, wrestling and sparring exhibitions and performances and defining its powers and duties," approved March fourth, one thousand nine hundred and eighteen, as the title of said act was amended by act of March nineteenth, nineteen hundred and twenty, and all acts amendatory thereof, or supplementary thereto, and all other acts or parts of acts inconsistent herewith are hereby repealed.

Transfer of
records, etc.

Provided, however, all persons in possession of books, records, documents, bonds, furniture or equipment under and by virtue of said repealed act shall deliver the same to the first State Athletic Commissioner who shall be appointed and who shall qualify under this act.

Existing rights
and benefits
continued.

Provided, further, all rights and powers of, or to be exercised for the benefit of, the State of New Jersey which have heretofore accrued under and by virtue of said repealed act, shall, nevertheless, continue in full force and effect and the exercise of such of the foregoing rights and powers as are to be exercised by the State Athletic Commissioner, the State Athletic Commission, the Comptroller, or any of them, under and by virtue of said repealed act is hereby transferred to and vested in the State Athletic Commissioner established by this act.

Constitution-
ality of act.

14. If any section, part or provision of this act be questioned in any court and held to be unconstitutional or invalid, such decision shall in no way affect any other section, part or provision of this act.

15. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 144.

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*:

1. Section seventy-six of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 76 amended.

76. No domestic insurance company shall expose itself to any loss on any one risk or hazard to an amount exceeding ten per centum of its net assets; no insurance company of another State or foreign country, transacting business in this State, shall expose itself to any loss on any one risk or hazard within this State to an amount exceeding ten per centum of its net assets; so much, however, of any such risk or hazard as shall be reinsured in any company lawfully transacting business in this State, shall not be considered part of said risk; *provided*, this section shall not apply to policies of life insurance, marine insurance, including transportation and inland navigation, title or mortgage insurance, or workmen's compensation or employers' liability insurance, nor shall it apply to policies issued by a mutual company organized under the laws of this State which insure solely against loss or damage to property belonging to the insured member; *provided*, that any mutual fire insurance company operated without purpose of profit and which confines its business principally to sprinklered risks and which pays no commissions or brokerages for the acquirement of its business may expose itself to loss on any one risk or hazard to an amount not exceeding ten per centum of the sum of its net assets and its gross premium or premium deposits in force. Amount of risks.
Reinsurance.
Proviso; exceptions.
Proviso.

2. This act shall take effect immediately.
Approved April 20, 1931.

CHAPTER 145.

A Supplement to the 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*:

Elimination
of grade
crossings by
relocating
county roads.

Relocation of
railroad
bridges, etc.

Acquisition
of land.

Expenses
borne by
county and
railroad.

Street car
line may
join in
work.

1. Whenever any public road maintained at county expense or controlled by any county is intersected by a steam railroad, it shall be lawful for the board of chosen freeholders of such county and for the company owning or operating such railroad to enter into contract, to provide for the re-location of such public road and/or the re-location of the tracks of such railroad and/or to provide for such grades or changes in the grades of such public road and/or railroad as will facilitate the construction or maintenance of other than grade crossings upon such public road, and for such purpose such board of chosen freeholders may locate, relocate or vacate and/or alter the lines and/or change the grades of any such public road, may construct sidewalks and pave, repave, gutter and otherwise improve such public road as part of such improvement; and the railroad company may locate, relocate, change, alter grades of, depress or elevate any of its railroad tracks, bridges or facilities, and/or construct new or additional tracks, all as provided for in such contract; and for the purposes herein enumerated such county and such railroad company may take by purchase or condemnation any lands required for such improvements and may make such exchanges or conveyances of their respective lands or any interest therein as will facilitate said work, and the cost and expense of any such lands, changes and improvements shall be borne by such county and by such railroad company in such shares or proportions as may be provided in said contract; it shall be lawful for any company owning or operating a street railroad on such public road at such crossing or crossings to become a party to such contract.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 146.

An Act to validate bonds of boroughs and proceedings
for their issuance.

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

1. All proceedings for the issuance and sale by
boroughs of this State of bonds for lawful purposes are
hereby ratified, validated and confirmed, and said bonds,
if heretofore delivered and paid for, shall be valid and
binding borough obligations, notwithstanding any defect
or irregularity in the proceedings for the issuance and
sale of said bonds; *provided*, that the proceeds of said
bonds shall be applied solely to the purpose or purposes
specified in the ordinance or ordinances providing for
their issuance.

Bond issue
by boroughs
validated.

Proviso.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 147.

An Act to annex to the town of Clinton, in the county
of Hunterdon and State of New Jersey, a part of
the township of Union in said county of Hunterdon.

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

1. From and after the passage of this act, that part
of the township of Union, in the county of Hunterdon,
and in this act more particularly described, shall be and
become a part of the town of Clinton in said county of
Hunterdon.

Part of
Union town-
ship annexed
to town of
Clinton.

2. That part of the township of Union to be and be-
come a part of the town of Clinton, upon the passage
of this act, is more particularly described as follows:

Description of
boundaries
of annexed
portion.

Beginning at a stone on the bridge in the road leading from Clement H. Bonnell to the Union and from thence running said road (1) north fourteen degrees and forty-five minutes west eight chains and fifty links to a stake in the same, corner to lands formerly A. W. Dunham, now Walter G. Stout, thence along line of said land and said road (2) north thirty-five degrees thirty minutes west seventeen chains and forty-six links to a stone in the same, corner to the same, thence (3) north forty-five degrees fifteen minutes west eight chains and eighty-five links to a stake in said road, and formerly Elias Wyckoff's line, thence by said line (4) south eighty-eight degrees thirty minutes west twenty-one chains and fifty-four links to a stake in the same, corner to said Bonnell, then by said Bonnell's line (5) south one degree fifteen minutes east twenty chains and seventy-three links to a stone on the easterly side of the New Jersey Turnpike road, corner to the same, thence along the easterly side of said road (6) south seventy-six degrees thirty minutes east chains and links to a stone in the same, thence (7) north sixty-two degrees thirty minutes east eight chains and forty links to the place of beginning, containing ninety-two acres of land more or less. Excepting and reserving from the above described land so much thereof as was sold and conveyed by W. W. Kels for the locating of the present macadam road which is now fenced.

Exception.

3. This act shall take effect immediately.
Approved April 20, 1931.

CHAPTER 148.

An Act to amend an act entitled "An act to regulate elections (Revision of 1930)," approved April eighteenth, one thousand nine hundred and thirty.

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

1. Article XXXVII, section 3, paragraph 530 of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Paragraph
530 amended.

Par. 530, Sec. 3. Every candidate for nomination for or election to the office of United States Senator, member of Congress or Governor shall, before receiving any contribution or expending any money in furtherance or aid of his candidacy, appoint a campaign manager and file a certificate of such appointment, signed by such candidate with the cashier of a National or State bank authorized to transact a banking business in this State, or with the treasurer of a trust company organized and existing under the laws of this State, and shall also file a certificate of the appointment of a campaign manager and the designated depository in the office wherein the petition for nomination for such office is required to be filed. All other candidates for nomination for any public office or for election to any office or party position, who are permitted by this act to expend more than five hundred dollars in furtherance or aid of their candidacy, shall, before receiving any contribution or expending any money in furtherance or aid of their candidacy, appoint a campaign manager and file a certificate of such appointment in the office wherein the petition for nomination for such office is required to be filed. Any candidate may appoint himself as campaign manager, which appointment shall be certified in the same manner as the appointments above referred to. Two or more candidates for nomination for any public office or offices or for election to any public office or offices or party position or positions may arrange to conduct a joint campaign, in which event they shall

Campaign
manager.

Depository.

Managers
of local
candidates.

Candidate
as own
manager.

Joint
campaign.

jointly appoint a campaign manager and select a bank or trust company, filing certificates of such appointment and selection as in the case of a candidate for the office of United States Senator, member of Congress or Governor; *provided, however*, that any candidate who is prohibited by this act from expending more than five hundred dollars in furtherance or aid of his candidacy shall not be required to appoint a campaign manager or to file any statement of contributions or expenditures as required by this act.

Repealer. 2. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed to the extent of such inconsistencies only.

3. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 149.

An Act to amend an act entitled "An act providing for the disposition of moneys recovered as fines for the violation of the fish and game laws," approved April twenty-seventh, one thousand nine hundred and eleven.

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

Section 1
amended.

Use of fines
received.

Penalty for
not forward-
ing fines.

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

1. Hereafter all moneys recovered as fines for violation of any of the fish and game laws of this State shall be paid to the Board of Fish and Game Commissioners, for the use and purposes of the said Board of Fish and Game Commissioners. Any justice of the peace, district court, recorder, police magistrate or other person receiving fines or penalties for violation of the fish and game laws, who shall fail to forward said fines or penalties to the Board of Fish and Game Commissioners within thirty days after receiving the same shall be guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 150.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April eighth, one thousand nine hundred and thirty.

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

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

Section 1
amended.

1. The county superintendent of schools of each county in the State shall, at the time of making the annual apportionment of school moneys, apportion out of State school moneys in his hands the sum of three hundred dollars to each district for each full time registered nurse employed, provided such nurse is qualified for such employment under the rules of the Commissioner of Education approved by the State Board of Education. When a registered nurse qualified as aforesaid, renders part-time service to a district, the county superintendent of schools shall apportion to each such district fifty percentum of the cost of such part-time service; *provided*, no apportionment in excess of one hundred dollars shall be made to any such district. Any person employed as a nurse on April first, one thousand nine hundred and thirty in any school district or school districts may be continued in said employment whether or not she is qualified as aforesaid, and the above apportionments shall apply to any districts continuing the services of a nurse who was employed by them on or before the above date.

Apportioning
school
moneys for
nurse.

Part-time
service.

Proviso.
Continuance
in service.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 151.

A Further 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 twenty-one.

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

Examination
of witnesses
relative to
State Police.

Subpœnas.

Oaths.

Service of
subpœnas.

In case of
failure to
obey summons.

Order by
court.

1. Whenever the Department of State Police desires to examine any member of said Department of State Police in relation to the discharge of his official duties or conduct, or concerning the possession or disposition by him, in his official capacity, of any property belonging to the Department of State Police, or to inspect or examine any book account, voucher or document in the possession or under control of a member of the State Police as such member of State Police, relating to the affairs or interests of the Department of State Police, said Department of State Police is hereby authorized to issue a subpœna ad testificandum, or subpœna duces tecum, to any person within this State, to appear before him to give testimony or information required for the purpose above mentioned; and the superintendent or deputy superintendent of State Police is hereby authorized to administer oaths to all such witnesses as may appear or be brought before him; the subpœnas herein provided for may be served by any police officer or constable of the municipality wherein the person to be subpœnaed resides, or by a member of the Department of State Police; and in case any person summoned shall refuse to obey such subpœna or to give testimony or to answer questions as required, or to produce any books, papers or documents as required, any justice of the Supreme Court of this State may, upon application made

to him and upon proof being made of such refusal, make an order awarding process of subpoena, or subpoena duces tecum, out of the said court for such witness to appear and testify before the superintendent or deputy superintendent of State Police, and may make an order or orders that any party give testimony and answer questions as required, and produce books, papers or documents as required.

2. Upon filing such order in the clerk's office of said Supreme Court, it shall be the duty of said clerk, under the seal of said court, to issue process of subpoena to appear before said superintendent or deputy superintendent of State Police at a time and place named therein, and so from day to day until the examination of such person shall be completed; and said subpoena may contain a direction that such witness bring with him to such examination any books, papers or documents therein mentioned, and it shall also be the duty of said clerk, to issue, under the seal of said court, such other or further order in reference to the examination, appearance, production of books, papers or documents before said superintendent or deputy superintendent as said justice shall direct.

Issue of
process by
Supreme
Court.

Examination.

3. In case any person so summoned by subpoena issued by said clerk as aforesaid, not being the husband or wife of the person under investigation, shall refuse to obey such subpoena or any direction therein, or to give testimony, or to answer questions as required, or to produce any books, papers or documents as required; or in case any such person shall refuse to obey any order made by said justice as aforesaid, it shall be lawful for said superintendent or deputy superintendent, upon affidavits proving the facts, to apply to such justice of the Supreme Court for an attachment against such person as for a contempt; and it shall be the duty of such justice to hear such application, and if satisfactory proof be made of such refusal, to issue an attachment, directed to any constable or police officer of the municipality in which said person resides or to a member of the State Police, for the arrest of such person, and, upon his being brought before him, to proceed to a summary hearing of the case; and the said justice shall have power to en-

Attachment
for contempt.

Arrest.

Summary
hearing.
Enforcement.

force by imprisonment in the county jail, obedience to such subpoena, and the answering of any question that may be proper, and the production of any book, paper or document that the witness would be compelled to produce in a court of law, and also to compel such witness to pay the costs of said proceeding, to be taxed by the justice.

Perjury.

4. Any person who shall testify falsely to any material matter upon such investigation or inquiry, shall be guilty of perjury.

Witness fees
and mileage.

5. Witnesses subpoenaed by virtue of this act shall be entitled to receive the like fees and mileage as witnesses in civil actions.

6. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 152.

An Act to amend an act entitled "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," approved April twenty-second, 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 to which this act is an amendment be and the same is hereby amended to read as follows:

Park com-
mission may
transfer care
of street to
municipality.

1. Whenever any county or municipal board having control of any street, avenue or road within such county has heretofore transferred to any park commission, organized under the provisions of the act to which this act is a supplement, the care, custody and control of any such street, avenue or road, and said park commission shall by resolution determine that it is for the public interest that the care, custody and control of said street, avenue or road, or any portion thereof, should be trans-

ferred to such county or municipality, it shall be lawful for such park commission to transfer to such county or municipality the care, custody and control of such street, avenue or road, or any portion thereof; *provided, however,* ^{Proviso.} that such county or municipality, by ordinance or resolution, shall consent to such transfer and shall assume such care, custody and control by filing in the office of the county clerk of such county a certified copy of the ordinance or resolution of such commission and of the governing body of such county or municipality so adopted.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 153.

A Supplement to an act entitled "An act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance of persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons or corporations for damages on account of negligence causing the injuries and upon the proceeds of the settlement of any such claims or demands," approved April seventh, one thousand nine hundred and thirty.

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

1. To discharge any notices filed under the provisions of Chapter 72 of the Pamphlet Laws of one thousand nine hundred and thirty as amended by chapter one hundred and fifty-eight of the Pamphlet Laws of one thousand nine hundred and thirty, the hospital authorities or person in charge of the finances of said hospital to whom said lien has been duly paid shall file in the office of the county where said notice of claim has been

Discharging
claim filed by
hospital.

Certificate
showing
payment.

Entry in
hospital lien
docket.

Clerk's fee.

filed, a duly acknowledged certificate to the effect that the claim filed by such hospital for treatment, care and maintenance therein has been duly paid or released and authorizing the clerk of the county in whose office said notice of hospital lien has been filed, to discharge the same; and thereupon such clerk shall enter upon the margin of the hospital lien docket in which the said hospital lien notice has been entered, a memorandum of such filing and the date when such certificate of payment or release was filed in his office; which certificate and entry shall constitute a discharge of the lien, for which the clerk shall receive the sum of fifty cents (\$.50).

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 154.

An Act to authorize the joint use, operation and administration of buildings and other facilities by hospitals and similar institutions.

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

Hospitals,
dispensaries,
etc., may:

1. Any two or more associations or corporations maintaining a hospital, infirmary, dispensary or clinic, in the same or adjoining counties, and supported in whole or in part by private charity, and organized under any general or special law of this State, may, in furtherance of any or all of the purposes of said associations or corporations, from time to time, on such terms as shall be agreed upon by their respective boards of trustees, directors or governors:

Co-operate;

(a) Co-operate in the establishment, conduct, maintenance, operation and administration of one or more hospitals, hospital centers, infirmaries, dispensaries, clinics, laboratories, training or nursing schools, nurses' homes, hospital facilities and services of every kind;

(b) Acquire, by purchase, gift, devise, bequest, lease, or otherwise, and/or construct, hold, use, alter, improve, maintain and repair, jointly, or as tenants in common, or through a corporation or other suitable agency, or under lease, one with the other, or permit the use and occupation of, one by the other, or otherwise, lands, real estate, buildings, plants, hospitals, hospital facilities, fixtures, equipment, appliances and supplies; Acquire property, etc.;

(c) Establish, select, appoint and employ, jointly or in co-operation, a personnel or staff, of executives, superintendents, medical, surgical or other technical staffs, agents and employees; Have joint officials, physicians, etc.;

(d) Enter into and perform mutual and other agreements, leases, guaranties, or other arrangements, as they shall think proper, for the exercise of any of the foregoing powers, and respecting the financing and administration of any and all such joint facilities and services, and the use, payment and apportionment of any and all receipts from and expenses of the acquisition, establishment, conduct, maintenance, operation and administration thereof; combine existing, and establish, funds or endowments, for such purposes; and borrow money from time to time, for any or all of such purposes, and secure the same by pledge or mortgage, and expend from time to time such part of their funds and investments, not expressly restricted to other purposes, as they may deem proper, for any or all of such purposes; Mutual agreements, etc.;
Borrow money, etc.;

(e) Constitute, appoint, and confer adequate powers upon, one or more joint administrative or other boards or committees representative of said associations or corporations to administer such joint facilities and services. Joint administration.

2. Nothing herein contained shall impair, annul or affect the corporate existence, or any of the vested rights, charter rights, privileges, exemptions, immunities or powers, of any such association or corporation. Rights preserved.

3. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 155.

An Act to permit the merger or consolidation of hospitals and similar institutions.

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

Consideration
of hospitals.

1. Any two or more associations or corporations maintaining a hospital, infirmary, dispensary or clinic in the same or adjoining counties, and supported in whole or in part by private charity, and organized under any general or special law of this State, may merge or consolidate into a single corporation, which may be one of such merging corporations or a new corporation to be formed by such consolidation, subject to the provisions hereinafter contained.

Special
meeting to
authorize
merger.

2. The respective trustees, directors or governors of such corporations shall have power, by a vote of two-thirds of a quorum of their respective board of trustees, directors and governors present at a meeting specially called for the purpose in accordance with the constitution or by-laws thereof, to make or authorize to be made by such corporations a joint agreement for the merger or consolidation of such corporations. Such joint agreement shall specify the corporations to be merged or consolidated, shall prescribe the terms or conditions of such merger or consolidation and the mode of carrying the same into effect, shall state the name of the merged or consolidated corporation, which may be the name of one of the constituent corporations, and the period, if any, limited for the duration of the merged or consolidated corporation; shall state the number, names, residences, qualifications, if any, and terms of office, of the persons who shall constitute the first board of trustees, directors or governors, and principal officers, of the merged or consolidated corporation, after the merger or consolidation shall have been effected, or the manner of the selection or appointment of them, or some of them, who shall hold their respective offices until their successors be selected or appointed; may provide that the

Terms.

Period.

Trustees.

By-laws.

by-laws of one of the constituent corporations shall constitute the by-laws of the merged or consolidated corporation, or for the adoption and amendment from time to time of by-laws by the latter, or may by reference, or otherwise, adopt a set of by-laws for the latter; may contain provisions defining the powers and objects of the merged or consolidated corporation; may provide for the method of changing the name of the merged or consolidated corporation, and for the subsequent amendment of provisions of such joint agreement defining the powers and objects of the merged or consolidated corporation, or other provisions therein contained relating to its regulation, government, management and administration; may fix a time subsequent to the filing of such joint agreement in the office of the Secretary of State of New Jersey at which such merger or consolidation shall become effective and provisions for changing or extending such time; may fix a time at which the first meeting of the trustees, directors or governors of the merged or consolidated corporation shall be held and provide for notice thereof; and may contain other provisions necessary or proper for perfecting and carrying into effect such merger or consolidation.

3. The joint agreement for the merger or consolidation of such corporations, and/or the by-laws of the merged or consolidated corporation, may provide for the number, qualifications, classification, term of office, manner of selection or appointment, re-election or perpetuation in office, according to classes or otherwise, of its trustees, directors or governors, and officers; the constitution, selection, appointment, classification, number, term of office and powers, of committees or sub-committees of the trustees, directors or governors, and for the government, management or administration of the business, property and affairs of such merged or consolidated corporation during the interval between meetings of the trustees, directors or governors; for the constitution, selection and appointment of the medical or surgical staffs; for the regulation, management, government and administration of its business, property and affairs, and creating, defining, limiting and regulating the powers of the trustees, directors or governors,

Objects and powers.

Name.

When effective.

Meetings.

Details of merger.

Committees.

Staffs.

Regulations, etc.

Quorum.	and/or members, if any, officers, and/or medical or surgical staffs, and the number necessary to constitute a quorum at any meeting of the members, if any, the trustees, directors or governors, and committees thereof.
Modification of terms.	4. The terms and provisions of such joint agreement may, by the vote aforesaid, be from time to time modified prior to the date when the merger or consolidation shall become effective.
Agreement open to inspection.	5. Such joint agreement and any modifications thereof, after adoption by the respective trustees, directors or governors of the constituent corporations, or copies thereof, shall be open to inspection of all parties in interest at the offices of each of such corporations after such adoption; and notice of the adoption thereof, and of any modifications 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 county or counties in which the constituent corporations are located.
Notice of adoption published.	
Agreement filed in office of Secretary of State.	6. Such joint agreement, in its original or modified form, as the case may be, and also a certificate by each constituent corporation executed under its seal, if any, and the hand of its secretary or its assistant secretary certifying the facts of such adoption by its trustees, directors or governors, and of compliance by it with the requirements of the preceding section of this act, shall be filed in the office of the Secretary of State, and said merger or consolidation shall thereupon take effect in accordance with its terms and provisions and at the time fixed in such joint agreement, or, if no time be therein fixed, then upon such filing. Within twenty days after the filing of such joint agreement and/or modifications thereof in the office of the Secretary of State, a copy of such agreement and/or modification, certified by said Secretary of State, shall be filed in the office of the county clerk of the county or counties in which the constituent corporations are located and shall be recorded by him.
Merger effective.	
Copy filed in county clerk's office.	
Merged hospitals become one corporation.	7. Upon the consummation of said merger or consolidation at the time fixed as aforesaid when the same shall become effective, the constituent corporations shall

be one corporation by the name provided in said agreement, and all of the rights, charter rights, privileges, exemptions, immunities, powers, prerogatives and franchises of each of the constituent corporations, and all property, real, personal and mixed, wherever situated, funds, endowments, investments, legacies, remainders, estates in possession or expectancy, gifts, interests, and all things in action, of or belonging to any of the constituent corporations, whether vested, contingent, accrued or to accrue, shall be vested in and be deemed to be transferred to the merged or consolidated corporation without further act or deed, and shall be thereafter as effectually the property of and vested in the merged or consolidated corporation as they were of the respective constituent corporations, and the title to any real estate, whether by deed, gift, will, devise, or otherwise, personal property, funds, endowments, investments, legacies, remainders, estates in possession or expectancy, interest, gifts, and things in action, under the laws of this or any other State, territory, or nation, vested in, or accruing or to accrue, or enuring to the benefit of, any of the constituent corporations, shall not revert or be in any way impaired, annulled or affected, by reason of such merger or consolidation, but shall be vested in such merged or consolidated corporation; all rights, obligations and relations to any person, and all debts, liabilities, trusts and duties of any of said constituent corporations, shall remain unimpaired, and the merged or consolidated corporation shall, by such merger or consolidation, succeed to all such rights, obligations, relations, debts, liabilities, trusts and duties, and shall execute and perform all of the same, to the same uses and purposes, as nearly as may be, as those upon which the same were to be executed and performed by the respective constituent corporations, 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, liabilities or duties; and all rights of creditors, and all liens upon the property of the constituent corporations, shall be preserved unimpaired, and the constituent corporations shall be deemed to continue in existence in order to preserve the

Rights, powers,
property, etc.,
vested in
merged
hospital.

Titles.

Liabilities
unimpaired.

Rights of
creditors
and liens
continue.

Legal actions
not abated.

same; and no pending action or other judicial proceeding, to which any of the constituent corporations 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 corporation.

Gifts, legacies,
etc., enure
to merged
institution.

8. Every gift, grant, legacy, bequest or devise, in trust or otherwise, vested or contingent, in possession or expectancy, contained in any will or other instrument, made before or after such merger or consolidation, to or for or enuring or accruing to any of the constituent corporations, shall vest in and enure to the benefit of the merged or consolidated corporation as effectually as though made to it and in its name and for its use and benefit, subject to any and all estates, trusts, interests and conditions imposed in relation thereto, and every such will or other instrument shall take effect subject to the provisions of this act and any merger or consolidation made hereunder. So far as may be necessary to accomplish the foregoing, the separate corporate entity and name of each constituent corporation shall be continued for the purpose of enabling it to accept and receive every such gift, grant, legacy, bequest or devise as fully as though the merger or consolidation had not been effected, and the trustees, directors or governors of the merged or consolidated corporation shall, for such purpose, be deemed to be the trustees, directors or governors of such constituent corporation. Immediately upon the accrual or receipt of every such gift, grant, legacy, bequest or devise, or the proceeds thereof, the title to the same shall become vested in the merged or consolidated corporation, subject to any and all estates, trusts, interests and conditions imposed in relation thereto.

Continuance
of corporate
entity.

On receipt
of gift, devise,
etc., title
vested in
merged
hospital.

9. Nothing herein contained shall impair, annul or affect any vested rights, charter rights, privileges, exemptions, immunities, powers, prerogatives, franchises or advantages heretofore obtained and actually used or enjoyed by any such constituent corporation under authority of any act of this State; and no corporation which may avail itself of the provisions of this act, shall be thereby dissolved or its existence terminated.

Vested rights,
franchises,
etc., not
impaired.

Hospital ac-
cepting act
not dissolved,
but existence
continues.

9. Nothing herein contained shall impair, annul or affect any vested rights, charter rights, privileges, exemptions, immunities, powers, prerogatives, franchises or advantages heretofore obtained and actually used or enjoyed by any such constituent corporation under authority of any act of this State; and no corporation which may avail itself of the provisions of this act, shall be thereby dissolved or its existence terminated.

but the same shall continue to exist in the merged or consolidated corporation, which shall succeed to and continue to have and enjoy unimpaired the several rights, charter rights, privileges, exemptions, immunities, powers, prerogatives, franchises and advantages of the several constituent corporations.

10. A copy of such joint agreement, and/or any modification thereof, certified by the Secretary of State, shall be evidence in all courts and for all purposes of such agreement and of the existence, property, rights, charter rights, privileges, exemptions, immunities, powers, prerogatives, franchises, obligations, relations, debts, liabilities, trusts and duties of the merged or consolidated corporation. 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 amendments thereof and supplements thereto, in any or all of the proper books for the record of deeds and assignments of mortgages, both of real and of 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, both of real and of personal property, owned of record by each of the constituent corporations, had been made and delivered by such constituent corporations to the merged or consolidated corporation and duly recorded.

Certified copy
of joint
agreement in
evidence.

Certified copy
recorded in
county.

Validity of
record.

11. Such merged or consolidated corporation shall have and may exercise all of the general powers conferred by "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, and by "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, and any and all supplements and amendments to said acts, so far as the same are not

General
corporate
powers.

May acquire property, goods, securities, etc.	inconsistent with this act, and shall, without limit, in the name of the said merged or consolidated corporation and/or of any constituent corporation, have power and be able and capable to acquire, purchase, receive, have and hold any lands, tenements, leases, legacies, devises, gifts, donations, investments, funds, endowments, moneys, goods and chattels of all kinds, buildings, hospitals, fixtures, equipment and other property; and the same or any part thereof to sell, grant, lease, demise, transfer, alien and dispose of, free, clear and discharged of any trust therein; to sue and be sued, plead and be impleaded in any court of law or equity; to make and use a common seal and the same to alter and renew at its pleasure; to have perpetual succession as a corporation and as the successor of the constituent corporations; to make and at its pleasure alter, amend and repeal by-laws, rules and regulations not inconsistent with law for the regulation, management, government and administration of its business, property and affairs; to appoint officers, superintendents, medical, surgical or other technical staffs, agents and employees; to borrow money from time to time for its purposes and to give notes, bonds or other obligations therefor, and to secure the same, or any of the same, by pledge or mortgage upon any or all of its property; to invest, change the investments of and reinvest as it shall think proper, any and all of its funds and endowments; to enter into and perform contracts; and to do any and all acts and things necessary, suitable or proper to the exercise of the above enumerated powers and to the effectuation of the purposes of the merged or consolidated corporation and the constituent corporations.
Seal.	
By-laws, etc.	
Select officers, physicians, employees.	
Borrow and mortgage.	
Do all things necessary to effectuate purposes of merger.	
Previous mergers validated.	12. Any two or more associations or corporations mentioned in the first section of this act which have heretofore merged or consolidated in fact, shall be deemed to have validly effected such merger or consolidation notwithstanding any defect or insufficiency in the acts or proceedings taken to effect the same; every such merger or consolidation, and all acts and proceedings of the merged or consolidated corporation pursuant to such merger or consolidation, be and hereby are ratified, validated and confirmed; such merged or con-
Rights, powers, privileges.	

solidated corporation shall be entitled to the same rights, powers and privileges as if such merger or consolidation had been effected under the provisions of this act; and title to all the properties, real and personal, of such merging or consolidating corporations shall be deemed and taken to have been thereby effectually and validly vested in such merged or consolidated corporation.

Title validly
vested.

13. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 156.

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

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

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

Section 2
amended.

2. Any insurance company of this State prior to the acquisition of such real estate or within one year after the acquisition of the same, or within such further period as may be permitted and prescribed in writing by the Commissioner of Banking and Insurance, 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

Application
to improve
real estate.

Acquisition
of real estate.
Housing.

What appli-
cation to
show:

approval to which shall be annexed the following exhibits:

Map; (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.

Plans and specifications; (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.

Cost; (3) An estimate of the cost of the entire project prepared by an architect or engineer.

Rentals; (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.

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. 2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 157.

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

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

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

Section 168
amended.

168. Any final judgment of any district court, if not less than ten dollars (\$10.00), including costs, remain due thereon may be docketed in the court of common pleas of any county or directly in the Supreme Court, by and at the option of the party recovering the same or his executors, administrators, or assigns, in the manner hereinafter directed.

Docketing
final judgment.

2. Section one hundred sixty-nine of the act to which this is an amendment is hereby amended to read as follows:

Section 169
amended.

169. The clerk of every such court of common pleas and the clerk of the Supreme Court shall provide and keep a docket, which, in the case of the clerk of the Supreme Court may be that one in which judgments from other courts are docketed, in which shall be entered, upon complying with the provisions of this act, all such final judgments, if not less than ten dollars (\$10.00) shall remain due thereon as aforesaid.

Court
docket.

3. Section one hundred seventy of the act to which this is an amendment is hereby amended to read as follows:

Section 170
amended.

170. When a judgment is obtained in any district court, and there remains due thereon an amount not less than ten dollars (\$10.00), including costs, the clerk of such court of common pleas or the clerk of the Supreme Court, upon filing in his office a statement, signed by the clerk of the district court under the seal of the court, which statement shall contain the name of the court, the

Mode of
docketing
judgment.

Transcript of judgment.	name of the parties, and the name of the plaintiff's attorney, if any, the amount and date of judgment and date of issue and return of execution if any, and also an oath or affirmation of the party, his or their attorney or agent, that at the time of filing of such statement a certain amount, not less than ten dollars (\$10.00), is still due thereon, stating the amount, shall enter, in a docket provided for that purpose, a transcript of such judgment in words at length, containing the name of the district court in which the judgment was obtained, the names at length of the parties to said judgment, and the name of the plaintiff's attorney, if any, the style of the action, the date of the judgment, the amount recovered, with costs, the substance of the return of the constable or sergeant-at-arms, and the amount stated to be due in the affidavit; the fee to the clerk of the court of common pleas or to the clerk of the Supreme Court for filing such statement shall be two dollars (\$2.00), and to the clerk of the district court for certifying the same, fifty cents (\$.50).
Fees.	
Section 172 amended.	4. Section one hundred seventy-two of the act to which this is an amendment is hereby amended to read as follows:
Operation of docketed judgments.	172. Such judgments shall from the time of such docketing in the court of common pleas or in the Supreme Court operate as the judgment obtained in the suit originally commenced in said court, and satisfaction thereof may be entered in the same manner and upon the same evidence as is now provided by law in case of judgments rendered in the courts of common pleas or in the Supreme Court, and execution may issue thereon out of such court of common pleas or of the Supreme Court which shall be of the same effect as to the property of the judgment debtor, either personal or real, as if issued on a judgment originally obtained in such court of common pleas or in the Supreme Court, upon a suit commenced therein.
Section 173 amended.	5. Section one hundred seventy-three of the act to which this is an amendment is hereby amended to read as follows:

173. After such judgment shall be docketed in the court of common pleas or in the Supreme Court, no execution shall issue thereon out of any district court, nor shall any proceedings be had thereon except the due and proper granting of a new trial, an appeal or certiorari. No judgment shall be allowed to be docketed after the granting of a new trial, an appeal or certiorari, and pending the determination thereof. In case a judgment shall have been docketed as aforesaid, before the granting of a new trial, appeal or certiorari, no execution shall issue thereon out of the court of common pleas or of the Supreme Court pending the final determination of said proceedings. In case a judgment shall have been docketed as aforesaid, an execution shall have issued thereon out of the court of common pleas or of the Supreme Court before the granting of a new trial, appeal or certiorari, the district court shall have power to grant a new trial, and in case a new trial shall be granted by said district court no further proceedings shall be taken on said execution pending the determination thereof.

Execution not to issue after docketing.

New trial.

6. Section one hundred seventy-four of the act to which this is an amendment is hereby amended to read as follows:

Section 174 amended.

174. Every judgment docketed as herein directed may be revived by scire facias in the court of common pleas or in the Supreme Court in the same manner, in the like cases and with the like effect, as if said judgment had been obtained in a suit commenced in such court.

Revival of docketed judgment.

7. Section one hundred seventy-five of the act to which this is an amendment is hereby amended to read as follows:

Section 175 amended.

175. The clerk of the common pleas court and the clerk of the Supreme Court shall make a complete alphabetical index to the docket in which said judgments are to be entered, and said docket shall be a public record, to which all persons desiring to examine the same shall have access.

Alphabetical index of docket.

8. Section one hundred seventy-six of the act to which this is an amendment is hereby amended to read as follows:

Section 176 amended.

If judgment removed by appeal or certiorari execution stayed.

176. If any judgment recovered in any district court shall be removed by appeal or certiorari, and the necessary bonds be perfected and such judgment shall, either before or after such removal, be docketed as herein provided, execution from the court of common pleas in which said judgment is docketed or from the Supreme Court, if said judgment there be docketed, shall be stayed and suspended until the final determination of such appeal or certiorari.

Section 177 amended.

9. Section one hundred seventy-seven of the act to which this is an amendment is hereby amended to read as follows:

Substance of determination entered on margin of docket.

177. If any judgment, docketed as hereinbefore provided, shall be reviewed upon certiorari or appeal, and a duly certified transcript of the judgment of the court wherein such appeal or certiorari may have been determined shall be delivered to the clerk of the court of common pleas where such judgment is docketed, or to the clerk of the Supreme Court if said judgment there be docketed, it shall be the duty of such clerk to file the same in his office and enter in the margin of the docket opposite the entry of said judgment, in short form, the substance of such determination upon the appeal or certiorari.

10. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 158.

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 or any municipality governed by a board of commissioners," approved March twenty-second, one thousand nine hundred and sixteen.

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

1. The act to which this act is a supplement be and the same is hereby supplemented by adding thereto two new sections, to be numbered three (a) and three (b), to read as follows:

Sections
added.

3(a) For the purpose of the declaration in an ordinance authorizing water bonds pursuant to the act of which this act is a supplement, the probable period of usefulness of the acquisition of lands, rights in lands or water rights, the acquisition, construction or reconstruction of reservoirs, dams, canals, purification plants, aqueducts or mains not less than thirty inches in diameter, such items being in connection with the acquisition, construction or reconstruction of any water supply system, if the cost of any or all of such items is in excess of three million dollars, whether to a single municipality or two or more participating municipalities, may be determined to be fifty years. The cost hereinabove referred to shall be determined by order of the Board of Public Utility Commissioners, which board is hereby authorized and empowered to make such determination. All proceedings before said board under the provisions of this section shall conform, with respect to notice, hearings and service and effective date of orders, to the provisions of an act entitled: "An act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers," approved April twenty-

What declaration in ordinance to show.

Determining cost.

Proceedings according to public utilities act.

first, nineteen hundred and eleven, and its various supplements and amendments.

Maturity of
water bonds.

3(b) All water bonds hereafter issued for the purposes described in section three (a) of this act shall mature in annual installments commencing two years from their date, and shall mature not more than fifty years after the date of the acquisition of the property, or the date or estimated date of the completion of the construction or reconstruction of the item or items for which they are issued. In order to have a substantially even debt service the maturities of such bonds may be arranged on a serial annuity plan, that is to say: the installments of principal maturing in any one year, plus the amount of interest payable within such year, shall be substantially the same each year throughout the series. As used in this section, "substantially" shall be construed to permit a municipality so to arrange the schedule of maturities of bonds that the principal may mature in annual installments of five thousand dollars or multiples thereof.

Serial annuity
plan.

"Substanti-
ally" defined.

Repealer.

2. All acts or parts of acts inconsistent herewith are hereby repealed to the extent only of such inconsistency.

3. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 159.

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, approved May sixth, one thousand nine hundred and twenty-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:

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, or who is an employee, agent or associate of any person, firm, corporation or association owning or leasing lands, and offering such lands at either public or private sale as a developer where such development consists of more than twenty lots; *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, saving banks and trust companies located within this State, or to insurance companies incorporated under the insurance laws of this State.

Real estate
broker
defined.

Real estate
salesman.

Proviso:
exceptions
to act.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 160.

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:

Conveyance
of park land
for school
purposes.

Area.

Terms.

Acceptance.

1. Whenever lands heretofore acquired for a public park by a commission organized and existing under the provisions of 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, to which said act this act is a supplement, surround on three sides lands of the board of education of any town in which said public park is situate in whole or in part, and upon which land of such board of education a public school house has been erected, and whenever, by appropriate resolution, upon the request of such board of education, such park commission shall declare that a public necessity exists for the transfer, for school purposes, of a portion of said park lands, not exceeding one acre in area, to such board of education, of which necessity such park commission shall be the sole judge, then such park commission may sell and convey, for school purposes, for such consideration, if any, and upon such terms and conditions as it may fix and determine, to such board of education, or transfer, for school purposes, to such board of education, the care, custody and control of a portion of such park lands, not exceeding one acre in area, contiguous to the land of such board of education, and such board of education is hereby authorized and empowered, by the passage of an appropriate resolution, to accept such lands so conveyed, or the care, custody and control thereof.

2. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 161.

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

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

1. Section twenty-eight of the act to which this act is amendatory be and hereby is amended so as to read as follows: Section 28 amended.

28. It shall be unlawful to take, kill, catch or have in possession any pike-perch, pike or pickerel excepting only from the twentieth day of May to the last day of November, both dates inclusive, of each year, and from the first day of January to the twentieth day of January, both dates inclusive, of each year, under a penalty of twenty dollars for each fish so caught, killed, taken or had in possession. Taking pike. And it shall be unlawful for any person, fishing through the ice to use more than ten lines at any one time, or to take, kill, catch or have in possession on any one day, from the first day of January to the twentieth day of January, both days inclusive, more than ten in the aggregate of perch and pike-perch, ten in the aggregate of pike and pickerel. Penalty. Any person who shall use more than ten lines while fishing through the ice, or take more than ten in the aggregate of perch and pike-perch, ten in the aggregate of pike and pickerel, in any one day or take any fish except perch, pike-perch, pike or pickerel or sell or expose for sale any perch, pike-perch, pike or pickerel so caught through the ice shall be liable Fishing through ice. to a penalty of fifty dollars. Lines allowed. All such penalties recovered shall be remitted within ten days after the payment thereof by the court or magistrate before whom the same was recovered to the Board of Fish and Game Com- Penalty. Remission of penalties.

- Proviso. missioners; *provided*, that pike-perch or pike may be brought into this State at any time if it can be shown that they were legally obtained in another State.
2. This act shall take effect immediately.
- Approved April 20, 1931.

CHAPTER 162.

An Act concerning public reports.

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

- State librarian to edit official reports. 1. In addition to his other duties, it shall be the duty of the State Librarian, subject to the approval of the Governor, to critically examine, edit and prepare appropriate indices of all official reports presented by any official, institution, board, commission or department of this State, and to determine what parts thereof, if any, shall be printed, and the number of copies thereof to be printed.
- As to printing reports. 2. No report of any official, institution, board, commission or department of this State shall be printed except such as shall have been so examined and edited by the State Librarian and shall have been approved by the Governor; *provided, nevertheless*, that this section shall not apply to any report of any legislative committee or commission.
- Proviso. 3. Hereafter, all reports required to be filed and not specified to be filed elsewhere shall be filed with the Secretary of State.
- Filing reports. 4. Chapter two hundred and eleven of the Laws of one thousand nine hundred and eight, being an act entitled "An act creating the department of public reports," approved April thirteenth, one thousand nine hundred and eight, and any and all supplements thereto and amendments thereof, and section four of chapter four hundred and thirty-three of the Laws of one thousand eight hundred and ninety-five, being an act entitled "An act relative to public printing, stationery and blanks,"
- Acts repealed.

approved June fifteenth, one thousand eight hundred and ninety-five, and any and all supplements to and amendments of said section four, and all acts and parts of acts inconsistent with this act are hereby repealed.

5. This act shall take effect July 1, 1931.

Approved April 20, 1931.

CHAPTER 163.

An Act to amend an act entitled "An act concerning evidence" (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. Section four of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 4
amended.

4. In all civil actions any party thereto may be sworn and examined as a witness, notwithstanding any party thereto may sue or be sued in a representative capacity or as a guardian of a lunatic; *provided*, this section shall not extend to permit testimony to be given by any party to the action as to any transaction with or statement by any testator, intestate or lunatic while of sound mind, represented in said action, unless the representative offers himself as a witness on his own behalf and testifies to any transaction with or statement by his testator, intestate or ward, in which event the other party may be a witness on his own behalf as to all transactions with or statements by such testator, intestate or lunatic while of sound mind, which are pertinent to the issue.

Who may
witness in
civil actions.

Proviso.

When the representative is a national bank, bank, trust company or other corporation, testimony of any officer or employee thereof shall be deemed testimony of the representative within the meaning of this section.

Witness in
case of bank
or corporation.

Approved April 20, 1931.

CHAPTER 164.

An Act to supplement an act entitled "An act relating to county detectives in counties of the first class," approved April twenty-seventh, nineteen hundred and five, as amended.

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

Appointment
of county
investigators.

1. In addition to the persons heretofore authorized to be appointed by the provisions of this act and of the amendments thereof and supplements thereto, the prosecutor of the pleas in any county of the first class may appoint any number of suitable persons, not exceeding twelve, to act as special officers for the detection, apprehension, arrest and conviction of offenders against the criminal law; the persons so appointed shall be designated county investigators, and shall have all the rights, powers and duties attaching to the office of county detective.

Powers and
duties.

Appointment
exempt from
civil service.

2. The persons whose appointment is hereby authorized are expressly excluded from the "classified service" as defined and provided for by the provisions of an act of the Legislature of the State of New Jersey, 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, nineteen hundred and eight, and its supplements and amendments; *and provided further*, that when appointed, such persons shall hold office at the pleasure of the prosecutor of the pleas; that all of the persons appointed pursuant to this supplement shall receive such annual salary as the prosecutor of the pleas may fix, at not less than twenty-five hundred dollars, nor more than thirty-five hundred dollars; said salary shall be paid semi-monthly by the county treasurer upon the certification of the prosecutor of the pleas.

Proviso.
Term.

Salary.

3. Nothing in the provisions of this act shall exclude the persons appointed pursuant to its authority from taking examination to fill vacancies in the office of county detective under the "classified service," as defined by the provisions of an act of the Legislature of the State of New Jersey, 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, nineteen hundred and eight, and its supplements and amendments.

Appointee
may enter
classified
service.

4. This supplement shall not be construed to in any wise limit the powers of prosecutors of the pleas, in counties of the first class, to incur expenses in the detection, arrest, indictment and conviction of offenders against the laws as authorized and provided by the terms of an act of the Legislature of the State of New Jersey, entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases," approved June fourteenth, eighteen hundred and ninety-eight, and its several supplements and amendments.

Construing
act.

5. This supplement, together with all other statutes and provisions relating to the subject, shall be construed as authorizing the appointment in all of not more than twelve persons as county investigators, in the unclassified service, in addition to the number of county detectives, in the classified service, now provided by law.

Number of
county
detectives.

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

Repealer.

7. This act shall take effect immediately.

Approved April 20, 1931.

CHAPTER 165.

An Act to regulate bidding upon public work, providing for prequalification and classification of bidders, fixing penalties relating thereto, and repealing acts and parts of acts inconsistent herewith.

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

Classification
of bidders.

1. That officials of the State shall require of all persons proposing to submit a bid or bids on public work, to be furnished for or on behalf of the State or any officer, board, commission, committee, department or other branch of the State Government, a statement under oath in response to a questionnaire, standardized for like classes of work, to be submitted to such persons by such State official. Such statement shall develop fully the financial ability, adequacy of plant and equipment, organization and prior experience of the prospective bidder, and also such other pertinent and material facts as may seem desirable.

Require-
ments.

Bids only
accepted from
duly quali-
fied bidders.

2. Such State officials shall classify all such prospective bidders as to the character and amount of public work on which such persons shall be qualified to submit bids, and bids shall be accepted only from persons qualified in accordance with such classification. Such classification shall be made and an immediate notice thereof shall be sent to the prospective bidder or bidders by registered mail within a period of eight days after the date of receipt of the statement in response to the questionnaire.

Hearing on
classification.

3. Any person after being notified of his classification by any State official and being dissatisfied therewith or with the classification of other bidders, may request in writing a hearing before such State official, and may present such further evidence with respect to the financial responsibility, organization, plant and equipment, or experience of himself or other bidders as might tend to

justify a different classification. Where request is made for the change of classification of another bidder, the applicant shall notify such bidder by registered mail of the time and place of hearing, and at the hearing shall present to the State official satisfactory evidence to the effect that such notice was served as herein required, before any matters pertaining to a change of classification of such bidder shall be taken up by such State official. After hearing the additional evidence, the State official may, in his discretion, by appropriate ruling, change or retain the classification of any bidder. No change in classification to be effective for any public work, the letting of which has been duly advertised, shall be made unless a written request as aforesaid shall have been received at least twenty days preceding the final day for submission of bids. All such requests for change in classification and notice of any action sent by registered mail to the parties directly affected thereby, must be acted upon by the State official concerned at least twelve days prior to the date fixed for the next opening of bids on any contract or contracts for which such persons might be qualified to bid as a result of such re-classification.

4. There is hereby established a board of review upon classification and re-classification of bidders. This board shall consist of the State official concerned, or one member of any board, commission, committee, department or other branch of the State Government concerned, such member to be designated by the board, commission, committee, department or other branch of the State Government concerned, the Attorney General or one of his assistants or deputies designated by him, and the Secretary of State or one of his assistants or deputies designated by him. The Secretary of State shall be the secretary of the board of review and shall keep a complete record of proceedings and decisions before such board. The members of the board of review shall serve without additional compensation.

5. In the event any prospective bidder is dissatisfied with the further ruling of any State official, or with his

Change of
classification.

Ruling.

When change
made.

Action on
request for
change.

Board of
review—
membership.

Secretary of
board.

Hearing by
board of
review.

original classification, if notice of such classification shall have been sent to him not less than twelve nor more than twenty days prior to the letting of a contract or contracts for which such person might be qualified to bid as reclassified, he may, upon receipt of notice of such ruling or classification, request in writing a hearing of the matter before the board of review, such request to be filed with the awarding official and the secretary of the board of review. The board of review shall hold a hearing at which such prospective bidder shall be entitled to be heard and to submit any additional information to the board upon the matters and subjects covered by the questionnaire. The board shall be required to review the responsibility of all prospective bidders who have filed such statements, considering both the statement and any additional information given at the hearing, and shall certify to the State official concerned its decision, changing or retaining the classification made by the awarding official. The decision of a majority of the board shall be considered the decision of the board.

Responsibility of bidders. Requests under this section may only be made after hearing as provided in section four before the State official concerned, except as hereinbefore expressly provided; and in order for any change in classification by the board to be effective for public work already advertised, such request must be filed not less than ten days prior to the final day for submission of bids, and said board shall hold a hearing and act upon said request not less than three days prior to the date fixed for the next opening of bids on any contract or contracts for which such persons might be qualified to bid as a result of such reclassification.

Rejection of bids. 6. Nothing herein contained shall be construed as depriving any State official of the right to reject any bidder at any time prior to the actual award of a contract, where there have been developments subsequent to the qualification and classification of any such bidder or bidders, which in the opinion of the awarding official would affect the responsibility of such bidder or bidders. Before taking final action on any such bid, the State official concerned shall notify the bidder and give

such person an opportunity to present any additional information which might tend to substantiate the existing classification. No person shall be qualified to bid on any contract, who shall not have submitted a statement as required by section two hereof within a period of six months preceding the date of opening of bids for such contract.

7. Any person who makes, or causes to be made, any false, deceptive or fraudulent statement in the questionnaire required to be submitted, or in the course of any hearing under this act, shall be guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00), nor more than one thousand dollars (\$1,000.00), and shall be permanently disqualified from bidding on all public work of the State of New Jersey; or, in the case of an individual or the officer or employee charged with the duty of making such questionnaire for a person, firm, co-partnership, association or corporation, to pay such fine or undergo imprisonment, not exceeding six months, or both.

False statements.

Penalty.

8. Awarding officials shall cause the forfeiture as liquidated damages to the State of any certified check or checks, or certificate or certificates of deposit deposited by any person who makes or causes to be made any false, deceptive or fraudulent statement in the questionnaire required to be submitted, or in the course of any hearing under this act.

Forfeiture of deposit.

9. State officials are hereby authorized to establish such reasonable regulations as to them may seem appropriate for controlling the qualifications of such prospective bidders, which said regulations may fix the qualification requirements for bidders according to available capital and equipment, and with due regard to experience and records of past performance; *provided*, that in no case shall the qualification rating of any bidder be influenced by his nationality or place of residence; *and provided, further*, that no regulations of any State official for controlling the qualifications of bidders shall become effective until at least thirty days after the said regula-

Regulations.

Proviso.

Proviso.

tions shall have been formally adopted and published in not less than ten newspapers of this State.

State official
not liable for
damage.

10. No action for damages out of any court of competent jurisdiction shall lie against any State official because of any action taken by virtue of the provisions of this act.

"Person"
defined.

11. The word "person" as used herein, shall mean and include any individual, co-partnership, association, corporation or joint stock company, their lessees, trustees, assignees or receivers appointed by any court whatsoever.

"Official" and
"officer"
defined.

The words "official" and "officer" as used herein, shall mean and include any official, officer, board, commission, committee, department or other branch of the State Government.

As to con-
stitutionality
of act.

12. 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 as far as the section or provision so declared unconstitutional or invalid shall be inseparable from the remainder or any portion thereof.

Repealer.

13. All acts and parts of acts inconsistent herewith, are hereby repealed.

Act effective.

14. This act shall take effect sixty days after approval by the Governor.

Approved April 20, 1931.

CHAPTER 166.

An Act concerning and regulating the sale, purchase and transfer of motor vehicles; requiring bills of sale therefor, and providing penalties for violation of the provisions hereof.

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

Definitions.

1. Definitions. The terms used in this act, unless other meaning is clearly apparent from the language or context, or unless such construction is inconsistent with

the manifest intention of the Legislature, shall be construed as follows :

(A) The term "new motor vehicle" means only a newly manufactured motor vehicle, and includes all such vehicles propelled otherwise than by muscular power, and motorcycles, trailers and tractors, excepting such vehicles as run only upon rails or tracks. New motor vehicle.

(B) The term "used motor vehicle" means every motor vehicle, title to, or possession of, which has been transferred from the person who first acquired it from the manufacturer or dealer, and so used as to become what is commonly known as "second-hand" within the ordinary meaning thereof, and includes every motor vehicle other than a "new motor vehicle." Used motor vehicle.
Second-hand.

(C) The term "any motor vehicle," or "every motor vehicle," or similar term, means and includes both new and used motor vehicles. Any or every motor vehicle.

(D) The term "original bill of sale" means the original written instrument or document required to be executed and delivered by manufacturer or dealer to buyer for first sale of new motor vehicle; and "bill of sale" means instrument or document other than original bill of sale. Bills of sale.

(E) The term "assignment" means the written instrument or document required to be executed and delivered by seller to buyer for sale of any used motor vehicle. Assignment.

(F) The term "contract" shall mean conditional sale agreement, bailment, lease, chattel mortgage, trust receipt or any other form of security or possession agreement, wherein and whereby possession of any motor vehicle is delivered to the buyer and title therein is to vest in the buyer at a subsequent time upon the payment of part or all of the price, or upon the performance of any other condition or happening of any contingency, or upon the payment of a sum substantially equivalent to the value of said motor vehicle, by which contract it is agreed that the buyer is bound to become, or has the option of becoming, the owner of said motor vehicle upon full compliance with the terms of the said contract; and "abstract Contract.

of contract" means the original written abstract of said contract required to be executed and delivered by seller of said motor vehicle to buyer, in addition to said contract.

Title papers. (G) The term "title papers" shall mean and include original bill of sale, abstract of contract and/or original assignment or assignments, or other papers in conformity with this act, and/or certificates issued by commissioner.

Commissioner. (H) The term "Commissioner" shall mean the Commissioner of Motor Vehicles, his deputy or duly authorized agent.

Manufacturer. (I) The term "manufacturer" means the person who originally manufactured the motor vehicle.

Dealer. (J) The term "dealer" shall mean the agent, distributor or authorized dealer of the manufacturer of the new motor vehicle, and who has an established place of business.

Used motor vehicle dealer. (K) The term "used motor vehicle dealer" shall mean any person who is engaged in the business of selling, buying or dealing in used motor vehicles, and who has an established place of business.

Person. (L) The term "person" shall mean and include natural persons, firms or copartnerships, corporations, associations, or other artificial bodies, receivers, trustees, common law or statutory assignees, executors, administrators, sheriffs, constables, marshals, or other persons in representative or official capacity, and members, officers, agents, employees, or other representatives of those hereinbefore enumerated; and the singular shall include the plural, and the masculine shall include the feminine and neuter, as requisite.

Buyer. (M) The term "buyer" shall mean and include purchaser, conditional vendee, lessee, bailee, transferee, chattel mortgagor, and any person buying, attempting to buy, or receiving any motor vehicle, under conditional sale contract, lease, bailment, transfer agreement, chattel mortgage, trust receipt or any other form of security or possession agreement, or legal successor in interest.

Seller. (N) The term "seller" shall mean and include manufacturer, dealer, lessor, bailor, transferrer, conditional

vendor, chattel mortgagee, and any person selling, attempting to sell, or delivering any motor vehicle, under conditional sale contract, lease, bailment, transfer agreement, chattel mortgage, trust receipt or any other form of security or possession agreement, or legal successor in interest.

(O) The terms "sell" or "sale" or "purchase" or any form thereof shall mean and include absolute and/or voluntary sales and purchases, agreements to sell and purchase, bailments, chattel mortgages, leases, trust receipts and other forms of security agreement whereby any motor vehicles are sold and purchased, or agreed to be sold and purchased, involuntary, statutory and judicial sales, inheritance, devise or bequest, gift or any other form or manner of sale or agreement of sale thereof, or the giving or transferring possession of any motor vehicle to any person for permanent use, continued possession for sixty days or more to be construed as permanent use. Sale or purchase.

(P) The term "manufacturer's numbers" shall mean the original manufacturer's serial number affixed or attached to, or imprinted upon, the body and/or chassis of any motor vehicle, and the original manufacturer's number affixed to, or imprinted upon, the engine or motor of any motor vehicle. Manufacturer's number.

2. Sale Contrary to Act Unlawful. It shall be unlawful to sell and purchase any motor vehicle in this State, except in the manner and subject to the conditions herein provided. Unlawful dealing.

3. Every Person Must Have Title Papers or Registration Certificate, Otherwise Motor Vehicle May Be Seized. Every person shall have for every motor vehicle in his possession in this State title papers therefor in conformity with the provisions of this act, and, if said motor vehicle is registered by the commissioner and registration certificate has been issued therefor, registration certificate for said motor vehicle, and produce either said title papers or registration certificate, upon demand for production of title papers by the commissioner or motor vehicle inspector, otherwise the commissioner or Must have title papers.

motor vehicle inspector may seize and take possession of said motor vehicle, and hold, and dispose of, same in accordance with section fifteen hereof; *provided, however*, that if any such motor vehicle is registered in, or bears the registration plates of, another State or country and is being used or operated within this State, the person in possession thereof and/or using or operating same in this State must be entitled to ownership and/or possession in accordance with the laws of the State or country where the motor vehicle is registered, or the registration plates of which it bears, and shall produce to the commissioner or motor vehicle inspector documents showing title to, or right of possession in, said motor vehicle in said person or in the person who has authorized him to use and operate said motor vehicle, or registration certificate or other evidence of registration, besides plates, issued by said State or country or department thereof to said person, or to person who has authorized him to use and operate said motor vehicle, evidencing the registration of said motor vehicle in said State or country; *and provided, further*, that where any motor vehicle is in the possession of any garage keeper, motor vehicle dealer, both new and used, or motor vehicle service station in this State, the production of a writing signed by person delivering possession of said motor vehicle to said garage keeper, dealer or service station setting forth that said person is the owner or entitled to the possession of said motor vehicle and has title papers or registration certificate therefor shall be deemed a compliance with this section insofar as said garage keeper, dealer and service station are concerned.

Must have
manufac-
turer's
numbers.

Proviso.

4. Motor Vehicle Must Have Numbers. Every motor vehicle must have and contain manufacturer's numbers, which numbers or any of them shall not be obliterated, erased, mutilated, removed or missing; *provided, however*, that this shall not affect those persons authorized by law to have in their possession any motor vehicles on which the manufacturer's numbers have been obliterated, erased, mutilated, removed or missing.

First sale.

5. First Sale, Original Bill of Sale Issued by Manufacturer or Licensed Dealer. Whenever a new motor

vehicle is sold within this State, the manufacturer or dealer shall execute and deliver to buyer in case of absolute sale an original bill of sale, or in case other than absolute sale abstract of contract, in original and duplicate original, signed or duly executed by the manufacturer or dealer and the buyer with their genuine names and addresses stated thereon, business and/or residence, witnessed by two persons whose genuine names and residence addresses also shall be stated thereon, and acknowledged by said seller before any person authorized, at the time of taking such acknowledgment, by the laws of this State to take the proofs and acknowledgments of deeds or conveyances of lands, tenements and hereditaments, which bill of sale or abstract of contract shall contain the manufacturer's numbers of the motor vehicle sold, the name of the manufacturer, the horse power, a general description of the body, if any, and the type and model, and contract, if any, to which it is subject; *provided, however*, that no dealer shall have power to issue such original bill of sale or abstract of contract for such motor vehicle unless licensed as herein provided; *and provided, further*, that no used motor vehicle dealer shall have power to issue an original bill of sale for a new motor vehicle unless he is also the dealer for said new motor vehicle and licensed as provided herein.

Original bill
of sale
required.

Abstract
of contract.

Proviso.

Proviso.

6. After First Sale, Original Bill of Sale Assigned. In all sales after the new motor vehicle is sold by manufacturer or dealer, and in every sale of a used motor vehicle, except as set forth in section nine, the seller shall execute to buyer in case of absolute sale assignment, or in sale other than absolute abstract of contract, in the same form and manner as provided in section five, and shall also deliver to buyer as set forth in said section in case of absolute sale, and upon satisfaction of contract in sale other than absolute, bill of sale, and/or assignment or all assignments from the time the said motor vehicle was first sold. All title papers for said motor vehicle from time first sold shall at all times be kept and attached together.

Assignment
of sale after
first sale.

Title papers
kept
together.

7. When Contract Performed, Title Papers Delivered. If and when contract described in title papers has been

Seller to
deliver title
papers to
buyer.

performed by the buyer and title in the motor vehicle described therein is to vest in said buyer, the seller shall deliver to buyer the title papers thereto executed as provided in this act, with proper evidence of satisfaction of said contract. Said contract shall contain a provision to this effect.

Purchaser to submit title papers to commissioner.

Fee.

Proviso.

In case of lost papers.

Certified copy furnished.

Fee.

In case of seizure.

8. Purchaser of Motor Vehicle Must Submit Title Papers to the Commissioner; Lost Papers. The purchaser of any motor vehicle within this State other than dealer shall, within five days after the purchase thereof, submit title papers from the time the said motor vehicle was first sold, to the Commissioner, with filing fee of fifty cents, who shall stamp same, retain and file duplicate original and return originals to said purchaser; *provided, however*, if subject to contract, the title papers, with exception of abstract of contract in case of sale of used motor vehicle, shall be returned to seller in said contract. If title papers are lost, upon proof by affidavit or otherwise as required by the Commissioner, and if the Commissioner is satisfied of bona fides of application, he shall prepare copy of said title papers, certify same, and authorize their use in place and stead of originals with same effect as though originals, and make a charge for same of one dollar for certificate and twenty-five cents for each paper so lost.

9. If Motor Vehicle Seized, Procedure and Delivery of Title Papers by Officer. If motor vehicle is seized, levied upon, or attached and taken into possession, actually or constructively, by virtue of judicial process issued by a court of competent jurisdiction in this State, or by virtue of any statute, State, Federal or otherwise, it shall be the duty of the person from whose possession such motor vehicle was taken, and without prejudice to his rights in the premises, to surrender the title papers to the commissioner upon written notice or demand from Commissioner, and the officer or person so seizing and taking possession of motor vehicle shall immediately file with the commissioner a notice in writing giving a full description of motor vehicle as provided in section five, and name and address of person from whom taken, and attach copy of process or statutory or other authority to

said notice, and if said motor vehicle is sold in pursuance thereof, the officer so selling the motor vehicle shall execute and deliver to the buyer at said sale bill of sale in the same form and manner as provided in section five, and also containing the name and address of person from whom taken; and a copy of the writ, order, decree, execution or other process under which said motor vehicle is sold shall be attached thereto, and copy of notice of sale, said notice of sale to contain description of said motor vehicle as required by this act; and if sale is held by a bailiff or attorney-in-fact for a lienor, said lienor shall also execute said bill of sale. The commissioner, upon due application to him by said buyer at sale, may deliver the title papers surrendered to him as aforesaid.

Procedure if
seized
vehicle sold.

10. Procedure in Case of Defective or Improper Title Papers; Proofs and Notice Required. If title papers are defective or improper, or same are not submitted to the commissioner as and within time required by this act, or if motor is permanently changed, or in case the motor vehicle was purchased and the sale of the same consummated in another state or country, where the said sale was made in accordance with laws of that state or country regulating the sale of motor vehicles, and not made for the purpose of evading the provisions of this act, bona fide owner of the motor vehicle may apply to the commissioner to correct said defect or defects, or permit same to be received, or change number of motor so changed, and upon proofs being submitted to the commissioner, with or without hearing, showing that in his judgment it is just and equitable that said defect or defects be corrected, or that said title papers be received, and that said holder appears to be the bona fide owner of said motor vehicle, then upon such proofs by affidavit or otherwise as the commissioner may prescribe, said commissioner may issue his certificate, correcting said defect or defects, or permitting title papers to be received and filed as aforesaid, which certificate shall be annexed to said title papers and kept with same at all times, for which certificate the commissioner shall charge a fee of one dollar; *provided, however,* that before issuing such

In case of
defective title
papers.

Certificate
correcting
defects.

Fee.

Proviso.

certificate the commissioner may, in his discretion, require said person to advertise notice in newspaper having a general circulation in the county where he resides for space of two weeks, at least once a week, making three insertions in all, said notice to briefly set forth that said person has applied to the commissioner to correct defect or defects in motor vehicle title papers or to receive same out of time, or as case may be, description of motor vehicle as provided in section five, and that if anybody desires to be heard in opposition thereto he may do so by appearing before the commissioner on date and place, or communicating with him prior thereto, and also to serve like notice on local police, State police, and such other person or agency as prescribed by the commissioner, personally or by registered mail, and proofs of said publication and service submitted to the commissioner. The commissioner, his agent or inspector may have notice aforesaid advertised and/or served at cost and expense of said person.

Prior sales.

11. Title Papers in Case of Purchase Prior to Act. In the event any motor vehicle was purchased prior to the going into effect of this act, and in case of sale thereafter the seller and buyer shall execute title papers in the same form and manner as provided in section five; *provided, however*, that title papers required by chapter one hundred sixty-eight of the laws of nineteen hundred and nineteen, entitled "An act relating to and regulating the sale and purchase of motor vehicles requiring presence of manufacturer's number on same, requiring issuance of bill of sale and assignment of same, and providing penalties therefor," approved April fifteenth, one thousand nine hundred and nineteen, and amendments thereof shall be delivered therewith by seller to buyer.

Proviso.

Title papers
necessary
to registra-
tion.

12. Registration and Plates Not Issued Without Proper Title Papers. The Commissioner of Motor Vehicles may refuse to grant registration certificate and plates for a motor vehicle, unless there shall be furnished to the commissioner or his agent title papers in conformity with the provisions of this act, in addition to the requirements of chapter two hundred eight of the

laws of nineteen hundred and twenty-one, 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 fee; preserving and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one, and amendments thereof and supplements thereto. If motor vehicle is subject to contract, the registration certificate shall so state.

13. All Dealers Required To Be Licensed; Annual Fee. No person shall engage in the business of buying, selling or dealing in any motor vehicles within this State, unless the person shall be authorized to do the same under the provisions of this act. The commissioner may, upon application in such form as he may prescribe, license any proper person as such dealer; and for such license fee of ten dollars shall be paid for the first year, license shall be issued for calendar year, and shall be renewed on application of dealer from year to year thereafter without payment of any renewal fee.

Automobile
dealers
licensed.

License fee.

Renewal.

14. Suspension Or Revocation Of Dealer's License After Hearing; Review By Supreme Court. The Commissioner may suspend for period less than the unexpired term of the license or revoke any license, after hearing, for violation of any of the provisions of this act or any rules or regulations made by said commissioner under authority hereof. The Commissioner shall, before suspending or revoking license, and at least ten days prior to the date set for the hearing, notify in writing the holder of such license of any charges made, and shall afford such licensee an opportunity to be heard in person or by counsel. Such written notice may be served either personally or by registered mail addressed to the last known address of such licensee. The commissioner shall have power to subpoena and bring before him any person in this State, or take testimony by deposition, in the same manner as prescribed by law in judicial proceedings in the courts of this State, and shall also issue and

Suspension
of dealer's
license.

Hearing.

Witnesses.

Court may review decision.	deliver to said dealer such subpoenas as are requested by him. The Supreme Court shall have power to review any final decision or determination of the commissioner ;
Proviso.	<i>provided</i> , that application is made to the Supreme Court by the aggrieved person within thirty days after such determination. Such application to the Supreme Court shall be made by petition to any justice of said court, and said justice shall have power to hear and dispose of the matter in a summary manner.
Petition for review.	
Title papers in possession.	15. Title Papers Must Be In Possession Of Dealer , Otherwise Motor Vehicles May Be Seized And Sold. All dealers for both new and used motor vehicles within this State shall have title papers or writing set forth in paragraph three hereof, for all motor vehicles in their possession; and the commissioner, either personally or by agent or motor vehicle inspector, shall have the right to demand production of, and examine, title papers for any and all motor vehicles in possession of any dealer, and to examine and inspect all motor vehicles in their possession. Bill of sale or paid invoice from manufacturer or distributor of new motor vehicle or contract or copy thereof made out to dealer shall be considered a compliance with this section. If demand is not complied with, or if there are no title papers for motor vehicle or vehicles in possession of any dealer, or if same are not in conformity with this act, the commissioner or his agent or motor vehicle inspector may seize and take possession of such motor vehicle or vehicles, and hold and detain same until title papers are produced or same are corrected, if defective, or ownership of any such motor vehicle is established according to law, and after expiration of ninety days from the date such motor vehicle came into his possession, the commissioner may sell same at public sale, upon at least ten days' written notice of sale to dealer, served personally or by registered mail, addressed to the dealer at his last known place of business, and upon notice of such sale being published for space of two weeks, once a week, making three insertions in all, in one or more newspapers published and circulating in the county where dealer has established place of business and also by posting such
Production on demand.	
Form of bill of sale.	
Seizure for non-conformity.	
Sale of vehicle.	
Publish notice to sell.	

notice in five public places in said county, said newspapers and places of posting to be designated by said commissioner. Upon the sale of such motor vehicles all valid liens and claims for interest therein, if any, shall be transferred from said vehicles to proceeds of sale, which, subject thereto, shall become the sole property of the State, to be used as other moneys received by the Commissioner of Motor Vehicles.

Proceeds of sale.

16. Commissioner Prescribe and Supply Forms and Entitled to Return of Unused Portion; and May Seize Same or Other Title Papers. The commissioner shall have the power to prescribe and supply forms of bills of sale and assignments, abstracts of contracts and such other forms requisite under this act, and any unused forms so furnished to any person shall be and remain the property of the State and shall be returned on demand to the commissioner or motor vehicle inspector, who shall have power to seize and take possession of same or any other title papers to which the commissioner may be entitled or which person is under duty to return to the commissioner, from any person or place within this State with all the rights, privileges and immunities conferred by law upon an officer executing a writ of replevin.

Necessary forms prepared and supplied by commissioner.

Right over papers.

17. Title Papers Returned to Commissioner When Motor Vehicle Junked, Etc. Whenever any motor vehicle is scrapped, destroyed or junked, or a person permanently parts with possession thereof, other than by sale and transfer of title papers to buyer in accordance with this act, he shall immediately surrender and deliver said title papers to the commissioner, who shall issue receipt for same to person surrendering said title papers.

Surrender of title papers.

18. Penalties. Any person knowingly or wilfully violating any of the provisions of this act, or knowingly or wilfully making any misrepresentation or false statement in any title papers or papers submitted to the commissioner in connection therewith, or who purchases, receives or obtains any motor vehicle or names and addresses of witnesses on any title paper in violation of this act, or forging, changing or counterfeiting any part of title papers, or misrepresenting the number or numbers

Violations a misdemeanor.

placed upon any motor vehicle by the manufacturer, or in any other manner misrepresenting the description of any motor vehicle, or using title papers on or for any wrong motor vehicle, with intent to evade or violate the requirements of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed two thousand dollars or by imprisonment not to exceed two years, or both, at the discretion of the court, and shall immediately return title papers involved to the commissioner.

Penalties.

Act enforced
by com-
missioner.

19. Act Enforced by Commissioner; Rules and Regulations. The enforcement of this act shall be entrusted to the Commissioner of Motor Vehicles, and he is hereby authorized and empowered to make rules and regulations necessary in his judgment for the administration and enforcement of this act in addition hereto but not inconsistent herewith; and said Commissioner is hereby authorized to employ and discharge such persons as he may require for the administration and enforcement of this act, and to fix their compensation.

Sundry acts
repealed.

20. Repealer and Saving Clause. Chapter one hundred sixty-eight of the laws of nineteen hundred and nineteen, entitled "An act relating to and regulating the sale and purchase of motor vehicles requiring presence of manufacturer's number on same, requiring issuance of bill of sale and assignment of same, and providing penalties therefor," as amended by chapter two hundred and forty-seven of the laws of nineteen hundred and twenty, chapter one hundred and ninety-five of the laws of nineteen hundred and twenty-four, chapter eighty-nine of the laws of nineteen hundred and twenty-five, and all acts and parts of acts inconsistent herewith are hereby repealed. *However*, this act shall not be considered as a repeal of any of the provisions of chapter two hundred and eight of the laws of nineteen hundred and twenty-one, 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 regulat-

Proviso.

ing process and the service thereof and proceedings for the violation of the provision of the act and penalties for said violations," and acts amendatory thereof and supplemental thereto, except chapter two hundred and fifty-seven of the laws of nineteen hundred and twenty-six.

21. Interpretation. This act shall be so interpreted and construed as to effectuate its general purpose to regulate and control titles to, and possession of, all motor vehicles in this State, so as to prevent the sale, purchase, disposal, possession, use or operation of stolen motor vehicles, or motor vehicles with fraudulent titles, within this State. Purposes
of act.

22. Short Title. This act may be known and cited as the "Motor Vehicle Bill of Sale Law." Title.

23. In Case Part Unconstitutional, Other Parts Not Affected. If any part or parts of this act shall be declared unconstitutional, the other parts thereof shall not thereby be affected or impaired. Constitu-
tionality
of act.

24. Date Effective. This act shall take effect the first day of July, one thousand nine hundred and thirty-one. Act effective.

Approved April 21, 1931.

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CHAPTER 167.

An Act to amend an act entitled "An act concerning savings banks," approved May second, one thousand nine hundred and six.

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

1. Section thirty-three of the act to which this act is an amendment be and hereby is amended so as to read as follows: Section 33
amended.

33. No savings bank shall invest the moneys deposited with the same in any manner except as follows, to wit: Legal in-
vestments.

I. In stocks or bonds or interest-bearing notes or obligations of the United States, or those for which the U. S. securi-
ties.

faith of the United States is distinctly pledged to provide for the payment of the principal and interest thereof;

State bonds.

II. In the interest-bearing bonds of this State, or in any bonds authorized by the laws of this State, to be issued by any commission appointed by the Supreme Court of this State by virtue of any law of this State;

Bonds of foreign states.

III. In the bonds of any State in the Union that has not, within ten years, previous to making such investment by any such bank, defaulted in the payment of any part of either principal or interest in any debt authorized by any law of such State to be contracted;

Municipal bonds.

IV. In the bonds of any county, township, municipality or school district of this State issued pursuant to the authority of any law of this State; *provided*, such county, township, municipality or school district shall not, within the five years next preceding, have defaulted in the payment of any part of either principal or interest of any legal debt or obligation thereof; *and provided, further*, the total indebtedness of any borough or village does not exceed ten per centum of its assessed valuation, and such school district bonds are by law charged upon all the property of the inhabitants of such district; or in any interest-bearing obligation issued by the county in which such bank is situated, or by any city, town, township, borough or village in such county;

City or county bonds of other States.

V. In the bonds of any city or county of any other State of the Union issued pursuant to the authority of any law of any such State; *provided*, no such city or county has, within ten years previous to making such investment, defaulted in the payment of any part of either principal or interest of any debt authorized by law of such State to be contracted; *and provided, further*, the total indebtedness of any such city or county is limited by law to ten per centum of its assessed valuation;

Proviso.

Proviso.

Railroad bonds.

VI. In mortgage bonds issued, guaranteed or assumed by any railroad company, which has paid dividends of not less than four per centum per annum regularly on its entire capital stock for a period of not less than five years next previous to the purchase of such bonds, or which such railroad company has otherwise covenanted or agreed to pay, and secured by a first lien upon not less

than three-fourths of the rail mileage included in said mortgage or by a refunding mortgage under which bonds may be issued for the retirement or refunding of all prior lien mortgages on the property covered by such refunding mortgage, or by liens prior to any such refunding mortgage; or in bonds secured by any first or any such refunding or any such underlying mortgage upon a railroad terminal, depot, tunnel or bridge used by two or more such railroad companies which have guaranteed the payment of principal and interest of such bonds or have otherwise covenanted or agreed to pay the same; or in the bonds of any railway terminal or dock company of this State, secured by first mortgage on terminal or dock property fronting on the Hudson river or New York Bay and having an assessed value for the purpose of taxation in excess of the amount of the entire issue of bonds, and used and occupied as a dock or terminal railroad by any railroad company now operating in this State;

Mortgage
bonds.

VII. Not to exceed eighty per centum of the total deposit may be invested: Amount.

(a) In bonds secured by mortgages, which shall be a first lien on real estate situate in this State, providing the amount loaned on any such bond and mortgage shall not, at the time of making such loan, exceed sixty per centum of the appraised value of the real estate covered by such mortgage; but in case the loan is on unimproved real estate, the amount loaned thereon shall not be more than thirty per centum of its appraised value;

Bond and
mortgage.

(b) In bonds secured by a trust mortgage or in certificates of participation in bonds secured by a trust mortgage, which trust mortgage shall be a first lien on improved real estate, situate in this State, provided the amount of any such bond shall not at the time of issue exceed sixty per centum of the appraised value of the real estate covered by such trust mortgage, and provided that payment of the principal and interest of such bonds is guaranteed by a corporation organized under the laws of New Jersey and operating under the supervision of the Commissioner of Banking and Insurance.

Trust mort-
gages, etc.

Amount
limited.

Approval of
investments
by savings
banks.

No investment in any bond and mortgage or in any guaranteed bonds or certificates of participation therein shall be made by any savings bank, except upon the report of a committee of at least three of the managers, and two members of which committee shall certify in writing to the value of the premises mortgaged, or to be mortgaged, according to their best judgment; such report shall be filed and preserved among the records of the bank;

Real estate.

VIII. In real estate strictly in accordance with the following provisions:

Bank site
and building.

(a) A plot whereon is erected, or may be erected, a building or buildings requisite for the convenient transaction of its business, and from portions of which not required for its own use, a revenue may be derived; the costs of such building or buildings and lot shall in no case exceed fifty per centum of the net surplus of such bank, except with the written approval of the Commissioner of Banking and Insurance; *provided*, that limitations as to the cost of such lot and building contained in this subdivision shall not apply to or affect any such investment heretofore made by a savings bank organized under a special charter;

Value.

Proviso.

Property
acquired by
foreclosure.

(b) Such as shall have been purchased or acquired by it at sales upon the foreclosure of mortgages owned by such corporation, or upon judgments or decrees obtained or rendered for debts due to it, or in settlements effected to secure such debts, or in satisfaction of such mortgages; and all such real estate shall be sold by such bank within five years after the same shall have been so purchased, unless, upon application by such corporation to the Commissioner of Banking and Insurance, he shall extend the time within which such sale shall be made;

Real estate
to be sold.

Amount of
deposits
invested.

IX. Not more than twenty per centum of the total deposits may be invested:

In public
utility
securities.

In bonds issued, guaranteed or assumed by an operating public utility company, not less than eighty-five per centum of the gross operating revenues of which is, at the time of such investment, derived from the operation of one or more of the following utilities, viz.: artificial

gas, the sale of natural gas or of a mixture of natural and artificial gas to consumers through a distribution system owned or leased by it, electric power or light, water, telephone or telegraph, or which such company has otherwise covenanted or agreed to pay;

Provided, that such bonds are secured by a first mortgage, or by a refunding mortgage under which bonds may be issued for the retirement or refunding of all liens prior thereto on the property covered thereby, or by a mortgage prior in lien to any such refunding mortgage; Proviso.

Provided, further, that any such mortgage shall be a lien on real estate, rights or interests therein, leaseholds, plant, equipment, transmission or distribution system, or other fixed assets and franchises, and that the outstanding principal amount of bonds secured by such mortgage and any and all other mortgages thereon, the lien of which is equal therewith or prior thereto, shall not, at the time of such investment, exceed two-thirds of the book value of the fixed assets subject to the lien thereof, less reserves for depreciation and renewals, as shown on the books of such company, including such value of fixed assets leased to such company and operated by it under lease not expiring, by its terms, in less than fifty years from the time such investment is made, if such lease be subject to the lien of such mortgage; or that such mortgage shall be prior in lien to or shall underlie a refunding mortgage which meets the foregoing requirement; Proviso.

Provided, further, that the gross operating revenues of such company, including those of predecessor and constituent companies, shall have averaged not less than two million, five hundred thousand dollars (\$2,500,000.00) per annum for five calendar years or five nearer consecutive periods of twelve calendar months preceding such investment; Proviso.

Provided, further, that the net operating revenues, including those of predecessor and constituent companies, after all operating expenses, but before deducting charges for depreciation and renewals and Federal taxes, available for fixed charges for rentals and interest on all outstanding mortgage debt, shall have averaged annually Proviso.

for three calendar years or three nearer consecutive periods of twelve calendar months preceding such investment not less than two and one-half times the average annual requirement during such period for such fixed charges (excluding inter-company items) ;

Amount
invested.

X. Not more than ten per centum of the total deposits may be invested :

In railroad
securities.

In equipment obligations or certificates, secured by railroad equipment under equipment or car trust, lease or conditional sale, or by first lien thereon, the principal amount of which does not exceed eighty per centum of the purchase price of the equipment and which mature within fifteen years from the date of issue, serially or in equal annual or semi-annual installments beginning not later than three years after the date of issue.

Application
of act.

The provisions of this section shall apply to all funds of any savings bank, including its reserve fund, and all investments of money and sales and transfers of securities may be made in the manner provided and made lawful in this act, notwithstanding any provision in any special charter contained limiting the number of trustees or managers who shall act in the investment of moneys and the sale or transfer of stocks or securities.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 168.

An Amendment to an act entitled "An act creating bureaus in the Department of Labor to regulate and provide for the inspection of certain stationary and portable steam boilers and steam engines, and the licensing of engineers and firemen thereof, and for the regulation and inspection of certain refrigerating plants using ammonia or ethyl chloride, and prescribing their powers and duties," approved April fourteenth, one thousand nine hundred and thirteen, approved April twelfth, one thousand nine hundred and nineteen, chapter one hundred fifty-one, of the acts of one thousand nine hundred and nineteen.

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

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

Section 3
amended.

3. Any person who shall be a citizen of the State of New Jersey, who has had at least five years experience as engineer in the care and operation of steam boilers or who has had at least five years experience as a boiler maker, or who has been five years an inspector of an insurance company issuing insurance upon boilers and licensed to do business within this State, who shall satisfactorily pass the examination herein provided for and who meets the requirements of the Civil Service Commission with regards to character, fitness and physical condition shall be eligible to the office for admission to any test or examination held for the position of inspector in the said boiler inspection bureau.

Eligibility
to take test
as inspector.

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

Section 5
amended.

Certificate of
competency
issued.

5. The commissioner of labor shall issue a certificate of competency to any inspector who has qualified in accordance with sections three and four of this act, such certificate of competency shall be authorization for the holder thereof to inspect boilers, or refrigerating plants, or both in the State of New Jersey, and shall make him eligible for examination by the Civil Service Commission for the position of steam boiler or refrigeration plant inspector in the Department of Labor.

Number of
inspectors.

The total number of inspectors in the service of the State, in accordance with this act, shall not exceed five. The inspectors now serving and appointed in accordance with section four, chapter one hundred and fifty-one, P. L. of one thousand nine hundred and nineteen, and who have served five years full time, shall continue to hold their present positions as provided in "An act regulating the employment, tenure and discharge 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, and the acts amendatory thereof and supplementary thereto. All appointments as herein provided hereafter made shall be made in accordance with the civil service laws as aforesaid.

Civil service
to govern.

Section 7
amended.

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

Inspection
fees.

7. A fee of six dollars shall be charged for each annual internal and external inspection, which shall include hydrostatic test, if such is found necessary, of each steam boiler, together with the actual railroad fare incurred by the inspector in going to and returning from the place of inspection. The fees and expenses provided in this section shall be paid to the inspector making the inspection by the owner of the steam boiler and the money so collected the inspector shall pay to the commissioner of labor, who shall pay it to the State Treasurer.

Disposition
of fees.

Section 12
amended.

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

12. Whenever the commissioner of labor shall cause a written notice to be served upon the owner of any steam boiler coming within the provisions of this act, to furnish him with a report of an inspection made in accordance with the provisions of this act, it shall be the duty of the owner of such steam boiler within thirty days after the date of service of said notice to furnish said report to the said commissioner of labor, and if such report is not made within the said thirty days the commissioner of labor shall assign an inspector to make an inspection in accordance with the terms of said notice. Whenever an inspection is made in accordance with the provisions of this section the fees for such inspection shall be paid by the owner of said boiler to the commissioner of labor and in case the said fee is not paid within thirty days after said inspection is made the commissioner of labor is hereby authorized to commence a suit for its collection in any court of competent jurisdiction.

Report of inspection furnished commissioner of labor.

Re-inspection.

Collection of fee.

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

Section 4 amended.

4. The commissioner of labor shall from time to time direct the members of the steam engine and boiler operators' license bureau to hold examinations for inspectors and shall prescribe the rules, for and scope of said examination, which rules shall include provisions for examination of inspectors of refrigerating plants in this State using ammonia or ethyl chloride.

Examinations to be held.

6. All refrigerating plants in the State using ammonia or ethyl chloride of over three tons refrigerating capacity shall be inspected annually, excepting submerged coils therein, and the owner, lessee or operator of such refrigerating plant shall be required to comply with the regulations as recommended by the inspector inspecting such refrigerating plant, such recommendations to be in conformance with the rules and regulations formulated by the examining engineers as provided in this act and approved by the commissioner of labor. The fee for such inspection shall be as follows:

Inspection of refrigerating plants.

**Schedule of
inspection fees**

For inspection of refrigerating plants of twenty-five tons, or upwards, refrigerating capacity, the sum of six dollars for each inspection;

For inspection of refrigerating plants under twenty-five and over three tons refrigerating capacity, the sum of four dollars for each inspection.

**Payment of
fees.**

Payment for such inspection shall be made as follows: The fees provided in this act shall be paid to the commissioner of labor by the owner, lessee or operator of the refrigerating plant. The money so retained from the inspection fee shall be turned into the State treasury by the commissioner of labor.

**As to validity
of act.**

7. If any part of this act be adjudged unconstitutional it shall not invalidate the remainder of this act.

Approved April 21, 1931.

CHAPTER 169.

An Act to amend an act entitled "An act concerning financial responsibility for damages caused by the operation of motor vehicles," 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:*

**Section 1
amended.**

1. Section one, as amended by chapter two hundred and sixty-seven, laws of one thousand nine hundred and thirty, be and the same is hereby amended to read as follows:

**Convictions
for various
offenses.**

1. (A). The Commissioner of Motor Vehicles (hereinafter called the commissioner) 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 nolledd upon the payment of any sum of money for a violation of any of the following provisions of law, to wit—Operating or permitting another person to operate a motor vehicle while under the influence of intoxicating liquor or any narcotic or habit-producing

drugs, as provided in section fourteen, paragraph three, and not stopping at once when involved in an accident, ascertaining injury, rendering assistance, and disclosing identity as provided in section fourteen, paragraph four, of chapter two hundred and eight, of the laws of one thousand nine hundred and twenty-one, and the amendments thereof, and of Article II, of chapter two hundred and eighty-one, of the Laws of one thousand nine hundred and twenty-eight; reckless driving as provided in article nine, paragraph one, of the act commonly known as the Traffic Act, chapter two hundred and eighty-one, of the laws of one thousand nine hundred and twenty-eight, except in such cases where circumstances, in judgment of the commissioner, are such that requirements should be waived; homicide or assault and/or battery arising out of the operation of a motor vehicle; such other violations as constitute cause for suspension or revocation of licenses in the State; an offense in any other state or province, which, if committed in this State, would be a violation of any of the aforesaid provisions of law of this State; 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 (\$100.00), or in the discretion of the commissioner from the person in whose name such motor vehicle is registered, or both, except where person, in opinion of the commissioner, is not at fault for causing accident, 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

Causing
death or
damage.

Amount.

Proof of
financial
responsi-
bility.

Proof
required for
each vehicle.

Revocation
of license
until proof
furnished.

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 registration of any such motor vehicle or vehicles or refuse thereafter 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; *provided*, that in case of both residents and nonresidents, however, if it shall be duly established to the satisfaction of the commissioner, and the commissioner shall so find, (a) that any such person so convicted, or who shall have forfeited any bond taken, or shall have had his case nulled as aforesaid, was, upon the occasion of the violation upon which such conviction, or forfeiture or case nulled was based, a chauffeur or motor vehicle operator, however designated, in the employ of the owner of such motor vehicle; or a member of the same family and household of the owner of such motor vehicle, and (b) that there was not, at the time of such violation, or subsequent thereto, up to the date of such finding, any motor vehicle registered in the State of New Jersey in the name of such person convicted, forfeiting bond or having case nulled, as aforesaid, then in such event, if the person in whose name such motor vehicle is registered shall give proof of ability to respond in damages, in accordance with the provisions of this act (and the commissioner shall accept such proof from such person), such

Transfer.

Appeal not to stay action.
As to non-residents.

Proviso.

chauffeur or other person, as aforesaid, shall thereupon be relieved of the necessity of giving such proof in his own behalf. It shall be the duty of the clerk of the court, or of the court where it has no clerk, in which any such conviction or order is rendered or other action taken to forward immediately to the commissioner a certified copy or transcript thereof. A certified copy or transcript of the conviction, order, or record of other action of the court shall be prima facie evidence of such convictions therein stated.

Copy of
conviction
given com-
missioner.

(B). The operator's license and all the registration certificates of any person, excepting those of a chauffeur or operator employed by the owner of a motor vehicle and acting as such at the time the damage, injuries or death occurred, resulting in the judgment hereinafter mentioned, who shall fail to pay and satisfy every judgment, which shall have been rendered against him by a court of competent jurisdiction in this State or in any other State or the District of Columbia, or any district court of the United States, or any court of competent jurisdiction in any province of the Dominion of Canada, for damages on account of personal injury, including death, or damage to property in excess of \$100, resulting from the ownership, maintenance, use or operation hereafter of a motor vehicle, within thirty days after the entry of such judgment, unless within such time an appeal from such judgment shall have been taken, and in case of any such appeal, then within thirty days after the said judgment as entered or modified shall become final, shall be forthwith suspended by the commissioner upon receiving a certified copy of transcript of such final judgment from the court in which the same was rendered showing such judgment or judgments to have been still unsatisfied more than thirty (30) days after the same became final, as aforesaid, and shall remain so suspended and shall not be renewed, nor shall any motor vehicle be thereafter registered in his name while any such judgment remains unstayed, unsatisfied and subsisting and until every such judgment is satisfied or discharged and until the said person gives proof of his ability to respond in damages as required in this

Suspension of
operator's
license.

Not rein-
stated until
judgment
met.

Copy of
judgment
furnished
commissioner.

In case of
non-residents.

Subsequent
judgment.

Proviso:

When \$5,000
credited;

When \$10,000
credited;

When \$1,000
credited.

Act, for future accidents. It shall be the duty of the clerk of the court, or of the court where it has no clerk, in which any such judgment is rendered, to forward immediately after the expiration of said thirty (30) days, as aforesaid, to the commissioner a certified copy of such judgment or a transcript thereof, as aforesaid. In the event the defendant is a non-resident, it shall be the duty of the commissioner to transmit to the Commissioner of Motor Vehicles or officer in charge of the issuance of operators' permits and registration certificates of the State or Province of which the defendant is a resident, a certified copy of the said judgment. If after such proof has been given, any other such judgment shall be recovered against such person for an accident occurring before such proof was given but after this Act shall take effect, such license or licenses and certificate or certificates shall again be and remain suspended, and no other such license or certificate shall be issued to such person while any such judgment remains unsatisfied and subsisting, as aforesaid;

Provided, however, anything in this act to the contrary notwithstanding, that

(1) When \$5,000 has been credited upon any judgment or judgments rendered in excess of that amount for personal injury to or the death of one person as the result of any one accident; or

(2) When, subject to the limit of \$5,000 for any one person so injured or killed, the sum of \$10,000 has been credited upon any judgment or judgments rendered in excess of that amount for personal injury to or the death of more than one person as the result of any one accident; or

(3) When \$1,000 has been credited upon any judgment or judgments rendered in excess of that amount for damage to property as the result of any one accident; resulting from the ownership, maintenance, use or operation of a motor vehicle, then and in such event, such payment or payments shall be deemed a satisfaction of such judgment or judgments for the purposes of this Section only.

And provided further, that a judgment debtor to whom this section applies may, for the sole purpose of giving authority to the commissioner to authorize the judgment debtor to operate a motor vehicle thereafter, on due notice to the judgment creditor, apply to the court in which the trial judgment was obtained for the privilege of paying such judgment in installments, and the court, in its discretion and without prejudice to any other legal remedies which the judgment creditor may have, may so order, fixing the amounts and times of payment of the installments. While the judgment debtor is not in default in payment of such installments, the commissioner, upon his giving proof of ability to respond in damages for future accidents, as hereinbefore provided, may, in his discretion, restore or refrain from suspending his license and/or registration certificate or certificates; but such license and/or certificate or certificates shall be suspended as hereinbefore provided if and when the commissioner is satisfied that the judgment debtor has failed to comply with the terms of the court order.

Proviso.

Paying judgments in installments.

When judgment debtor not in default.

If any such motor vehicle owner or operator shall not be a resident of this State, the privilege of operating any motor vehicle in this State and the privilege of operation within the State of any motor vehicle owned by him shall be withdrawn while any final judgment against him as aforesaid, shall be unstayed, unsatisfied and subsisting for more than thirty (30) days, as aforesaid, and shall not be renewed, nor shall any operator's or chauffeur's license be issued to him or any motor vehicle registered in his name until every such judgment shall be stayed, satisfied or discharged as herein provided, and until such person shall have given proof of his ability to respond in damages for future accidents, as required in this act.

In case of non-resident not meeting judgment.

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

Section 2 amended.

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

Proof required.

Proviso.	<p>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; <i>provided</i>, 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 \$11,000.00 and collateral shall be determined by and shall be satisfactory to said commissioner. Whenever any agent 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.</p>
Bond a lien.	
Cash or collateral may be deposited.	
Notification of expiration of policy and renewal.	
Section 10 amended.	<p>3. Section ten of the act be and the same is hereby amended to read as follows:</p>
Explanation as to meaning of policy.	<p>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, or in the case of a non-</p>

resident, by an insurance carrier authorized to transact business in any of the several States or Provinces as hereinafter set forth, 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 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 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 maintenance, use or operation of any such motor vehicle in the United States of America; or which **Alternative.** 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 **Amount of insurance.** 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 **Proviso.**

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; *and provided further, however*, that separate concurrent policies covering, respectively, (a) personal injury or death, as aforesaid, and (b) property damage, as aforesaid, shall be considered a "policy of liability insurance," within the meaning of this act. In the case of a nonresident, a policy, as aforesaid, of an insurance carrier authorized to transact business in the State or Province in which the motor vehicle or motor vehicles described in such certificate is registered, or if none be described, then in the State or Province in which the insured resides, shall be considered sufficient within the meaning of this act, if such carrier shall (a) execute a power of attorney authorizing the Commissioner of Motor Vehicles to accept service of notice or process in any action arising out of a motor vehicle accident in this State, and (b) its governing executive authority shall duly adopt a resolution providing that its policies shall be deemed to be varied to comply with the law of this State relating to the terms of motor vehicle liability policies issued therein, and (c) agree to accept as final and binding any final judgment duly rendered in any action arising out of a motor vehicle accident in any court of competent jurisdiction in this State; *provided, however*, that the provisions of this Section shall be operative as to such insurance carriers (organized and existing under the laws of such State or Province and not licensed to transact business in this State) only to the extent and under the same terms and conditions that under the laws of such State or Province where such motor vehicle is registered or in which the insured resides, like recognition, if a law of like effect is in force and effect, is granted to certificates of insurance carriers organized and existing under and by virtue of the laws of this State. If, under the laws of such State or Province, in which a law of like effect is in force and effect, certifi-

Proviso.

Concurrent policies covering person and property.

Commissioner as agent.

Proviso.

Reciprocity.

cates of insurance carriers organized and existing under or by virtue of the laws of this State are not accepted, the certificates of insurance carriers of such State or Province shall not be accepted under the provisions of this act.

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.

Form of
policy ap-
proved by
Commissioner
of Insurance.

Such motor vehicle liability policy shall be subject to the following provisions which need not be contained therein:

Provisions
that govern:

(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 annulment 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

Liability;

As to can-
cellation;

Recovery of
final judg-
ment;

Reimburse- ments;	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; <i>and, further</i> , 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 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.
Proviso.	
Prorating:	
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 endorse- ment.	(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.
Persons concerned informed.	4. The Commissioner of Motor Vehicles shall inform every person to whom a driver's license or registration certificate shall be issued of the contents of this act in such printed form as the Commissioner shall provide.
Constitution- ality of act	5. If any part or parts of this act shall be declared unconstitutional, the other parts thereof shall not thereby be affected or impaired.

Approved April 21, 1931.

CHAPTER 170.

A Supplement to an act entitled "An act concerning business or commercial advertising on private property and on public roads, providing for the punishment for violations of the act and the abatement of nuisances resulting therefrom," approved March twenty-sixth, one thousand nine hundred and seventeen.

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

1. Section one of the act entitled "An act concerning business or commercial advertising on private property and on public roads, providing for punishment for violations of the act and the abatement of nuisances resulting therefrom," approved March twenty-sixth, one thousand nine hundred and seventeen, be and the same is hereby amended so as to read as follows:

Section 1
amended.

1. Whoever shall paint or place upon, or in any manner affix to, any fence, structure, pole, rock, tree or other object which is the property of another, whether within or without the limits of any public highway or maintain thereon any words, device, trade mark, advertisement or notice, which is not required by law to be posted thereon, without first obtaining the consent in writing of the owner or tenant of such property, or of the board or body having charge or control of such highway if the words, device, trade mark, advertisement or notice is placed on a highway, shall upon complaint of any such owner or tenant, or of any police officer or other person, be liable to a penalty of twenty-five dollars (\$25.00) upon conviction in any police court or by any recorder of the city, town, township, borough or other municipality wherein such violation occurred. In case such consent is obtained that fact shall be stated on the advertisement or notice.

Advertising
on property
without
consent.

Penalty.

Violations
reported by
State Police.

Notice to
abate
nuisance.

Violations
reported by
municipal
police.

Violators
notified to
abate
nuisance.

What con-
stitute
nuisances.

Exceptions.

2. It shall be the duty of every subordinate officer or member of the Department of State Police to report to the superintendent, or to any deputy or assistant superintendent of the State Police, any violation of the first section of this act so far as it relates to public highways within the territory patrolled by such subordinate officer or member of said Department of State Police outside of any incorporated city, town, borough or other municipality having an organized police force; thereupon, it shall be the duty of the superintendent of the Department of State Police, or of any person designated by him, to notify the person violating said section as aforesaid to abate the nuisance forthwith, and if such notice is not promptly complied with, suit shall be commenced for the penalty herein prescribed in the name and for the use of the State.

3. It shall be the duty of the subordinate officers of the police force of every city, town, borough or other municipality in this State, having an organized police force, to report to the Chief of Police of such city, town, borough or other municipality in which he is employed every violation of the first section of this act so far as it relates to public highways within such city, town, borough or other municipality; thereupon, it shall be the duty of such chief of police or of any person designated by him, to notify the person violating said section as aforesaid to abate the nuisance forthwith, and if such notice is not promptly complied with, suit shall be commenced for the penalty in the name and for the use of the city, town, borough or other municipality.

4. Any word, device, trade mark, advertisement or notice which shall be painted, placed, affixed or maintained within the limits of any highway of this State in violation of the provisions of this act, shall be considered and held to be a public nuisance.

5. This act shall not apply to or include any cautionary signals or signs, or directional signs or notices erected on or along any highway by the board or body having control thereof, or by its consent.

6. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 171.

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

1. 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: Definitions.

(1) The term "motor vehicle" includes all vehicles propelled otherwise than by muscular power, excepting such vehicles as run only upon rails or tracks. Motor vehicle.

(2) The term "motor cycle" shall include all motor-operated vehicles of the bicycle or tricycle type, whether the motive power be a part thereof or attached thereto, and having pedals and saddle with driver sitting astride, or a platform on which said driver stands. Motor cycle.

(3) The term "automobile" includes all motor vehicles except motor cycles. Automobile.

(4) The term "omnibus" as used in this act shall include all motor vehicles used for the transportation of passengers for hire, except such vehicles as are used to transport children to and from school outside of a Omnibus.

Proviso.	city, provided such motor vehicle is not otherwise used in the transportation of passengers for hire.
Commercial motor vehicle.	(5) "Commercial motor vehicle" as used in this act shall include every type of motor driven vehicle used for commercial purposes on the highways, such as the
Exceptions.	transportation of goods, wares, or merchandise, excepting such vehicles as are run only upon rails or tracks and vehicles of the passenger car type used for touring purposes or the carrying of farm products and milk, as the case may be.
Motor-drawn vehicles.	(6) The term "motor-drawn vehicles" as used in this act shall include trailers, semi-trailers, or any other type of vehicle drawn by a motor-driven vehicle.
Tractor.	(7) The term "tractor" as used in this act is a motor-driven vehicle, designed for drawing other vehicles but having no provision for carrying loads independently.
Trailer.	(8) The term "trailer" as used in this act is a vehicle of more than two wheels designed to carry a load wholly on its own structure and for being drawn by a motor-driven vehicle, except those running exclusively on tracks.
Semi-trailer.	(9) The term "semi-trailer" as used in this act is a two-wheeled vehicle without motor power, drawn by a motor-driven vehicle, and so designed and used in connection with a self-propelled vehicle that a considerable part of its own weight rests upon the towing vehicle.
Manufacturer.	(10) The term "manufacturer" as used in this act is an individual, partnership, or corporation engaged in the business of manufacturing or assembling motor vehicles, who will, under normal business conditions during the year, manufacture or assemble at least ten new motor vehicles.
Dealer.	(11) The term "dealer" as used in this act shall include every person, firm, or corporation actively engaged in the business of buying, selling or exchanging motor vehicles or motor cycles and who has an established place of business.
Magistrate.	The word "magistrate" shall be deemed and understood to mean and include all justices of the peace, judges of the city criminal courts, police judges, recorders, mayors, and other officers having powers of
Proviso.	a committing magistrate; <i>provided, however</i> , that no

justice of the peace shall sit as magistrate under this act within the corporate limits of any municipality, within this State having a police judge, police justice, recorders' court or city criminal court.

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

4. (1) The Commissioner of Motor Vehicles shall appoint a chief inspector of motor vehicles who shall have practical knowledge of the mechanical arrangement and capabilities of all kinds of motor vehicles, and be capable to pass upon the efficiency of motor vehicles and the competency of motor vehicle drivers. The Commissioner of Motor Vehicles shall appoint as many inspectors as may be necessary in detecting violations of this act, in obtaining evidence of violations, and otherwise assisting in the enforcement of the act. The said inspectors shall be chosen with special reference to their fitness for the work, and shall be required to submit themselves to such an examination, as may be required by the Board of Civil Service Commissioners, and shall be equipped at his discretion with automobiles and other means of conveyance. The Commissioner of Motor Vehicles may detail one or more of the inspectors to act as deputy chief inspectors. The Commissioner of Motor Vehicles shall organize the inspector force with the chief inspector at its head, and shall adopt such rules and regulations for the regulation of the inspector force as shall appear desirable, and shall exercise the power of suspension and, when necessary, of discharge of inspectors for failure to comply with the rules of the department, or for other cause. The compensation of these inspectors shall be classified and fixed by the Board of Civil Service Commissioners. The Commissioner of Motor Vehicles shall have power to appoint any number of citizens who shall be interested in the proper enforcement of this act, and who shall be known as special inspectors. They shall serve without pay and shall have all the power and authority of the paid inspectors as stated in this act. The Commissioner of Motor Vehicles shall also have power to appoint, in addition to these, such employees, officers or inspectors of other depart-

Section 4
amended.

Chief
inspector.

Assistant
inspectors.

Require-
ments.

Deputy chief
inspector.

Organization.

Compensa-
tion.

Special
inspectors.

Compensation of clerical help.	ments of the State government, upon the request of such departments, as special inspectors, including county engineers when certified by the boards of chosen freeholders, such appointees to serve without any additional compensation. The Commissioner of Motor Vehicles shall also fix the compensation of clerical assistants and others employed under this act, subject to classification and standardization of the Board of Civil Service Commissioners. He shall have such powers and duties as are in this act given and imposed, and shall collect such data with respect to the proper restrictions to be laid upon motor vehicles, and the use thereof upon the public roads, turnpikes, and thoroughfares as shall seem to be for the public good, and shall report to each Legislature the operation of his office for the year ending on the next preceding thirty-first day of December.
Annual report to Legislature.	
Enforcement.	It shall be his duty to attend to the enforcement of the provisions of this act.
Records kept.	(2) The Commissioner of Motor Vehicles shall keep a record of all his official acts, and shall preserve copies of all decisions, rules, and orders made by him, and shall adopt an official seal. Copies of any act, rule, or order, or decision made by him, and of any paper or papers filed in his office may be authenticated under said seal, at a cost not to exceed one dollar and fifty cents (\$1.50) for each authentication, and when so authenticated, shall be evidence equally with and in like manner as the originals, and said commissioner shall be empowered to communicate with the police departments and police officers in the State for the purpose of and with the object of the proper enforcement of this act.
Advise peace officers.	
Badge worn by inspectors.	(3) Motor Vehicle inspectors appointed as provided for in this section shall be presented with a badge indicative of their office, and when wearing such badge on the left breast of the outermost garment shall have power to stop any motor vehicle and examine the same to see that it complies with the requirements of this act, whether in the matter of equipment, identification or otherwise; to require the production of the license of the driver and the certificate of registration of the motor vehicle from the driver thereof; to arrest, without warrant, for violations of this act committed in their
Power of arrest.	

presence, and generally to act as special officers for the enforcement of the provisions of this act and for the detection and arrest of those who violate or infringe upon the provisions hereof. All inspectors and officers appointed under this act are hereby given authority to regulate all traffic on the public streets and highways, and are hereby given explicit powers to enforce all laws regulating traffic or governing the equipment of vehicles on the public streets and highways of this State. Nothing in this act shall be construed to give such inspectors or officers any authority over street railways or railroads operated as street railways; *provided, however*, such authority and regulation shall not supersede but shall be in addition to the authority and regulation exercised and authorized by local police departments in any municipality.

Traffic regulations.

Exceptions.

Proviso.

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

Section 7 amended.

7. (1) Brakes. Every motor vehicle operated in or upon any public highway in this State shall be equipped with brakes adequate to control the movement of and to stop such vehicle. Every automobile so operated shall be equipped with at least two braking systems, with two separate means of application, each operating on at least two wheels and each of which shall suffice to stop the vehicle within a proper distance. If these two systems are connected in any way, or have any parts in common, they shall be so constructed that the cutting in two of any one element of the operating mechanism shall not leave the automobile without brakes on at least two wheels; one of these systems shall be so constructed that it can be set to hold the vehicle. All such brakes shall be maintained in good working order and shall conform to regulations not inconsistent with this act to be promulgated by the Commissioner of Motor Vehicles. Every motorcycle shall be provided with at least one brake which may be operated by hand or foot.

Brakes.

(2) Signaling Device. Every motor vehicle must be equipped with a horn or signaling device, and the operator of the same shall give reasonable warning of his

Signaling device.

approach whenever necessary to insure the safety of other users of the highway, and before passing any vehicle he may overtake, or pedestrian using any part of the highway other than the sidewalk, also at curves and intersecting highways, where the view of approaching vehicles is obscured; but the horn, bell, or other signaling device shall not be sounded unnecessarily.

Lights.

(3) Lights. Every motor vehicle on a public highway, during the period from one-half hour after sunset to one-half hour before sunrise and at such other times when substantial objects are not clearly discernible from a distance of three hundred (300) feet, shall carry at the front thereof at least two lighted lamps symmetrically mounted and of equal candlepower, and at the rear thereof a red light visible from the rear, which rear light shall also illuminate the number plate carried on the rear of such vehicle in such a manner so as to render the numerals thereof visible from a distance of at least fifty (50) feet; *provided, however*, a motorcycle without a side car need not carry more than one lighted lamp at the front; *and provided, however*, a motor-drawn vehicle, as defined in this act, need not carry any lighted lamps at the front. No motor vehicle shall be operated upon a public highway which is equipped with lamps which, when lighted, project beams at a greater height than forty-two inches from the road surface at a distance of seventy-five feet or greater from the point of projection; *and provided, further*, that the use of "spotlights" for driving purposes is prohibited, and that the use of such "spotlights" is hereby confined to reading of highway signs and house numbers.

Proviso.

Proviso.

Proviso.

Act operative
to promote
safety.

Regulations
effective.

In order that this section may be operative in such a manner as to promote safety and the conservation of life and property, the Commissioner of Motor Vehicles is hereby authorized to promulgate from time to time any regulations pertaining to lights on motor vehicles and motor-drawn vehicles which in his discretion are necessary. Such regulations shall become effective thirty days after their promulgation over the hand and seal of the Commissioner of Motor Vehicles and the said commissioner is hereby empowered to revoke, change, or

modify at his discretion upon thirty days' notice any regulations or any portion or portions of such regulations. The Commissioner of Motor Vehicles is authorized to require and regulate the use of lights, lamps, reflex reflectors or any other means of visible indication and further to regulate the number of such lights, lamps, or reflex reflectors, their intensity, visibility, color, size, shape, optical characteristics, position, their illumination of number plates, or any other details not inconsistent with this section, and the Commissioner is further authorized to require the approval by him of any lights, lamps, reflex reflectors or other means of visible indication, or direction signals, upon motor vehicles before such devices shall be authorized under this section and he may promulgate reasonable specifications and require the submission of a suitable laboratory report and samples for testing purposes, and may charge a reasonable fee for such approvals, submissions and tests; and moneys received as above shall be paid over to the Treasurer of the State of New Jersey to be used as hereinafter provided in section thirty-six of this act; *provided, further, however,* that the commissioner may revoke for cause and after hearing any certificate of approval that may be issued under this section.

Approved
lighting device.

Fee.

Proviso.

No motor vehicle shall hereafter be in the custody of or operated by any person on a public highway unless such vehicle is equipped in accordance with the regulations made pursuant to this section; *and provided, further,* that all motor vehicles shall be equipped with one or more spare lamps or lamp-bulbs of a suitable type to make replacements, and if a person, who is apprehended because of a burned-out or defective lamp, is able to make a replacement or repair when and where apprehended, it shall be prima facie evidence of such person's intent to comply with this section, and no complaint shall be made against such person.

Proviso.

The Commissioner of Motor Vehicles shall cause to be printed a pamphlet or compendium containing this section, and any regulations promulgated pursuant thereto and such pamphlet or compendium shall be made generally available.

Printing.

Mufflers.	(4) Mufflers. Every motor vehicle shall have, and every driver of such motor vehicle shall use, devices to prevent excessive noise, annoying smoke, and the escape of gases and steam, as well as the falling out of embers or residue from the fuel, and all exhaust pipes carrying exhaust gases from the engine shall be directed parallel to the ground or slightly upward. Devices known as "muffler cut-outs" shall not be used within the State of New Jersey.
Muffler cut-outs.	
Mirrors.	(5) Mirrors. Any motor vehicle that is so constructed or covered as to prevent the operator thereof from having a sufficient view of the traffic following and at the sides of such vehicles shall be equipped with a mirror or some device that will show the driver the road to the rear and the road to the side.
Chains.	(6) Chains. Motor vehicle tires may be fitted with chains when roads, streets, and highways are slippery, because of rain, snow, ice, oil, or manner of construction; <i>provided, however</i> , that no chains shall be used at any time on the improved highways when their condition does not make such use necessary for the safety of life or property.
Proviso.	
Windshield cleaner.	(7) Windshield cleaner. Every automobile operated on a public highway with a windshield shall be equipped with a windshield cleaner in good working order.
Section 8 amended.	4. Section eight of the act to which this act is an amendment be and the same is hereby amended to read as follows:
Power to license motor drivers.	8. (1) The Commissioner of Motor Vehicles shall be authorized, and full power and authority are hereby given to him, to license at his discretion, and upon payment of the lawful fee, any proper person of the age of seventeen years or over to be a motor vehicle driver, said commissioner or his inspectors having first examined said person, being satisfied of his or her ability as an operator, which examination shall include a test of the knowledge on the part of said person of such portions of the mechanism of motor vehicles as is necessary, in order to insure the safe operation of a vehicle of the kind or kinds indicated by the applicant, and of the laws and ordinary usages of the road, and the said
Examination.	

applicant having demonstrated his or her ability to operate a vehicle of the class designated; and the said Commissioner of Motor Vehicles may, in his discretion, refuse to grant a license to drive motor vehicles to any person, who shall, in the estimation of said commissioner, be an improper person to be granted such a license, *provided, however*, that no physical defect of the applicant shall debar him or her from receiving a license unless it can be shown by common experience that such defect incapacitates him or her from safely operating a motor vehicle.

May refuse to license.

Proviso.

(2) It shall be lawful for the commissioner to license an applicant possessing physical defects on condition that an artificial appliance or appliances specified by the commissioner in the license granted to such applicant shall always be used during the operation of a motor vehicle. If a person to whom such a conditional license shall have been granted shall, while operating any motor vehicle, fail to use such artificial appliance or appliances as may be specified by the commissioner in the license so granted, he or she shall be subject to a fine of not exceeding one hundred dollars (\$100.00) for each offense.

To license operators with physical defects.

Fine.

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

Section 9 amended.

9. (1) Every resident of this State, and every non-resident whose automobile or motorcycle shall be driven in this State except as hereinafter provided, shall, before using such vehicle on the public highways, register the same, and no motor vehicle or motorcycle shall be driven unless so registered. Every registration shall expire and the certificate thereof become void on the thirty-first day of December of each year; and the Commissioner of Motor Vehicles shall issue registrations and licenses for the following year on and after November first of each year, such registration or license so issued not to be used until the fifteenth day of December of the year preceding the year for which such license is issued.

Motor vehicles must be registered.

Expiration of certificate.

(2) Such registration shall be made in the following manner: A statement in writing shall be made to the

Application in form of statement.

Commissioner of Motor Vehicles or his lawful agent, containing the name and address of such owner, together with a description of the character of such motor vehicle or motorcycle, including the name of the maker and the manufacturer's number and the motor number. Such statement shall be submitted on forms prepared by the Commissioner of Motor Vehicles and shall be sworn to by the applicant before anyone authorized to take acknowledgments. Thereupon the said commissioner shall have power to grant a registration certificate to the owner of any motor vehicle, application for the registration having properly been made and the fee therefore paid, and the vehicle being of a type that complies with the requirements of this act; but it shall be lawful for the Commissioner of Motor Vehicles to refuse registrations to any vehicle that in his estimation is not a proper vehicle to be used upon public roads and highways of this State.

Certificate
shown on
request.

(3) The holder of any registration certificate or the operator of any motor vehicle or motorcycle for which a registration certificate has been issued, whether the said holder or operator be a resident of the State of New Jersey or a nonresident, when requested so to do by any motor vehicle inspector, police officer, or magistrate, shall exhibit said registration certificate, in order that such motor vehicle inspector, police officer, or magistrate may thereby determine the correctness of the said certificate, as the same relates to the registration number of the automobile or the motorcycle for which the said certificate was issued.

Power of
attorney given
by non-
resident.

(4) Each owner having a residence outside of the State shall file with the Commissioner of Motor Vehicles a duly executed instrument, constituting the Commissioner of Motor Vehicles and his successors in office the true and lawful attorney upon whom all original process in any action or legal proceeding caused by the operation of his registered motor vehicle or motorcycle, within this State, against such owner may be served, and therein shall agree that any original process against such owner shall be the same force and effect as if served on such owner within this State; the service of such process shall be made by leaving a copy of the same in the office of

Service of
process.

the Commissioner of Motor Vehicles, with a service fee **Fee.** of two dollars to be taxed on the plaintiff's costs of suit. Said Commissioner of Motor Vehicles shall forthwith notify such owner of such service by registered letter directed to him at the post office address stated in his application.

6. Section ten of the act to which this act is an amendment be and the same is hereby amended to read as follows: **Section 10 amended.**

10. (1) No person shall hereafter drive an automobile or motorcycle upon any public highway in this State unless licensed to do so in accordance with the provisions of this act. No person under the age of **Age.** seventeen years shall be licensed to drive automobiles or motorcycles, nor shall any person be licensed to drive automobiles or motorcycles until said person shall have passed a satisfactory examination as to his ability as an operator, which examination shall include a test of the knowledge on the part of said person of such portions of the mechanism of automobiles or motorcycles as is necessary in order to insure the safe operation of a vehicle of the kind or kinds indicated by the applicant. Driver's license certificates shall expire on the thirty-first of December of each year. Said licensee shall be entitled to drive any registered automobile or motorcycle. The annual license fee to be charged shall be **Examination.** three dollars for drivers of motor vehicles and one dollar for operators of motorcycles. **License fee.**

(2) It shall be lawful for the Commissioner of Motor Vehicles, at his discretion, to issue to any person over seventeen years of age a written permit, under the hand and seal of said commissioner, allowing the said person, for the purpose of fitting himself to become a motor vehicle driver, or a motorcycle operator, to operate a motor vehicle or motorcycle for a specified period of not more than three weeks, while in the company and under the supervision of a licensed motor vehicle driver; and such a permit, under the hand and seal of the Commissioner of Motor Vehicles, shall be sufficient license for the said person to operate a motor vehicle or motorcycle in the State during the period specified, while in the company of and under the control of a licensed **Driver's permit.**

Proviso.	motor vehicle driver of this State; <i>and provided, further,</i> that the said person, as well as such licensed motor vehicle driver, shall be held accountable for all violations of this act committed by the said person while in the presence of such licensed motor vehicle driver. No such written permit shall be issued unless the person applying therefor shall pay the sum of fifty cents to any agent of the Motor Vehicle Department, such sum to be turned over by the said agent to the Commissioner of Motor Vehicles, and by him remitted with the other funds collected in his department to the State Treasurer, in accordance with the provisions of this act; and no examination for a driver's license shall be given unless the applicant therefor has first secured a learner's permit.
Fee.	No applicant for a driver's license shall employ or procure the employment of another person to take the license examination for said applicant and every person is forbidden to take a driver's license examination in the name of, or in the place of the applicant for the said driver's license. Every person guilty of violating this provision shall be subject to a fine of not less than two hundred dollars (\$200.00) or more than five hundred dollars (\$500.00), or imprisonment for not less than thirty days or more than ninety days or both, at the discretion of the court.
Applicant must take own license examination.	Any person who attempts to, or procures a driver's license without taking the examination for a driver's license as hereinabove provided, or any person who attempts to or procures a driver's license for another who has not taken an examination therefor shall be subject to a fine of not less than two hundred dollars (\$200.00) or more than five hundred dollars (\$500.00), or imprisonment for not less than thirty days or more than ninety days, or both, at the discretion of the court.
Fine.	(3) Each license to drive an automobile shall have endorsed thereon in the proper handwriting of the said licensee, the name of the said licensee. And the said license and the registration certificate of the motor vehicle must be in the possession of the driver or operator at all times when the said driver or operator is in charge of a motor vehicle or motorcycle on the highways of this State. And said licensee when thereupon requested by
Attempting to secure license without examination.	
Fine.	
License signed and to be shown.	

any motor vehicle inspector, police officer or magistrate while in the performance of the duties of his office under this act shall exhibit said license and motor vehicle registration certificate to said officer and write his name in the presence of said officer to the end that he may thereby determine the identity of said licensee, and at the same time determine the correctness of the registration certificate as provided in section nine, subdivision three of the act to which this act is an amendment.

(4) Any motor vehicle or motorcycle belonging to any person who is a nonresident of this State, and who has registered such motor vehicle or motorcycle in and has complied with all the laws of the State, Territory, Federal District of the United States, or of any Province of the Dominion of Canada, in which he resides, with respect to the registration of motor vehicles and the display of registration numbers, and who shall conspicuously display such registration number as required thereby, may be driven in this State, if said motor vehicle or motorcycle be a passenger vehicle, other than an omnibus, during a period of not to exceed ninety days in each calendar year, or if such motor vehicle be a commercial motor vehicle, or an omnibus, it may be driven in this State during a period of not to exceed fifteen days in each calendar year, or on two or more occasions not exceeding in the aggregate the period allowed such motor vehicle in any such year, without complying with, or being subject to the provisions of this act as the same applies to the registration of motor vehicles and licensing of the operators thereof; *provided*, that each day or part of a day during which any such motor vehicle is within this State shall be considered as one of the days by this section allowed; *and provided*, *further*, that the provisions of this section shall be operative as to any such motor vehicle by nonresidents of this State only to the extent that under the laws of the State, Territory, Federal District or Province of his residence, substantially similar exemptions and privileges are granted to motor vehicles and motorcycles duly registered under the laws of this State; *and provided*, *further*, that the Commissioner of Motor Vehicles shall have power to suspend, for cause, the

Operation of
motor vehicle
by non-
resident for
ninety days.

Non-resident
commercial
bus for
fifteen days.

Proviso.

Proviso.

Proviso.

	<p>touring privileges in this act allowed in so far as it may apply to any licensed motor vehicle licensed by any State, Federal District, Territory or of the Province of the Dominion of Canada to which such privilege is granted under the provisions of this act. The Commissioner of Motor Vehicles in suspending such privilege, shall give seven days' notice of such action, citing in such notice the number of the motor vehicle or motorcycle in reference to which such privilege is suspended, and shall forward such notice to the department which issued the license against which such privilege is suspended. The Commissioner of Motor Vehicles when suspending such privilege shall give public notice of the same, and cause all police departments or other police authorities to be notified of such action. If such motor vehicle against which such privilege has been suspended shall be driven thereafter in the State of New Jersey, during the period in which its license is in force, the driver and owner thereof shall be subject to a fine of not exceeding two hundred dollars (\$200.00).</p>
Suspension of privilege.	
Fine.	
Touring privilege.	(5) The touring privilege as hereinbefore provided is also extended to any nonresident chauffeur or driver during a period of not to exceed ninety days in each calendar year; <i>provided</i> , that the said chauffeur or driver has complied with the law of his resident State with respect to the licensing of drivers or chauffeurs; <i>and provided</i> , that said nonresident shall not operate a motor vehicle registered under the laws of this State unless he is seventeen years of age or over; <i>and provided, further</i> , that no nonresident shall be permitted to avail himself of the right of driving a New Jersey registered vehicle under his reciprocity privilege unless he is a holder of a driver's license from the State in which he resides; <i>and provided, however</i> , that he shall at all times while operating a motor vehicle in New Jersey under his reciprocity privilege have in his possession the registration certificate of the car which he shall be then operating and his driver's license and shall exhibit said registration certificate and driver's license to any motor vehicle inspector, police officer or magistrate, who, in the performance of the duties of his office shall request the same.
Proviso.	
Proviso.	
Proviso.	
Proviso.	

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

11. (1) Every manufacturer of automobiles residing and having his principal place of business within this State, instead of registering each automobile owned or controlled by him, may make application, as hereinbefore provided in this act for a registration number, and the written statement, in addition to the matters hereinbefore contained, shall state that he is a manufacturer; that he desires to use a single number on automobiles owned or controlled by him while being used for demonstration purposes or for shop purposes. The Commissioner of Motor Vehicles may thereupon, if satisfied of the facts stated in the application, issue a certificate as herein set forth assigning the same a number, which certificate shall contain a statement that the same is issued to the applicant as a manufacturer. One certificate shall cover and be valid for the use of not more than five automobiles of said manufacturer at one time while under his control. The Commissioner of Motor Vehicles shall provide five sets of identification marks of the general style and kind provided for motor vehicle registrations in this act, and such identification marks shall not be used on any vehicle not actually owned by said manufacturer or operated either by him or his duly authorized agent.

All such automobiles shall be regarded as registered under such general number, and in addition to the registration number displayed on the front and rear of the car, as hereafter provided, there shall be added the letter "D" of equal size and prominence. The annual fee for such manufacturer's registration shall be five dollars (\$5.00) for each car so authorized to be operated under each registration number, and the Commissioner of Motor Vehicles shall issue registration certificates in duplicate equal to the number of cars not exceeding five authorized to be operated under the said registration number.

(2) Every dealer in automobiles or motorcycles doing business in this State, instead of registering each automobile or motorcycle owned or controlled by him, may

Section 11
amended.

Manufactur-
er's
registration.

Valid for
five cars.

Sets of
markers.

Markers.

Fee.

Dealer's
registration.

Valid for five motor vehicles.	make application as hereinbefore provided in this act for a registration number, and the written statement, in addition to the matters hereinbefore contained, shall state that he is a dealer; that he desires to use a single number on automobiles or motorcycles owned or controlled by him while being operated for purposes of his business as a dealer and not for hire. The Commissioner of Motor Vehicles may thereupon, if satisfied of the facts stated in said application, issue certificate as herein set forth, assigning the same a number, which certificate shall contain a statement that the same was issued to the applicant as a dealer. One certificate shall cover and be valid for the use of not more than five automobiles or motorcycles of said dealer at one time while under his control. The Commissioner of Motor Vehicles shall provide five sets of identification marks of the general style provided for motor vehicle registration in this act, and such identification marks shall not be used on any vehicle not actually owned by said dealer or operated either by him or his duly authorized agent. All such automobiles or motorcycles shall be regarded as registered under such general number and in addition to the registration number displayed on the front and rear of the car or motorcycle as hereafter provided, there shall be added the letter "D" of equal size and prominence. The annual fee for such dealer's registration shall be five dollars for each car or motorcycle so authorized to be operated under such registration number, and the Commissioner of Motor Vehicles shall issue registration certificates in duplicate equal to the number of cars or motorcycles not less than five sets for automobile dealers nor less than three sets for motorcycle dealers authorized to be operated under said registration number.
Sets of markers.	
Fee.	
Use limited.	Dealers' plates shall be issued to bona fide dealers only, and said plates shall be used only on motor vehicles owned by such dealers; nor shall any dealer lend dealer's plates to any person or persons whatsoever for display upon any motor vehicle not exclusively owned by said dealer.
"In Transit" plates.	Dealer's plates marked "In Transit" and corresponding in number to the numerals displayed on the dealer's

registration may be issued by the Commissioner of Motor Vehicles on application from any dealer. Such plates shall be used solely in the transportation of motor vehicles from the factory to the place of business of the dealer within this State and for no other purpose whatsoever. The cost of such dealer's plates shall be two dollars (\$2.00) for each set. Fee.

(3) For each vehicle used as an omnibus for the transportation of passengers for hire, the applicant shall pay an annual fee of fifteen dollars (\$15.00) for vehicles having a carrying capacity of five passengers or less; for each such vehicle having a carrying capacity for passengers of not less than six nor more than eight passengers, the annual fee shall be seventeen dollars and fifty cents (\$17.50); for each such vehicle having a carrying capacity for passengers or not less than nine nor more than twelve passengers, the annual fee shall be twenty dollars (\$20.00); for each such vehicle having a carrying capacity for passengers of not less than thirteen nor more than seventeen passengers, the annual fee shall be twenty-five dollars (\$25.00); for each such vehicle having a carrying capacity for passengers of not less than eighteen nor more than twenty-two passengers, the annual fee shall be thirty dollars (\$30.00); for each such vehicle having a carrying capacity for passengers of not less than twenty-three nor more than twenty-six passengers, the fee shall be thirty-five dollars (\$35.00); for each such vehicle having a carrying capacity of not less than twenty-seven nor more than thirty passengers, the fee shall be forty dollars (\$40.00); for each such vehicle having a carrying capacity for passengers in excess of thirty passengers, the applicant shall pay an annual fee of forty dollars (\$40.00), and an additional fee of two dollars (\$2.00) for each passenger, measured by carrying capacity, in excess of thirty passengers. Registration fees for omnibuses.

The Commissioner of Motor Vehicles shall provide identification marks of the general style and kind provided for motor vehicle registrations, assigning a number to each identification mark, and before each number the letter "O" shall be placed. Markers.

Every such applicant for omnibus registration shall make application, setting forth the fact that he is in Applicant.

business of transporting passengers for hire, and the Commissioner of Motor Vehicles, if satisfied of the correctness of the statements made in such application, may issue a registration certificate for omnibus license.

Nothing in this section shall prohibit the use by an omnibus operator of any automobile duly licensed by him as owner.

Registration
of commercial
vehicles, etc.

(4) Commercial motor vehicles, trailers, semitrailers, tractors. The applicant for registration for automobile, commercial vehicles, trailers, semitrailers, and tractors shall pay to the Commissioner of Motor Vehicles a fee based upon the gross weight of such vehicle and load, when loaded to its carrying capacity. When the gross weight of the vehicle and load exceeds the gross weight allowed by law for the particular size of tires set forth in the application for registration, then such gross weight of vehicle and load shall be determined according to law upon the size of tires given in such application. The plates to be used for the commercial motor vehicles shall display the word "commercial", and the numerals shall be prefixed by the letter "X"; the trailer plates shall have the letter "T".

Markers.

Table of fees.

The fee shall be in accordance with the following table:

The gross weight of vehicle and carrying capacity is—

1,000 pounds or less	\$10.00
1,001 to 2,000 pounds	12.00
2,001 to 3,000 pounds	15.00
3,001 to 4,000 pounds	20.00
4,001 to 5,000 pounds	24.00
5,001 to 6,000 pounds	27.00
6,001 to 7,000 pounds	30.00
7,001 to 8,000 pounds	33.00
8,001 to 9,000 pounds	36.00
9,001 to 10,000 pounds	39.00
10,001 to 11,000 pounds	42.00
11,001 to 12,000 pounds	45.00
12,001 to 13,000 pounds	48.00
13,001 to 14,000 pounds	51.00
14,001 to 15,000 pounds	54.00
15,001 to 16,000 pounds	57.00

16,001 to 17,000 pounds	60.00
17,001 to 18,000 pounds	63.00
18,001 to 19,000 pounds	66.00
19,001 to 20,000 pounds	69.00
20,001 to 21,000 pounds	72.00
21,001 to 22,000 pounds	75.00
22,001 to 23,000 pounds	78.00
23,001 to 24,000 pounds	81.00
24,001 to 25,000 pounds	84.00
25,001 to 26,000 pounds	87.00
26,001 to 27,000 pounds	90.00
27,001 to 28,000 pounds	93.00
28,001 to 29,000 pounds	96.00
29,001 to 30,000 pounds	99.00

Provided, that no automobile, commercial vehicle, trailer, semitrailer, or tractor shall be registered by the Commissioner of Motor Vehicles, unless the same are equipped with rubber tires on all wheels; *and provided further*, that the owner of any commercial motor vehicle, tractor, trailer, or semitrailer, whose vehicle shall be found overloaded on a public highway or operated with a load beyond the gross weight shown in the registration certificate for said vehicle, shall be fined not less than one hundred dollars (\$100.00) nor more than two hundred and fifty dollars (\$250.00) for the first offense, and for any subsequent offense, not less than two hundred and fifty dollars (\$250.00) nor more than five hundred dollars (\$500.00), and said vehicle, but not the contents thereof, may be detained until the owner submits to the jurisdiction of the court and the fine is paid or proper bond be posted for an appeal if there be a conviction; and any person who shall operate an automobile, commercial vehicle, trailer, or semitrailer, or tractor not equipped on all wheels with rubber tires shall be fined not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) for the first offense and for any subsequent offense not less than one hundred dollars (\$100.00), nor more than two hundred dollars (\$200.00); *provided, further*, that any person who shall operate a commercial vehicle, trailer, or semitrailer or

Proviso.

Proviso.

Overloading.

Fine.

Vehicle may
be detained.Equipped with
rubber tires.

Fine.

Proviso.

Fine.	tractor equipped with solid rubber tires impaired to such an extent as to be likely to cause damage to the public highways shall be fined not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) for the first offense, and for any subsequent offense not less than one hundred dollars nor more than two hundred dollars (\$200.00); <i>and provided, further</i> , that tractors used for agricultural purposes may be operated over the highways of this State without being equipped with rubber tires under such regulations as shall from time to time be adopted by the Commissioner of Motor Vehicles.
Proviso.	
Rate per horse power.	(5) Passenger vehicles. The applicant for registration for motor vehicles shall pay to the Commissioner of Motor Vehicles for each registration a fee of forty cents (\$.40) per horsepower for the rated horsepower of such motor vehicle or the major fraction thereof for the rated horsepower of such motor vehicle up to and including vehicles of a twenty-nine horsepower rating; and all passenger motor vehicles having a rating of thirty horsepower or more shall pay a fee of fifty cents (\$.50) per horsepower or the major fraction thereof.
Fee for motor cycles.	(6) Motorcycles. The applicant for registration for a motorcycle shall pay to the Commissioner of Motor Vehicles for each registration a fee of two dollars (\$2.00).
Reduction in fee.	(7) Reduction in fee on and after August first. If application shall be made for the registration of a motor vehicle, commercial motor vehicle, trailer, semitrailer, tractor or omnibus on and after the first day of August in any year, the applicant shall be required to pay for one-half the registration fee herein provided for in the class to which said vehicle belongs.
Section 13 amended.	8. Section thirteen of the act to which this act is an amendment be and the same is hereby amended to read as follows:
Markers displayed.	13. (1) The owner of each and every automobile which shall be driven upon the public highways of this State shall display on the front and rear of such vehicle, not less than fifteen inches, or more than forty-eight inches from the ground in a horizontal position, and in such a way as not to swing, an identification mark, to be

furnished by the Motor Vehicle Department, *provided*, Proviso.
however, that the rear identification mark may be displayed more than forty-eight inches from the ground on tank trucks and trailers and other commercial vehicles carrying inflammable liquids. Said identification mark shall contain the number of registration certificate of said vehicle in characters not less than four inches in height with a stroke of not less than one-half an inch, and shall be of such design as shall be prescribed by the Commissioner of Motor Vehicles. Size of numerals.

The identification marks of vehicles shall be of metal, sufficiently enduring to be plainly legible under all atmospheric conditions for at least one year. Motor cycles shall also display two identification marks, one on the front and one on the rear of each motor cycle. All identification marks shall be kept clear and distinct and free from grease, dust, or other blurring matter, so as to be plainly visible at all times during daylight and night. Markers legible.

The Commissioner of Motor Vehicles may, in his discretion, adopt any form of illuminated marker for use on the rear of motor vehicles which in his judgment will make the identification mark of such motor vehicle more easily legible at night; *provided*, such device shall not be excessive in its cost or so cumbersome as to be impractical in its application to motor vehicles. Illuminated markers.

(2) No person shall drive a motor vehicle, the owner of which vehicle shall not have complied with the provisions of this act concerning the proper registration and identification of the same; nor shall any person drive a motor vehicle which shall display on the front or back thereof a fictitious number, or a number other than that designated for such motor vehicle in the New Jersey registration certificate of such motor vehicle. Illegal driving.

9. Section fourteen of the act to which this act is an amendment be and the same is hereby amended to read as follows: False number.

14. (1) No person shall operate or use any motor vehicle without the permission of the owner. Any person who shall violate this provision shall be deemed guilty of a misdemeanor and upon conviction thereof shall be Section 14 amended.

Owner's consent to operate car.

Fine.	punished by a fine of not to exceed two thousand dollars (\$2,000.00) or by imprisonment not to exceed two years or both at the discretion of the court.
Tampering.	(2) No person shall interfere or tamper with a motor vehicle or put in motion the engine of such vehicle while it is standing, without the permission of the owner. Any person who shall violate this provision shall be fined not less than ten nor more than fifty dollars for a first offense, and, for each subsequent offense, shall be fined not less than fifty (50) nor more than one hundred dollars (\$100.00) or imprisonment of not more than thirty days or both.
Fine.	
Operating under the influence of liquor, etc.	(3) No person shall operate a motor vehicle while under the influence of intoxicating liquor or any narcotic or habit-producing drugs, or permit any person who may be under the influence of intoxicating liquor or narcotic or habit-producing drugs to operate any motor vehicle owned by him or in his custody or control. Any person who shall violate this provision shall, upon conviction thereof for a first offense, be subject to a fine of not less than two hundred dollars (\$200.00) or more than five hundred dollars (\$500.00), or to imprisonment for a term of not less than thirty days, and not more than three months, or both, in the discretion of the magistrate, and shall forthwith forfeit his right to operate a motor vehicle over the highways of this State for a period of two years from the date of his or her said conviction. Any person who shall violate this provision, having been convicted of a previous violation thereof, shall be imprisoned for a term of three months, and shall forfeit his right to thereafter operate a motor vehicle over the highways of this State. Any magistrate imposing a term of imprisonment pursuant to the provisions of this act may sentence the person so convicted either to the county jail or to the workhouse of the county wherein the offense was committed. Any person who has been, in fact, convicted of a previous violation of this section, need not be charged as a second offender in the complaint made against him in order to render him liable to the punishment imposed by this section upon a second offender.
Fines.	

(4) Every person operating a motor vehicle who shall knowingly be involved in an accident shall at once stop and ascertain the extent of the injury and render such assistance as may be needed, and give his name, address, and operator's license and registration number to the person injured or to any officer or witness of the injury. Any person who shall violate this provision shall be fined not less than twenty-five (25) nor more than one hundred dollars (\$100.00) for the first offense, and for any subsequent offense not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00).

Action in case of accidents.

Fine.

(5) No person shall operate a motor vehicle upon any public highway for a wager or in a race or for the purpose of making a speed record. Any person who shall violate this provision shall be fined not less than twenty-five (25) nor more than one hundred dollars (\$100.00) for the first offense, and, for any subsequent offense, not less than one hundred (100) nor more than two hundred dollars (\$200.00).

No racing on roads.

Fine.

(6) No person shall operate any commercial motor vehicle on any public highway or bridge when the combined weight of vehicle and load exceeds thirty thousand pounds. Any person who shall violate this provision shall be fined not less than one hundred (100) nor more than five hundred dollars (\$500.00).

Maximum load.

Fine.

(7) Any person who shall leave any motor vehicle, with its engine running, stationary on the highway and unoccupied by a person able to control the same, and without setting the hand brake in such manner as to prevent such vehicle from moving shall be fined not less than ten (10) nor more than twenty-five dollars (\$25.00) for each offense.

Leaving car with engine running.

Fine.

(8) No person to whom an operator's license has been refused, or whose operator's license has been suspended or revoked, shall personally operate any motor vehicle during the period of such refusal, suspension, or revocation. Any person who shall violate this provision shall be fined not less than one hundred (100) nor more than five hundred dollars (\$500.00).

Not drive during suspension, etc.

Fine.

Counterfeit.	(9) No person shall counterfeit any number plate or marker, nor make any substitute or temporary marker.
Fine.	Any person who shall violate this provision shall be fined not less than fifty (50) nor more than one hundred dollars (\$100.00).
Using other markers.	(10) No person shall use any marker other than the one issued to him by the Commissioner of Motor Vehicles, except as provided in subdivision four of section ten.
Fine.	Any person who shall violate this provision shall be fined not less than twenty-five (25) nor more than fifty dollars (\$50.00).
Using other's license.	(11) No person shall loan an operator's license issued to him for use by any other person.
Fine.	Any person who shall violate this provision shall be fined not less than twenty-five (25) nor more than fifty dollars (\$50.00).
Not allow unlicensed driver to act.	(12) No person owning, or having control of, or having custody of a motor vehicle registered as provided for in this act shall allow such vehicle to be operated by a nonlicensed driver.
Fine.	Any person who shall violate this provision shall be fined not less than fifty (50) nor more than one hundred dollars (\$100.00).
Placing injurious substance on road.	(13) Any person, except when acting under the authority of the governing body of any municipality, who shall throw, place, or deposit any glass or other sharp or cutting substance or any other injurious or cutting substance in or upon any of the public highways of this State shall upon conviction thereof be punished by a fine not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00).
Fine.	
Falsifying.	(14) Any person who shall give a fictitious name or fictitious address or make any other misstatement of facts in his or her application for registration of a motor vehicle or driver's license, or in any preliminary application, examination or proceeding or give a fictitious name or fictitious address shall be subject to a fine of not less than two hundred dollars (\$200.00) or more than five hundred dollars (\$500.00), or imprisonment for not more than one year or both at the discretion of the court, and the Commissioner of Motor Vehicles shall, upon proper evidence of such misstatement or fictitious name or address, revoke the registration of the motor vehicle or driver's license as the case may be.
Fine.	

(15) It shall be the duty of the registered owner of every motor vehicle and of every licensed operator to notify the Commissioner of Motor Vehicles, in writing, of any change in his or her place of residence within one week after said change is made; any person failing to notify the Commissioner of Motor Vehicles of such change in his or her place of residence shall be subject to a penalty of not more than ten dollars (\$10.00).

Change of
address given.

Fine.

(16) No person shall loan or use the certificate of registration or registration plates for use on a motor vehicle other than for the use of the motor vehicle for which said registration certificate or plates were issued. Any person who shall violate this provision shall be fined not less than twenty-five (25) nor more than fifty dollars (\$50.00).

Shall not
loan certificate
or plates.

Fine.

(17) No person whose operator's license has been suspended or revoked shall make application to any agent of the Commissioner of Motor Vehicles for another license during the period of such suspension or revocation. Any person who shall violate this provision shall be subject to a fine of not exceeding five hundred dollars (\$500.00), or imprisonment for not more than three months, or both, at the discretion of the court.

No application
during sus-
pension.

Fine.

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

Section 17
amended.

17. (1) Any person who, having collected any fine for any violation of this act shall fail within thirty days to return said fine, as provided by this act, to the Commissioner of Motor Vehicles or the proper financial officer of the county shall be guilty of a misdemeanor and subject to a penalty of not exceeding five hundred dollars (\$500.00) for the first offense, and a penalty of one thousand dollars (\$1000.00) and imprisonment not exceeding one year, or both, at the discretion of the court, upon any subsequent conviction.

Penalty for
not returning
fines collected.

(2) It shall be the duty of any person who shall collect any fine, or any fine and costs, for any violation of this act when so requested, to deliver to the offender a proper itemized receipt therefor. Any person who shall

Receipt for
offender.

Fine.

violate this provision shall be subject to a fine of not exceeding twenty-five dollars (\$25.00).

Section 21
amended.

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

Towing.

21. (1) No commercial motor vehicle or tractor shall be used on the public highways while drawing more than one motor-drawn vehicle, either trailer or semi-trailer; *provided, however*, any municipality while operating municipally owned vehicle or vehicles under contract over any highway maintained wholly by such municipality may use more than one motor-drawn vehicle, but not exceeding three motor-drawn vehicles in the aggregate while such municipality is engaged in the collection of garbage, ashes, or street repairs.

Trailer
properly
attached.

(2) Trailers having more than two wheels, when operated upon the highways of this State, shall be connected to the motor-propelled vehicle by at least one chain, in addition to the hitch bar, of sufficient strength to hold the trailer on a hill if the hitching bar becomes disconnected, or shall be provided with some other adequate device to prevent its rolling backward.

Pneumatic
tires on
commercial
vehicles.

(3) No commercial motor vehicle, or tractor not equipped on all wheels with pneumatic tires shall be used on the public highways, unless there is attached to the chassis, in plain view, a metal plate giving the following information:

Statement
on chassis.

Maker's name; number; motor number; weight of vehicle, pounds; allowable load, pounds; gross weight, pounds; maximum speed, miles per hour.

Length,
width, height
and weight.

(4) No commercial motor vehicle, trailer, semi-trailer, or tractor shall be operated on any highway in this State, the outside width of which is more than ninety-six inches or the extreme over-length of which exceeds twenty-eight feet, nor having a combined weight of vehicle and load of more than thirty thousand pounds, except that such a vehicle may be operated when a special permit so to operate is secured from the Commissioner of Motor Vehicles; nor shall the height of such vehicle exceed twelve and one-half feet; *provided, however*, that where more than one vehicle or trailer is operated, the

Proviso.

length of such vehicles may exceed twenty-eight feet; but in no event shall all such vehicles or trailers so drawn or operated exceed eighty-five feet in length over all. All of the aforesaid dimensions shall be inclusive of the load.

(5) Every commercial motor vehicle or motor-drawn vehicle used on the public highways carrying loads extending beyond the outside dimensions of such vehicle shall have displayed at the outside extremity of such load a red flag by day, which shall not be less than eighteen inches square, and a red light by night, and they shall be so hung as to present a full view to the drivers of approaching vehicles. Such red light shall be in addition to the red light now provided for in section seven of this act. Overhang
marked.

(6) No commercial vehicle shall be driven over any bridge in this State upon which bridge is posted in a conspicuous place a sign stating the gross weight which said bridge will carry, if the gross weight of said vehicle and load is greater than the gross weight stated on said sign. In case this section is violated, the owner of the commercial vehicle used in violation of this section, shall in addition to the penalty in this act prescribed, be responsible to the county or municipality maintaining such bridge, or to the State, if such bridge be maintained by the State, for any damage which may be done to such bridge by reason of such violation. Overweight
on bridges.

Liability for
damages.

(7) All motor vehicle inspectors shall be authorized Tests. to make such tests as in their judgment may be necessary for the purpose of determining the gross weight, size of tires, speed in miles per hour of all commercial motor vehicles and motor-drawn vehicles operated on the highways of this State; and shall have power to cause the said vehicles to be weighed, and for that purpose may order the removal of the vehicle from the highway to the nearest weighing scale.

(8) The size of tires on all commercial motor vehicles or motor-drawn vehicles shall be determined on the maximum width of rubber, and the load shall be so distributed that there shall not be more than eight hundred pounds per inch in width of tire on any one wheel. Size of tires
and load.

Tractors on
roads.

(9) The Commissioner of Motor Vehicles shall license farm tractors and traction machines not equipped with rubber tires to travel upon the public highways at a speed not to exceed four miles per hour, in cases where coverings of wood or other substances are attached to the wheels in such manner as to present a smooth surface to the highways and in accordance with such regulations as shall be adopted by the Commissioner of Motor Vehicles. The fee for such license shall be three dollars per annum, whether such license shall be issued for the calendar year or for only a portion of the calendar year. The Commissioner of Motor Vehicles may, in his discretion, allow such traction engines or farm tractors to draw agricultural machinery and implements while in transit from one farm to another without additional license therefor.

Fee.

Table of
wheel load
for solid tires.

(10) Gross wheel loads in pounds for commercial motor vehicles, trailers, and tractors, equipped with solid tires of a given size and diameter.

Size of Single or		Diameter of Wheel and Load in Pounds							
Tire	Dual	30"	32"	33"	34"	36"	38"	40"	42"
2"	Single, ...	1000	1067	1100	1133	1200	1267	1333	1400
2½"	Single, ...	1250	1333	1375	1416	1500	1583	1667	1750
3"	Single, ...	1500	1600	1650	1700	1800	1900	2000	2100
3½"	Single, ...	1750	1867	1925	1983	2100	2217	2333	2450
4"	Single, ...	2000	2133	2200	2267	2400	2533	2667	2800
5"	Single, ...	2500	2667	2750	2833	3000	3167	3333	3500
6"	Single, ...	3000	3200	3300	3400	3600	3800	4000	4200
7"	Single, ...	3500	3733	3850	3967	4200	4433	4667	4900
8"	Single, ...	4000	4267	4400	4533	4800	5067	5333	5600
10"	Single, ...	5000	5333	5500	5667	6000	6333	6667	7000
12"	Single, ...	6000	6400	6600	6800	7200	7600	8000	8400
14"	Single, ...	7000	7467	7700	7933	8400	8867	9333	9800
2"	Dual,	2000	2133	2200	2267	2400	2533	2667	2800
2½"	Dual,	2500	2667	2750	2833	3000	3167	3333	3500
3"	Dual,	3000	3200	3300	3400	3600	3800	4000	4200
3½"	Dual,	3500	3733	3850	3967	4200	4433	4667	4900
4"	Dual,	4000	4267	4400	4533	4800	5067	5333	5600
5"	Dual,	5000	5333	5500	5667	6000	6333	6667	7000
6"	Dual,	6000	6400	6600	6800	7200	7600	8000	8400
7"	Dual,	7000	7467	7700	7933	8400	8867	9333	9800

Table of
wheel load
for pneumatic
tires.

(11) Gross wheel loads in pounds for commercial motor vehicles trailers and tractors equipped with pneumatic tires of a given size and diameter.

HIGH PRESSURE TYPE

Size of Single or		Diameter of wheel and Loads in Pounds						
Tire	Dual	30"	32"	34"	36"	38"	40"	42"
5"	Single,	1,575	....	....	....	....	....	....
6"	Single, ....	....	2,200	....	....	....	....	....
7"	Single, ....	....	....	2,800	....	3,200	....	....
8"	Single, ....	....	....	....	3,600	....	4,000	....
8"	Dual, ....	....	....	....	7,200	....	8,000	....
9"	Single, ....	....	....	....	....	4,500	....	5,000
9"	Dual, ....	....	....	....	....	9,000	....	10,000
10"	Single, ....	....	....	....	....	....	5,500	....
10"	Dual, ....	....	....	....	....	....	11,000	....

BALLOON TYPE

Balloon tires.

		20"	22"	24"
6.00"	.....	1,400	....	....
6.50"	Single,	1,650	....	....
6.50"	Dual,	3,300	....	....
7.00"	Single,	1,900	....	....
7.00"	Dual,	3,800	....	....
7.50"	Single,	2,100	....	2,400
7.50"	Dual,	4,200	....	4,800
8.25"	Single,	2,550	2,800	2,950
8.25"	Dual,	5,100	5,600	5,900
9.00"	Single,	3,250	3,500	3,650
9.00"	Dual,	6,500	7,000	7,300
9.75"	Single,	3,900	4,200	4,400
9.75"	Dual,	7,800	8,400	8,800
10.50"	Single,	4,700	5,000	5,200
10.50"	Dual,	9,400	10,000	10,400
11.25"	Single,	5,450	5,700	5,900
11.25"	Dual,	10,900	11,400	11,800
12.00"	Single,	6,200	6,500	6,700
12.00"	Dual,	12,500	13,000	13,400
12.75"	Single,	7,200	7,400	7,600
12.75"	Dual,	14,400	14,800	15,200
13.50"	Single,	8,200	8,400	8,600
13.50"	Dual,	16,400	16,800	17,200

(12) Any person who shall be convicted of violating any of the provisions of section twenty-one of this act shall be subject to a fine not exceeding one hundred dollars, in default of the payment of such fine, there shall be imposed imprisonment in the county jail for a period not exceeding ten days. Fine.

12. Section twenty-five of the act to which this act is an amendment be and the same is amended to read as follows. Section 25 amended.

Warrant issued
upon com-
plaint.

Hearing.

Proviso.

Who may
take com-
plaints and
process, etc.

Proceedings.

Suspension of
sentence.

25. (1) Jurisdiction of Offenses; Hearing; Process.

A complaint having been made by any person in writing, and duly verified, that any person has violated any of the provisions of this act, which complaint may be made to any magistrate, as defined in this act, any such magistrate may within thirty days after the commission of said offense, issue either a summons or a warrant directed to any constable, police officer, an inspector of motor vehicles, or the Commissioner of Motor Vehicles of this State for the appearance or arrest of the person so charged, and the complaint and process shall state what section or provision of this act has been violated by the defendant, and the time, place, and nature of said violation, and upon return of said summons or warrant, the magistrate or such person as shall sit for him, shall proceed to hear and determine, or may adjourn said hearing to a subsequent date, and upon the trial thereof shall proceed to hear and determine the innocence or guilt of such defendant, and upon conviction may impose the penalty by this act prescribed, together with the costs of prosecution for such offense, *provided, however*, that a complaint may be made to any magistrate for a violation of sub-section four or sub-section fourteen of section fourteen of this act at any time within one year after the commission of any such offense.

All acts, whether in connection with the taking of complaints, the issuing of process, the return thereof, the taking of bail for appearance, and all proceedings preliminary to trial, including the arraignment, taking of plea and postponement of trial, and all ministerial acts and proceedings subsequent to trial may be performed by the clerk or deputy clerk of any magistrate, police justice, police judge, police magistrate, recorder, mayor or other officer, and the jurisdiction so to do with respect to any violation of any provision of this act is hereby conferred.

In any proceeding instituted pursuant to the provisions of this act, except where a mandatory penalty is fixed herein, the magistrate is authorized and empowered, after conviction or after a plea of guilty or non-vult, 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 six (6) months nor more than one year, which said probation shall be effected and administered pursuant to the provisions of an act entitled "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, approved April twenty-second, one thousand nine hundred and twenty-nine.)

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

27. Right of Appeal; Stay of Execution; Bond. The defendant in any proceeding instituted under this act may appeal from the judgment or sentence of the magistrate to the court of common pleas of the county in which such proceedings shall have taken place; *provided*, the said defendant shall within ten days after the date of said judgment, deliver to the magistrate a bond to the State of New Jersey with at least one sufficient surety, or make a cash deposit with him of such amount as the magistrate shall direct not exceeding the amount of five hundred dollars (\$500.00), conditioned to stand to and abide by such further order or judgment as may thereafter be made against him; *and provided, further*, that if the said magistrate shall impose a sentence of imprisonment, the defendant, if he does not duly appeal, shall be imprisoned forthwith upon the imposing of said sentence; but that an appeal, properly taken in accordance with the provisions of this act, shall be a stay of sentence of imprisonment, whether the execution of such sentence shall have been entered upon or not, as well as of other such judgment as may be pronounced.

The said defendant shall serve upon the prosecutor of the pleas of the county wherein the offense was committed, and upon the magistrate imposing such sentence or the clerk or deputy clerk of such magistrate, a written notice of appeal within ten days from the rendering of judgment and in cases where the complaint is made by a

Section 27
amended.

Appeal may be
taken.

Proviso.

Cash deposit.

Proviso.

Notice of
appeal.

county, wherein the alleged violation was committed, not more than ten days after completing his appeal a five days' written notice thereof, and in cases where the complaint is made by a motor vehicle inspector or by a member of the State Police, the aforementioned notice must, within the same period of time, be served upon the Attorney-General of the State, either personally, or by registered mail; and it shall be the duty of the prosecutor of the pleas of the county, wherein the alleged violation was committed, to represent the complainant at the trial on appeal; *provided*, that in cases where the complaint is made by a motor vehicle inspector, or by a member of the State Police, it shall be the duty of the Attorney-General to represent the complainant at the trial or appeal; the prosecutor of the pleas of any county, charged with the enforcement of the provisions of this section, may request the Attorney-General to attend personally, or by such assistant or assistants, as he shall designate to aid in the prosecution of the said appeal, and should the defendant fail to give the required notice of trial on appeal to the person, and within the time as hereinbefore provided, then the like proceeding may be had as would by the provisions of this act follow an appeal taken and a judgment of affirmance thereupon. The court of common pleas, on appeal, shall, de novo, and in a summary manner try and determine all such appeals, and in case the defendant is convicted on such appeal, the court of common pleas shall impose the penalty prescribed by the act of which this act is amendatory, and in case the defendant is acquitted upon such an appeal, the court of common pleas shall order the return of all moneys deposited as aforesaid, and all costs of prosecution paid by the said defendant, to the said defendant. It shall be lawful for the court of common pleas in any appeal brought before it at all times to amend all defects and errors for the purpose of determining on the trial of any appeal the merits of the said case.

Proviso.

Attorney-General to prosecute.

Penalty.

To amend defects.

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

Section 31 amended.

Arrest
without
warrant.

Detention of
offender.

Proviso.

Form of
summons.

Serve sum-
mons on
residents.

(1) Any constable or police officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles is hereby authorized to arrest, without warrant, any person violating, in the presence of such constable, or police officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles any of the provisions of this act, and to bring the defendant before any magistrate of the county where such offense is committed. In the event of any violation of subdivision three of section fourteen of the act of which this act is amendatory, such magistrate, clerk or deputy clerk is not readily accessible, the constable, or police officer, or motor vehicle inspector, or Commissioner of Motor Vehicles, apprehending the offender is authorized to detain in any police station, lockup, or other place maintained by any municipality for the detention of offenders, or in the common jail of the county, for such reasonable time as will permit the said officer to obtain a warrant for the further detention of the offender; *provided, however*, that the temporary detention in this section authorized shall not exceed twenty-four hours from the time of the said arrest. In the event of any violation other than a violation of subdivision three of section fourteen, the person so offending shall be detained until the officer making such arrest shall make oath or affirmation, which he shall do declaring that the person under arrest has violated one or more of the provisions of this act, and specifying the provision or provisions violated, whereupon said magistrate shall issue a warrant, and the said magistrate shall proceed to hear or postpone the case as provided in sections twenty-six and twenty-seven of the act, of which this act is amendatory. And any such constable, or police officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles, upon satisfying himself that such offender is a resident of this State, may, instead of arresting such offender as hereinabove provided, serve upon him a summons in the name of any police court, recorder's court or other court of competent jurisdiction in the county, city, town, township, village, borough or other municipality wherein such officer shall be authorized to discharge his duties, directing such offender to appear and answer such charges as may then and there be

preferred against him, and for this purpose, the county, city, town, township, village and borough clerks respectively, shall provide the said officer or officers with a form of summons, which, when filled out, executed and issued by the said officer or officers, in such case as herein provided, shall be good and effectual according to the purpose and intent thereof.

(2) Any person arrested for a violation of any of the provisions of this act shall, upon demand of the magistrate hearing the complaint against said person, produce his license for inspection, and if said person shall fail to produce his license or to give satisfactory excuse for its non-production, he shall, in addition to any other penalties imposed by said magistrate, be subject to a fine of not more than twenty-five dollars. Show
license.

(3) In any prosecution instituted under this act, or the act of which this act is amendatory, the complaint filed therein, if made by a constable or police officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles, will be considered duly verified if made under the oath or affirmation of any such constable or police officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles, which said oath or affirmation may be made by any such official upon information and belief. Prosecution
instituted.

(4) Any person who shall have been convicted of violating any of the provisions of subdivision three of section fourteen, and in pursuance thereof shall have been imprisoned in any county jail or workhouse in the county in which the offense was committed, shall not, after such commitment be released therefrom until the term of imprisonment imposed shall have been served, and no warden, or other officer, having the custody of any such county jail, or workhouse, shall release therefrom any such person so committed, as aforesaid, until the said sentence shall have been served; *provided, however*, that nothing in this section contained shall in anywise be construed to interfere with the operation of a writ of certiorari, a writ of habeas corpus, or an appeal, duly had as provided in the act of which this act is amendatory. Sentence
must be
served.

16. This act shall take effect immediately.

Act effective.

Approved April 21, 1931.

Proviso.

CHAPTER 172.

An Act authorizing and requiring municipalities and fire districts to provide compensation insurance for volunteer firemen.

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

Compensatory
insurance for
volunteer
firemen.

1. The governing body of every municipality, and the committee of every fire district in this State, are authorized and required from and after the passage of this act to provide compensation insurance for volunteer firemen. Such insurance shall be obtained by the municipality, or the fire district, as the case may be, forthwith.

Prompt
action.

Compensation
based on
earning.

2. In case of injury and/or in the case of death of any volunteer fireman payments of compensation shall be based upon the weekly salary or compensation received by such volunteer fireman in private employment, any volunteer fireman whose income is derived from any source other than wages or salaries shall be entitled to receive the maximum compensation by this act authorized; *provided, however*, that the compensation for injuries received, authorized to be paid by this act, shall in no case exceed the sum of twenty dollars per week, and where not employed at the time of the happening of such death or injury, such compensation shall be ascertained and paid upon the basis of the weekly compensation last received by such person when so employed.

Proviso.

Provisions
for payment

3. All payments hereunder shall be governed by and be subject to the provisions of an act entitled "A further 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," which said supplement was approved March twenty-seventh,

one thousand nine hundred and thirteen, and the acts amendatory thereof and supplement thereto. The pre- Premiums.
miums therefor shall be paid from the tax levy, and such insurance shall protect such volunteer firemen from loss by reason of injury or death suffered while engaged in the performance of duty.

4. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 173.

A Supplement to an act entitled "An act concerning juries," 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. The grand jurors, struck jurors and jurors drawn in lunacy proceedings of the several counties of this State shall receive the same compensation, and shall be paid in the same manner as the petit jurors of the several counties. Compensation
of jurors in
lunacy cases.

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

Approved April 21, 1931.

CHAPTER 174.

An Act relating to criminal identification bureaus in the office of sheriffs of counties of this State, defining the manner of appointment of the supervisor and fixing of salary of the supervisor.

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

Appointment
of supervisor
of criminal
identification
bureau.

1. In any county of this State where there may have been heretofore or may hereafter be created in accordance with chapter sixty-five of the pamphlet laws of one thousand nine hundred and thirty, the position of supervisor of the criminal identification bureau in the sheriff's office, it shall be the duty of the sheriff of said county then in office to appoint such supervisor for the proper conduct of said office and to fix the salary of the supervisor which salary shall be fixed with the approval of the board of freeholders in such county.

Salary.

Exempt from
civil service.
Proviso.

2. The said supervisor shall be placed in the exempt class of civil service; *provided, however*, that nothing in this act contained shall be construed as affecting the classification of any person holding a similar position in the competitive class of the civil service.

3. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 175.

A Supplement to 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:*

1. The act to which this act is a supplement is hereby supplemented by the addition of an article to be known as Article XIV and to be entitled and to read as follows: Article XIV added.

ARTICLE XIV

REVERSION TO THE CHARTER

1. Any municipality which shall have operated for more than four years under the provisions of the act to which this is a supplement may abandon such organization thereunder and may resume the form of government under the law under which it was being governed when the organization under the provisions of the act to which this act is an amendment was adopted, by adopting the same at any general election held in any year, by proceedings as follows: Abandonment of managerial government.

2. A petition in writing signed by not less than twenty per cent of the electors appearing on the registry list at the previous general election for the members of Assembly, shall be filed with the municipal clerk of such municipality, requesting that the governing body of such municipality shall request the county clerk to place upon the general election ballot to be used in said municipality at the next general election the following question, which shall be a public question as provided for in the general election law, said question to be as follows: Proceedings.
Petition.

"Shall the municipality (name of municipality) abandon its organization under the provisions of the act Question submitted on ballot.
Question stated.

New Jersey State Library

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, and the amendments thereof and supplements thereto, and resume the form of government under the law under which it was being governed when the manager form of government was adopted?"

Request made
by petition.

3. The said petition shall read as follows:

To the municipal clerk of (name of municipality):

You are hereby requested to lay before the municipal council of the municipality of (name of municipality) forthwith the demand of the undersigned that they shall request the county clerk to place upon the general ballot to be used at the next general election to be held in the said municipality, the following public question:

Question.

"Shall the municipality (name of municipality) abandon its organization under the provisions of the 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, and the amendments thereof and supplements thereto, and resume the form of government under the law under which it was being governed when the manager form of government was adopted?"

Affidavit
attached to
petition.

4. The said petition shall have annexed thereto the following form of affidavit:

State of New Jersey)
County of } ss.:

....., being duly sworn, according to law, upon his oath says that he is the person who procured the signatures on the foregoing petition; that the signatures therein are in the handwriting of the signers, and to the best of his knowledge and belief are the signatures of the persons purporting to sign the same.

Details as to
petition.

5. The petition need not be on a single sheet of paper but may be on any number of separate sheets of paper, for the purpose of more conveniently obtaining signatures. The form of each separate paper shall be in the

form provided herein, and there shall be attached thereto an affidavit by the person who procured the signatures, declaring that the signatures thereon are in the handwriting of the signers, and to the best of his knowledge and belief are the signatures of the persons purporting to have signed the same. The affidavit may be sworn to before any officer competent to administer oaths.

6. No petition shall be rejected by the municipal clerk for any typographical deviation of the form provided herein or for any minor departure therefrom; but such petition shall be accepted if it substantially conforms to the form provided herein, the said form being for the guidance of the parties.

Substantial
conformity
sufficient.

7. The said municipal clerk shall examine the said petition and within ten days of the date of its being filed with him, shall certify the same to the municipal council if the same is complete and regular, and if the same is not complete and regular, the same may be amended in any respect to cure said defects.

Examination
by municipal
clerk.

8. The said municipal council, upon receiving said petition, shall, within five days, pass a resolution and forward to the county clerk, requesting that the said question be placed upon the general election ballot, as required by law, for submission of a public question.

Requesting
county clerk
to place
question on
ballot.

9. The county clerk shall, upon receiving such request, place the same upon the general election ballot for such municipality at the next general election, the said question to be submitted in the same form as required by law for the submission of questions.

Action by
county clerk.

10. Upon said election being held and if the majority of the votes cast shall be in favor of the said question, then the same shall be certified to by the county election officials as provided under the general election law, the form of government adopted under the act shall be abolished in said municipality and the same to take effect on the first day of January in the second year after the said general election, at which the said question shall be adopted, and on the first day of January of the second year after said general election the terms of offices of all officials under the said municipal manager form of gov-

In case of
majority in
favor, form
of government
changed.

When
effective.

Terms to
cease.

Former
government
restored.

Proviso.

As to em-
ployees under
civil service.

Choice of
officials under
new form of
government.

ernment, whether elective or appointive, shall cease and determine, and such municipality shall become a municipality under the law under which it was governed prior to the adoption of the said municipal manager form of government, but such change shall not in any manner or degree affect the property, right or liability of any nature of such municipality, but shall merely extend to such change in the form of government; *provided, however*, that nothing herein contained shall be construed to affect in any way the term of office of any policeman, fireman or other employee of any police or fire department, veteran of any war, or other official or employee now protected by any tenure of office act. Whenever heretofore or hereafter 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 providing for a civil service commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts supplementary thereto and amendatory thereof, have been accepted by any county or municipality in this State, prior to the adoption of the provisions of this act, then, and in that event, nothing in this act contained relative to the termination of his term or to his dismissal or discharge shall apply to any person holding any position or office coming within the classified service of the civil service law.

11. At the primary election held in said municipality after the general election at which such question shall be adopted, the electors of the said municipality shall nominate officials by the new form of government to take effect in the following January, and that at the general election one year after the general election at which such question shall have been adopted, the electors of the said municipality shall elect the officials under the form of government which shall take effect the following January.

Approved April 21, 1931.

CHAPTER 176.

An Act to validate the issuance of certain bonds and other obligations of boroughs and proceedings in relation thereto.

WHEREAS, Under and by virtue of the provisions of Chapter 182 of the Laws of 1927 and Chapter 204 of the Laws of 1928, it was contemplated to authorize certain boroughs to deduct in their annual or supplemental debt statements the amount of certain bonds issued to pay the cost of the construction of municipal sewerage disposal plants or the share of the borough of the cost of construction of the Passaic Valley Trunk Sewer; and Preamble.

WHEREAS, Proceedings were taken by certain boroughs to issue bonds or other obligations and certain boroughs obligated themselves to pay indebtedness relying on said statutes; and Preamble.

WHEREAS, A question has been raised as to the constitutionality of the aforementioned statutes. Preamble.

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

1. That all such proceedings heretofore taken by any borough and all bonds or other obligations heretofore or hereafter issued pursuant to such proceedings be and the same hereby are validated, *provided* the same are in all other respects legal and valid. Validating
bond issue.

Proviso.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 177.

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 an act approved April fifteenth, one thousand nine hundred and nineteen, and as further amended by an act approved March twelfth, one thousand nine hundred and twenty-four, and as further amended by an act approved March twenty-first, one thousand nine hundred and twenty-five, and as further amended by an act approved March twenty-ninth, one thousand nine hundred and twenty-six, and as further amended by an act approved April first, one thousand nine hundred and twenty-seven, and as further amended by an act approved March twenty-sixth, one thousand nine hundred and twenty-eight, and as further amended by an act approved April twenty-third, one thousand nine hundred and twenty-nine, and as further amended by an act approved April twenty-first, one thousand nine hundred and thirty.

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

ARTICLE II

Section 35
amended

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

Location of
fire escapes.

35. Every now existing nonfireproof tenement house four stories or more in height unless provided with outside fireproof stairways directly accessible through a door or window of at least one room other than a bath

room or water-closet compartment in each apartment, shall have fire escapes located and constructed as hereinafter prescribed; but a fire escape now erected upon such house shall be deemed sufficient except as hereinafter provided.

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

Section 37
amended.

37. Whenever a nonfireproof tenement house is not provided with a sufficient means of escape in case of fire, the Board may order such additional fire escapes or other means of egress as, in its judgment, may be necessary.

Additional
fire escapes.

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

Section 39
amended.

39. No person shall at any time obstruct any entrance to or place any encumbrance upon any fire escape under penalty of a fine of ten dollars or the confiscation of the articles so placed. All fire escape balconies now existing or hereafter erected on any tenement house shall have a plate firmly fastened to the standard or filling-in bars near the top railing, in front of and facing at least one window in each apartment; such plate to contain in plain, large, prominent, raised letters, each letter to be not less than one-half inch in height, the following words: "Anyone placing any encumbrance on this balcony or stairway will be fined ten dollars or the objects forming such encumbrance will be confiscated"; the lettering on such plate shall be painted a contrasting color. No wire, clothes line or encumbrance of any kind shall be erected or placed on the roof of any tenement house except as permitted by the board.

Penalty for
obstructing
fire escape.

Notice on
balconies of
fire escapes

4. Paragraph fifty of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 50
amended.

50. Every tenement house hereafter erected, except those which are constructed with a peaked roof, gambrel roof or a roof of a similar type, not over three stories in height may have, in lieu of such bulkhead, a metal covered scuttle, and the space between the ceiling and

Scuttle may
be used.

such scuttle shall be completely enclosed. The stairs leading to the same shall be placed at an angle not greater than sixty degrees. In a two story tenement house an iron ladder may be used in lieu of stairs. In every now existing tenement house more than two stories in height a metal scuttle, readily accessible to all tenants at all times, shall be placed in the roof, and there shall be a securely fastened iron ladder extending from the floor to such scuttle. In every now existing tenement house, having a scuttle or in which a scuttle shall hereafter be constructed, the space between the ceiling and such scuttle shall be completely enclosed.

ARTICLE III

Section 88
amended.

5. Paragraph eighty-eight of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Portion of
lot occupied.

88. No tenement house hereafter erected shall occupy more than ninety per centum of a corner lot, or more than seventy per centum of any other lot, except as set forth in paragraphs ninety-two, ninety-four and one hundred and sixteen of this act; *provided*, that the space occupied by fire escapes of the size hereinbefore prescribed shall not be deemed a part of the lot occupied.

Proviso.

Section 92
amended.

6. Paragraph ninety-two of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Size of
yard.

92. Except upon a corner lot, the depth of the yard behind every tenement house hereafter erected fifty feet in height shall not be less than sixteen feet in every part; said yard shall be increased in depth one foot for every additional twelve feet of height of the building or fraction thereof above fifty feet; and may be decreased in depth one foot for every twelve feet of height of the building less than fifty feet; but it shall never be less than fourteen feet in depth in any part except that where the lot is less than one hundred feet (100') in depth and the tenement house to be erected is not over five stories in height, the yard may be reduced one foot (1') in depth for each five feet (5') that such lot is less than one hundred feet (100') in depth; but it shall never be

less than ten feet (10') in any part and such tenement house may occupy seventy-five per cent of the area of the lot. For each one foot that such rear yard is required by this act to exceed a depth of ten feet, there may be substituted one foot of unoccupied space across the whole width of the front of the lot between the street line and the street wall of the building if the board so directs, except that where the tenement house to be erected is over nine stories in height there shall be added to the ten feet here provided an additional foot for each story that the tenement house is over nine stories in height.

7. Paragraph one hundred and sixteen of the act to which this act is an amendment be and the same hereby is amended to read as follows:

116. In every tenement house hereafter erected the total window area in a water-closet compartment or bathroom shall not be less than three square feet and no such window shall be less than one foot in width, measuring between stop beads; in every tenement house hereafter erected, all rooms except water-closet compartments and bathrooms shall be of the following minimum sizes: In each apartment there shall be at least one room containing not less than one hundred and twenty square feet of floor area; each other room shall contain not less than ninety square feet of floor area, except a pullman corner, breakfast room or dinette, may be fifty-five square feet in area; and except a kitchen which shall contain not less than seventy square feet of floor area or kitchenette which shall not be more than fifty-five square feet in area. A kitchenette may be separated from the adjoining room by doors. Every kitchenette shall have a window at least one-tenth the area of the kitchenette opening to the street or to a yard or court of the size prescribed in this act. In fireproof tenement houses hereafter erected, which are equipped with passenger elevators, kitchenettes may be ventilated by means of a smooth masonry or metal duct, which shall be provided with some approved system of mechanical exhaust ventilation of sufficient capacity to provide not less than four changes of air per hour. The

Section 116
amended.

Window area
in closets and
bath room.

Area of
rooms.

Kitchenette.

Ventilation
in kitchen-
ettes.

Exhaust
duct.

Height of
room.

Proviso.

Proviso.

Dressing
closet.

Section 120
amended.

exhaust duct shall discharge into the outside air and in such a manner as not to create objectionable odors or nuisance on the premises or adjacent premises and if gas outlets are provided or cooking appliances other than electricity are installed, additional ventilation must be provided by a grill of sufficient size between the kitchenette and the adjoining room. Each room shall be in every part not less than nine feet high from the finished floor to the finished ceiling; except that an attic room need be nine feet in but half of its area. In tenement houses hereafter erected which do not occupy more than eighty-five per centum of a corner lot or sixty per centum of an inside lot, and which the minimum dimension of any court is not less than fifty per centum greater than the minimum dimension of any similarly situated court, required by the provisions of this act, for tenement houses hereafter erected of equal height, each room shall be not less than eight feet and six inches from the finished floor to the finished ceiling; in such tenement houses the minimum floor area of any room, other than the rooms excepted in this paragraph, shall be not less than one hundred square feet; *and provided, further*, that in tenement houses hereafter erected which do not occupy more than seventy-five per centum of a corner lot or fifty per centum of an inside lot, and in which the minimum dimension of any court is not less than twice the minimum dimension of any similarly situated court required by the provisions of this act for tenement houses hereafter erected of equal height, in which the rooms are required by this act to measure nine feet from the finished floor to the finished ceiling, each room shall be not less than eight feet high from the finished floor to the finished ceiling; *provided, further*, that no room in a cellar or basement shall be less than nine feet high from the finished floor to the finished ceiling. Where a dressing closet is provided it shall not be greater than six feet in its maximum dimension.

8. Paragraph one hundred and twenty of the act to which this act is an amendment be and the same hereby is amended to read as follows:

120. In every tenement house hereafter erected the aggregate area of windows to light or ventilate stair and public halls shall be at least eighteen square feet for each floor; except that where stair hall has no offsets or recesses the window may be twelve square feet in area; there shall be provided for each story at least one of said windows, which shall be at least two and a half feet wide and five feet high, measured between stop beads; a sash door shall be deemed the equivalent of a window in paragraphs one hundred and eighteen, one hundred and nineteen and one hundred and twenty of this act; *provided*, that such door contains the amount of glazed surface prescribed for such windows. Any additional stairway and its stair hall which may be required by the provisions of paragraphs fifty-three and fifty-four of this act, if separated from a public hall by partitions of wire glass in steel frames, shall not require a window as set forth in this paragraph.

Area of hall windows.

Sash door.

Proviso.

As to additional stairway.

9. Paragraph one hundred and forty-eight of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 148 amended.

148. No foundation wall of any tenement house hereafter erected shall be less than twelve inches in thickness if built of brick, or less than eighteen inches if built of stone, excepting only that frame tenement houses not more than two stories high may have brick foundation walls eight inches thick above grade, for a height not exceeding two feet and six inches. Concrete block or concrete may be used in place of brick if of the required thickness.

Foundation walls.

Concrete instead of brick.

10. Paragraph one hundred and fifty-seven of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Section 157 amended.

157. In all non-fireproof tenement houses hereafter erected there shall be an air space between the ceiling of the upper story and the roof, which air-space shall not be less than eighteen inches in every part between beams; and such space shall be properly ventilated with louvers.

Air space.

ARTICLE IV

Section 160 amended.	11. Paragraph one hundred and sixty of the act to which this act is an amendment be and the same hereby is amended to read as follows:
Water-closets.	160. In every tenement house hereafter erected there shall be within each apartment, at least one water-closet, and there shall also be provided similar water-closet accommodations, for any store or work-shop which may be located on the premises, except that where store and apartment is connected and rented to one tenant a separate water-closet for store may be omitted if board so directs and such water-closet accommodation shall be separate and distinct from that provided for any apartment.
Section 162 amended.	12. Paragraph one hundred and sixty-two of the act to which this act is an amendment be and the same hereby is amended to read as follows:
Water-closets.	162. Every water-closet in every tenement house hereafter erected or now existing shall be in a compartment completely separated from every other water-closet, and every water-closet compartment and every bathroom whether it contains a water-closet or not hereafter constructed shall be at least two feet and four inches wide, and shall have a sash window of not less than three square feet in area; such window shall be arranged so as to open readily and directly to a street, yard, court or vent-shaft, except that in fireproof tenement houses, in lieu of the window as required by this paragraph, water-closets and bathrooms may be ventilated by means of a smooth masonry or metal duct, which shall be provided with some approved system of mechanical exhaust ventilation of sufficient capacity to provide not less than four changes of air per hour. The exhaust duct shall discharge into the outside air and in such a manner as not to create objectionable odors or nuisance on the premises or adjacent premises. The floor of every such water-closet compartment and bathroom hereafter constructed shall be made waterproof with asphalt, tile, stone or other approved waterproof material, and such
Window.	
Ventilation.	
Exhaust.	
Floor.	

waterproofing shall be carried six inches above the floor of the compartment, so that the said compartment may be washed or flushed out without leaking; where such **compartments are hereafter located within a tenement** house they shall be enclosed on all sides with plaster partitions, carried from the floor to the ceiling; and provision shall be made for lighting the said compartments at night; if fixtures for gas or electric lighting are not provided, then translucent glass panels shall be placed in the doors, said panels to have an area of not less than five square feet; where water-closet compartments are located in the yard of any tenement house, the structure containing such compartments shall be substantially constructed, tightly enclosed and partitioned off and the roof made water-tight; such compartments shall not exceed ten feet in height, nor shall the structure containing them be used for any other purpose than for water-closet purposes; neither shall it be considered as increasing the percentage of the lot occupied, nor be subject to the provisions of paragraph one hundred and thirteen of this act.

Enclosing.

Lighting.

Yard facilities.

Height.

13. 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 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

Specifications of construction or alteration furnished board for approval.

What statement to show.

and residence by street and number, not only of the land but of every person interested in such tenement house, either as owner, lessee, mortgagee, or in any representative capacity; and 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 previously approved by it; *provided*, the plans and specifications, when so changed, shall be in conformity with the provisions 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,

Affidavit as to correctness.

Agency.

Plans a public record.

Permit.

Changes.

Proviso.

above the foundation walls, in the case of a new tenement house or in the case of an alteration where no work has been done as shown on approved plans within one year from the time of the issuance of such permit or approval, shall expire by limitation; and 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 non-tenement 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:

Up to	\$10,000.00	.....	Fee	\$5.00	Table of fees for new buildings.
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	150,001.00	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	

and a fee which shall be as follows for each alteration:

Under	\$500.00	.....	No fee	Table of fees for alterations.	
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.			

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)

Revocation
of permit.

Fees.

Table of fees
for new
buildings.

Table of fees
for alterations.

Fee for
special in-
spection.

Disposition
of fees.

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. 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.

14. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 178.

An Act to amend an act entitled "An act to create a sewerage district to be called Hackensack Valley Sewerage District, to authorize the appointment and define the powers and duties of the commissioners therefor, to provide a plan for the prevention of the pollution of the Hackensack River and its tributaries and to authorize the raising and expenditure and payment of moneys necessary for this purpose," approved April fifteenth, one thousand nine hundred and thirty.

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

Certain legal
actions sus-
pended.

8. Pending the submission of the report provided for in section seven hereof no suit or action, either at law or in equity, shall be instituted or brought to enforce the terms of the provisions of the act entitled "An act to provide for the purification of the waters of the Hackensack River," approved March twenty-sixth, one thousand nine hundred and twenty-six, until after May first in the year one thousand nine hundred and thirty-two.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 179.

An Act to establish a State Purchasing Department.

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

1. There is hereby established a department, to be known as the State Purchasing Department, on which department, exclusively, is hereby conferred the authority and imposed the duty to purchase any and all materials, supplies, furniture, equipment, printing, stationery, live stock and all other chattels, goods, wares and merchandise whatsoever, hereinafter called articles, used or needed by the State, and its institutions, boards, commissions and officers receiving legislative appropriations, hereinafter called using agencies.

State Purchasing Department established.

2. The chief officer of said department, to be denominated the State Purchase Commissioner, shall be appointed by the Governor, by and with the advice and consent of the Senate, to serve for the term of five years, and until his successor shall be appointed and qualified, unless sooner removed by the Governor for cause. Said commissioner shall receive compensation at the rate of seven thousand dollars per annum. He shall have had at least three years' practical experience, in the ten years immediately preceding his appointment, as an executive in a regularly organized purchasing department, either municipal, State, federal, or in that of a private business corporation. He shall not in any manner whatsoever be connected, interested or otherwise concerned, directly or indirectly, with any person, partnership, firm, association, corporation or other vendor or agent or intermediary from or through whom any purchase or contract for purchase shall be made by the said department, during his incumbency. Before entering upon the discharge of his duties, he shall make and subscribe an oath to be filed in the office of the Secretary of State to the effect that he is not then nor will he be at any time during his

State Purchase Commissioner.

Term.

Compensation.

Qualifications.

Oath.

Bond.	incumbency, so connected, interested or otherwise concerned, as aforesaid, and he shall give bond, to be approved by the Governor, in the sum of fifty thousand dollars, made by any bonding company authorized to do business in the State, and conditioned for the faithful performance of his duties and for his compliance with all the provisions of this act. Neither expiration of term of office nor removal therefrom shall operate as a discharge of said bond, and it shall remain in full force and effect until its lawful term, to wit, sixteen years from the date thereof, shall have passed. The premium on
Proviso.	said bond shall be paid by the State; <i>provided, however</i> , that the term of the first State Purchase Commissioner under the provisions of this act shall be nineteen months.
Records to be transferred.	3. All books, contracts, vouchers, requisitions, correspondence, blanks, papers, documents and other records whatsoever made, kept or maintained pursuant to chapter sixty-eight of the laws of one thousand nine hundred and sixteen now in the possession or custody of the State House Commission, and/or the State Purchasing Agent, shall, on demand, be delivered and transferred to the State Purchase Commissioner, when appointed, and thereafter remain in the State Purchasing Department, in the charge and custody of the State Purchase Commissioner.
Purchases, etc., in accordance with act.	4. No articles shall be contracted for or purchased by the State or any of its institutions, boards, commissions and officers receiving legislative appropriations, except in accordance with the provisions of this act.
Exceptions.	5. Nothing herein contained shall apply to the erection or construction or original equipment of any building or addition thereto or alteration or repair thereof as distinguished from the furnishing or maintenance thereof, nor to the construction or repair of any road or bridge, nor to the performance of any like work.
Commissioner to execute.	6. The State Purchase Commissioner shall carry into effect and execute the provisions of this act. He shall appoint such clerical, technical and other assistants as may be necessary, fix their compensation and prescribe their duties, subject to existing laws and appropriations made therefor. He shall act, and execute all contracts,

in the name of the State of New Jersey. The term of office and employment of the present State Purchasing Agent is hereby terminated and the office declared vacant. All other officers and employees now employed by the State House Commission and/or the State Purchasing Agent under or by virtue of or pursuant to chapter sixty-eight of the laws of one thousand nine hundred and sixteen shall be transferred to the said State Purchasing Department to hold the same offices or employments so far as the same may be practicable, and his or her status shall be as one continuing in the employment of the State with respect of all his rights and privileges under the civil service of this State or under any pension law or retirement system, or any other law, and shall retain all such rights and privileges as may be pertinent to his status in the service of the State.

Term of
office termi-
nated.

Present
employees
continued.

Under civil
service.

7. The State Purchase Commissioner may maintain and operate warehouses, and other storage places, and arrange with vendors for whole or partial deliveries to such warehouses or other storage places or directly to using agencies, as he may deem necessary or expedient.

Storage.

8. The State Purchase Commissioner may combine or otherwise reorganize any or all of the existing laboratories, warehouses, other storage places and office divisions under his jurisdiction and control, in the State Purchasing Department, as he may deem advisable, subject to the approval of the Governor.

Reorganize
subject to
approval.

9. A Standards and Specifications Committee is hereby created. It shall consist of three (3) members, to wit: the State Purchase Commissioner, the Chairman of the State Highway Commission or his nominee, and the Commissioner of Institutions and Agencies or his nominee.

Standards
and Specifica-
tions Com-
mittee.

Said committee is authorized and directed to determine and establish and from time to time change standards and specifications according to the needs of all using agencies as far as their needs are in common and for groups of using agencies or for single using agencies so far as their needs differ; to fix physical or chemical formulæ and otherwise to determine the service, quality, fitness and suitability of any or all articles tendered or

Duties.

furnished; to make avail for such purposes of the existing laboratories maintained by the State; to establish a list of other public or private laboratories whose tests and analyses will be accepted, and to fix the fees required to be paid for tests or analyses made in any State laboratory. The fees required by any State or other laboratory for any analysis or test made by any prospective vendor, prior to the award of a contract, shall be paid by such prospective vendor. Inspection analyses or tests shall be at the expense of the State.

Hearings.

Each using agency shall be afforded hearings from time to time under rules and regulations prescribed by the said committee, to assist in formulating and establishing common suitable standards and specifications so far as practicable. Said using agencies or any of them, however, may veto any standard or specification covering any article required by it to the end that the actual needs of the several using agencies shall be determined by each of them. Every veto shall be accompanied by a written statement of the reasons therefor.

Power of veto.

Standards and specifications.

In the event that any using agency shall veto any standard or specification as determined by said committee, it shall forthwith formulate and submit to said committee such written standard or specification as it shall adjudge proper for its needs, and thereupon the same shall be deemed to be the standard or specification for such article so far as the said using agency is concerned, *provided, however*, that all articles are to be purchased, nevertheless, in accordance with the provisions and requirements of this act.

Proviso.

To certify vetoes.

The State Purchase Commissioner shall certify all vetoes and the reasons accompanying the same to the Governor.

Standards and specifications to be adhered to.

In the purchase of all articles, the standards and specifications determined and established as aforesaid shall be adhered to and complied with, and no deviation shall be made or permitted, without the written consent of the Governor in each instance first had and obtained.

User may refuse to accept.

Any using agency may reject or refuse to accept any article delivered or tendered which fails to comply with

the standards and specifications applicable to such article and to such using agency.

10. Each using agency shall, at the times and in the form and for the periods prescribed by the State Purchase Commissioner, present to him detailed applications and schedules for all articles to be purchased. He shall thereupon make a requisition upon the State Comptroller for the amount of money estimated to be necessary to defray the cost thereof, indicating the appropriations and/or authorizations to spend funds against which the proposed purchases will be charged. Such requisitions shall be approved by the Comptroller unless it shall appear that the free balance of any appropriation and/or authorization to spend is not sufficient to cover the charge proposed against it, and in that event the requisition shall be rejected as to such charges only, and approved as to all others. The State Purchase Commissioner shall then arrange such schedules or parts thereof as are included in or covered by the approved requisition, for purchase and contract, and for advertising when, as, and if required, in the manner best calculated to attract competition and advantageous prices. He shall prescribe the terms and conditions for delivery, inspection, payment and all other detail whatsoever. The bills for such purchases shall be apportioned by the State Purchase Commissioner among the requisitioning agencies in proportion to the purchases made therefor, and certified as apportioned to the State Comptroller, to be charged against the respective appropriations and/or authorizations to spend as indicated by the certificate of the State Purchase Commissioner and the accompanying requisitions. The bills therefor shall be paid by the State Treasurer upon the Comptroller's warrant.

Method of
requisitioning.

Requisition
approved.

Schedules.

Advertising.

Terms.

Bills paid by
State Treas-
urer.

Purchases by
using agency.

11. The State Purchase Commissioner shall have power, by written order, to permit purchases to be made by any using agency directly whenever it shall appear to his satisfaction that by reason of the excess of transportation cost, a lower price with equal quality can be obtained by the using agency, or as in the case of fresh vegetables, fish, eggs, milk and the like perishable articles, where the using agencies are widely scattered and there are

Permission
to purchase
by user
revocable.

nearby local markets. Such permission shall be revocable and shall be issued for a fixed amount only and not in excess of one thousand dollars and prescribe the articles to be purchased, and shall be operative for a period not exceeding one month from the date of issue. At the expiration of such time, the authority shall lapse and an additional direct purchase order shall be requisite for any such purchases. Such using agencies receiving such permission shall report in writing each month to the State Purchase Commissioner their acts and expenditures under such orders with proper evidence that competition has been secured.

User to
report.

Awarding
contracts.

12. The State Purchase Commissioner shall award contracts or orders for purchase to the lowest responsible bidder submitting a proposal for the same.

Subject to
laws applicable
to expenditure
of public
money.

13. The State Purchase Commissioner, in the performance of his duties under this act, shall be subject to the provisions of all laws of this State applicable to the expenditure of public moneys not inconsistent herewith and he shall make an annual detailed report to the Governor of his operations under this act and render such other reports to the Governor as he shall demand from time to time.

Contracts.

14. All purchase contracts now outstanding and unfilled shall pass to and be completed by the State Purchase Commissioner. No new contracts or purchases shall be made except in accordance with the provisions of this act.

Proceedings
public.

15. The proceedings of the State Purchase Commissioner under this act shall be open to the citizens of the State and all records, contracts, orders and schedules shall be public records, open to the inspection of any citizen or interested person, firm or corporation, at all reasonable hours.

Agreements
in form of
contracts.

16. Agreements for purchases may be made in the form of contracts for the furnishing of specific articles at fixed prices, or for the furnishing of articles according to the specifications at a fixed rate with provision for a minimum amount subject to increase at the same rate or for the furnishing of articles according to specifications without a stated minimum or maximum at a rate

stated, commonly known as the "price agreement" at the discretion of the State Purchase Commissioner.

17. Nothing herein contained shall be construed to alter, amend or repeal any provision of any law of this State relating to the purchase or use of the products of the labor of the inmates of any charitable, reformatory or penal institution of this State. Not applicable to products of institutional labor, etc.

18. Chapter sixty-eight, laws of one thousand nine hundred and sixteen, being an act entitled "An act concerning the purchase of all furniture, equipment, material, supplies, printing and stationery, for the use of the State and the State institutions, boards, commissions and officers," approved March sixteenth, nineteen hundred and sixteen, and any and all supplements thereto and amendments thereof, and all acts and parts of acts, inconsistent with this act, are hereby repealed, and this act shall take effect July first, one thousand nine hundred and thirty-one. Repealer.

Approved April 21, 1931. Act effective.

CHAPTER 180.

A Supplement to an act entitled "An act relative to public printing, stationery and blanks," approved June fifteenth, one thousand eight hundred and ninety-five.

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

1. The purpose of this act is to abolish the State Printing Board and transfer to and vest in the State Purchasing Department, created or about to be created by concurrent legislation, all the presently existing powers and duties of the said Printing Board and of the Comptroller as set forth in the act to which this act is a supplement. State printing board abolished.

2. All the presently existing powers vested in and all the duties imposed on the Printing Board and the Comptroller in and by the act to which this act is a supplement. Duties vested in purchasing department.

Transfer of powers and duties.

ment are hereby transferred to and vested in the State Purchasing Department, as created by an act entitled "An act to establish a State purchasing department," now pending in the Legislature.

Board
abolished.

3. The Printing Board as constituted by the act to which this act is a supplement is hereby abolished.

Purchase
Commissioner
to act.

4. The State Purchase Commissioner shall exercise all the powers and perform all the duties now exercised by or conferred and charged upon the said Printing Board and said Comptroller.

Act not
revived.

5. This act shall not be taken or deemed to revive any act heretofore repealed.

Section 9
repealed.

6. Section nine of the act to which this act is a supplement is hereby repealed.

Act effective.

7. This act shall take effect July first, one thousand nine hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 181.

An Act to amend chapter fifteen of the Laws of nineteen hundred and seventeen, 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.

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 to read as follows:

Rules and
regulations.

11. The State Highway Commission shall formulate and adopt such rules and regulations and prescribe duties

for the conduct of the business, work and general administration of the State Highway Department, its officers and employees.

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

Approved April 21, 1931.

CHAPTER 182.

An Act to amend chapter two hundred and eighty-nine of the Laws of nineteen hundred and six, being an act entitled "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," approved May twenty-second, nineteen hundred and six.

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 to read as follows: Section 1 amended.

1. It shall be lawful for the trustees of associations incorporated under this act, where their certificate of incorporation provides that the object of said corporation shall be to engage in the detection, pursuit, apprehension, arrest or prosecution of thieves, tramps, marauders, or other deprecators on persons or property, or the recovery of stolen goods, to appoint or elect any number of the members of said association, not to exceed twenty, pursuers, and to give to each a badge of office, who shall continue in office for one year, and during such continuance in office shall each have the power and authority of a constable, so far as may be necessary to carry out the aforesaid objects of said association, and may execute warrants for the purpose in any part of the State, and shall have all the responsibilities and immunities of Private detective associations may appoint pursuers. Number. Powers of constable.

- constables in the exercise of said power and authority for the objects aforesaid; *provided*, that they shall not be liable to the performance of any service except as directed by the by-laws of said association; *and provided, further*, that the appointment of such pursuers shall be authorized by resolution of the governing body of the municipality in which the principal office of such incorporated association is located, and approved by the Superintendent of State Police. Any person who shall act as such pursuer whose appointment has not been so made and approved shall be guilty of a misdemeanor.
2. Chapter two hundred and fifty-five of the Laws of nineteen hundred and thirty is hereby repealed.
3. This act shall take effect July first, one thousand nine hundred and thirty-one.
- Approved April 21, 1931.

Proviso.

Proviso.

Acting without
warrant.

Chap. 255,
P. L. 1930,
repealed.

Act effective.

CHAPTER 183.

An Act to amend chapter two hundred and fourteen of the laws of nineteen hundred and twenty-four, being an act entitled "An act to amend an act entitled 'An act to license and regulate the business of private detectives and detective agencies,' approved May twenty-second, one thousand nine hundred and six, and to amend the title of said act so as to declare a violation of any of the provisions of the act to be a misdemeanor," approved March twelfth, nineteen 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 "An act to license and regulate the business of private detectives and detective agencies," referred to in the title hereof and amended by the act entitled "An act to amend an act entitled 'An act to license and regulate the business of private detectives and

detective agencies,' approved May twenty-second, one thousand nine hundred and six, and to amend the title of said act so as to declare a violation of any of the provisions of the act to be a misdemeanor," approved March twelfth, nineteen hundred and twenty-four, referred to in the title hereof, is hereby amended to read as follows:

1. Hereafter, except under license of the Superintendent of State Police of this State as provided herein, no person, copartnership or corporation shall engage for hire or reward in the business of private detective, or advertise any business to be that of detective or of detective agency, and no person, copartnership or corporation shall engage, for hire or reward in the business of furnishing or supplying information as to the personal character of any person or copartnership or as to the character or kind of business and occupation of any person, copartnership or corporation, or own, or conduct or maintain a bureau or agency for any of the above named purposes.

Private
detectives
licensed by
Superintendent
of State
Police.

2. Section two of the act referred to in the preceding section of this act is hereby amended to read as follows:

Section 2
amended.

2. Any person, copartnership or corporation desirous of conducting, under license of the Superintendent of State Police of this State, the business of detective or detective agency, and any person, copartnership or corporation desirous of conducting, under license of the Superintendent of State Police of this State, the business of furnishing or supplying information as to the personal character of any person or copartnership, or as to the character or kind of business and occupation of any person, copartnership or corporation, or desirous of establishing, conducting or maintaining a bureau or agency for any of the above-mentioned purposes, except as to the financial rating of persons, copartnerships or corporations, shall present to the Superintendent of State Police a written application for a license in manner and form as follows:

Application
for license.

(A) If the applicant is a person, the application shall be signed and verified by him, and shall be approved by not less than five reputable citizens, freeholders of the

Application
by a person.

county where such person resides, or of the county in which it is proposed to conduct such business, which approval shall be acknowledged by said citizens before an officer authorized to take acknowledgments of deeds of land in this State. The application shall set forth the age, residence, present and previous occupation of such applicant, and the name of the city or place where the principal place of business is to be located, and shall set forth such further facts as will tend to show the character, competency and integrity of the applicant.

Application
by partners.

(B) If the applicants are copartners, the application shall be signed and verified by all the copartners, and shall be likewise approved as to each person to signing the same by not less than five reputable citizens, freeholders of the county where such applicant resides, or of the county in which it is proposed to conduct such business, and which approval shall be acknowledged by said citizens before an officer authorized to take acknowledgments of deeds of land in this State. The application shall set forth the age, residence, present and previous occupations of each of such applicants, and the name of the city or place where the principal place of business is to be located, and shall set forth such further facts as will tend to show the character, competency and integrity of such applicants.

Application
by corporation.

(C) If the applicant is a corporation, the application shall be signed and verified by each member of the board of directors of the corporation, and shall set forth the name of the corporation, the date and place of its incorporation, the location of its principal place of business and the name of the city or other place, stating the street and building number where the said business is to be located. The matters and things required in the application in the case of an individual, as provided in subdivision "A" of this act, shall apply to the board of directors of such corporation, and each member of said board of directors and his successor shall, prior to entering upon the discharge of his duties, sign and verify a like statement approved in like manner as is by said subdivision "A" prescribed in the case of a person making application as aforesaid.

3. Section three of the act referred to in the preceding section of this act is hereby amended to read as follows :

3. The Superintendent of State Police of this State when satisfied, from the examination of any application submitted to him as above and from such further inquiry and investigation as he shall deem proper, as to the good character, competency and integrity of any applicant hereunder, in his discretion, may issue and deliver to any person, copartnership or corporation applying, as aforesaid, a license to conduct the business or businesses described in section two of this act, upon the applicant's paying to the Superintendent of State Police, for the State to defray the cost of regulation, in the case of a person, a license fee of one hundred dollars, and in the case of a copartnership or a corporation, a license fee of one hundred and fifty dollars, and upon the applicant's executing, delivering and filing with the said Superintendent of State Police, in the case of a person, a bond, with one or more sufficient sureties, in the sum of two thousand dollars, and in the case of a copartnership or a corporation a bond, with one or more sufficient sureties, in the sum of three thousand dollars, said bonds being conditioned for the faithful and honest conduct of such business by such person, copartnership or corporation, which bond, as to its form and kind and sufficiency of security thereon, must be approved by the said Superintendent of State Police. A license granted pursuant to this act shall be for a period of five years, but shall be revocable by the Superintendent of State Police at all times for cause shown; and in the event of such revocation, or in the event of a surrender or other termination of such license, no refund shall be made in respect of any license fee paid. Such bond shall be given to the State of New Jersey, and any person injured by any act in the conduct of said business for which the license is legally answerable may bring an action on said bond in his own name to recover any damages sustained by reason of such unlawful act.

4. Chapter forty-two of the laws of nineteen hundred and twenty-five, being an act entitled "An act to

Section 3
amended.

License issued
by Superin-
tendent of
Police.

License fee.

Bond required.

Period of
license.

Revocation.

Action on
bond.

Chap. 42,
P. L. 1925,
repealed.

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

Act effective.

5. This act shall take effect July first, one thousand nine hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 184.

An Act creating the State House Commission and defining its duties and powers.

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

State House
Commission—
membership.

1. There is hereby created the State House Commission which shall consist of five members, to wit, the Governor, who shall be the presiding officer, the State Treasurer, the Comptroller of the Treasury, the Chairman of the Senate Appropriation Committee, and the Chairman of the House of Assembly Appropriation Committee, or of the persons upon whom shall devolve by law the powers, duties and emoluments of said offices, respectively, for the time being, and who shall serve without pay in connection with all such duties as are prescribed in this act. The said State House Commission is authorized and empowered to employ a secretary and to define and fix the duties of such official.

Secretary.

Procedure.

2. The commission shall formulate and adopt rules of procedure for the government of the commission in exercising its powers and fulfilling its duties under this act.

3. All meetings of the commission shall be open to the public and all the business of the commission shall be transacted at public meetings held in the State House at such time and place as the commission shall prescribe. The secretary shall transmit to each member of the commission a copy of the minutes of each meeting within twenty-four hours after the adjournment thereof. The minutes of the commission shall be open to inspection by any citizen of the State at all times during business hours.
4. The commission shall allot the State emergency fund to such departments, agencies or activities of the State or in support of matters of public concern as in their discretion shall be appropriate. The commission shall examine requests for transfers of appropriations within departments and if approved shall certify the transfers to the Comptroller of the Treasury and to the department requesting the same.
5. The commission shall have custody of the State House and the adjacent public grounds and all buildings owned by the State, including the State barracks, which are used by the departments, agencies and officials of the State in connection with the conduct of the State's business and shall lease from time to time such office space as may be required for the conduct of the State's business at such terms and under such conditions as it may deem appropriate.
6. The commission shall appoint a custodian of the State House and a superintendent of the State office building and State House annex and shall have authority to assign to these officials the care and custody of the barracks, such other public buildings as may be acquired for State use, and the public grounds surrounding the State House and State buildings. The custodian of the State House shall be paid a salary as fixed by the commission not to exceed five thousand (\$5,000) dollars per year. The said custodian and superintendent shall hold their said offices during good behavior and shall not be removed therefrom, except for good cause, after hearing. The commission shall employ such assistants and

Meetings
public.

Copy of
minutes fur-
nished mem-
bers.

Allotment of
emergency
fund.

Control of
State House
and adjacent
property.

Acquire addi-
tional office
space.

Custodians
and superin-
tendents.

Duties.

Salary.

Terms.

Assistants.

Distribution of laws, etc.	<p>help as may be necessary, prescribe their duties and fix their compensation in accordance with the civil service schedules established for such positions. The custodian of the State House, subject to the State House Commission, shall have charge of the distribution and have bound volumes of laws, law and equity reports, minutes of the House of Assembly, Senate Journal, legislative documents and other documents published under the authority of the State and shall distribute the same as is now or shall be provided by law. None of the provisions of this act shall be deemed to terminate or in other manner affect or change the rights or tenure of present custodian or any other present employees of the State House Commission as provided in the civil service laws and all appointments and removals hereafter made shall be in accordance with an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties, approved April tenth, one thousand nine hundred and eight," and the several supplements and amendments thereof.</p>
Present custodian and employees continued.	
Civil service to govern.	
Reports by Comptroller and Treasurer.	<p>7. The State House Commission shall require a report from the Comptroller of the Treasury and the Treasurer on or before the first day of September in each year as to the condition of the State's financial affairs, as of the close of the preceding fiscal year including the unexpended balances of appropriations and the general treasury balance of the preceding fiscal year; and on or before the first day of December the State House Commission shall fix and determine an estimate of the amount of the unexpended balances to be in the general treasury and of anticipated revenues which shall be available for the support of or subject to appropriations for the fiscal year commencing on the first day of July next following and further shall on or before the fifteenth day of February next revise such estimates and deliver such revised estimates to the chairman of the joint committee on appropriations of the Legislature.</p>
What to show.	
Unexpended balances.	
Anticipated revenues.	
Revised estimates.	

8. The State House Commission is hereby authorized and empowered to acquire any property by gift, grant, purchase, condemnation or in any other lawful manner in the name of and for the use of the State, for the purpose of the administration of the State's business in the City of Trenton, in accordance with appropriations made therefor when moneys are required for the purchase.

Acquisition
of property.

9. When any new building or buildings are to be erected or substantial alteration or enlargement of existing buildings used or to be used by the State or any of its departments or agencies, for office purposes in the City of Trenton the State House Commission shall have charge of such erection, alteration, enlargement or improvement but shall not incur any debt or obligations therefor until the proposed new building, alteration or enlargement work has been submitted to the Legislature with the estimated cost thereof, and such other detail as may fully inform the Legislature as to the proposed erection, alteration, enlargement or improvement and the same is concurred in by the action of both Houses of the Legislature.

New build-
ings or altera-
tions.

Incurring
debt.

10. No work shall be done or obligation of the State incurred for any new building, alteration, enlargement or improvement of existing buildings except all such work shall be under definite plans and specifications first submitted to and approved by the State House Commission; and no obligations shall in any manner be created in connection with such improvement until an appropriation for the part of the work to be contracted for in the budget period has been made by the Legislature. In case the appropriation to be made for a project does not contemplate the completion of the entire project, all requests for such appropriations shall set forth a complete description of the whole project, and the estimated and detailed cost thereof, and shall so separately state the part of the project which has been completed, if any, the actual cost thereof, and the part remaining to be completed and the estimated cost thereof, and the part proposed to be completed by the appropriation requested, together with the estimated cost of such portion of the

Definite
plans.

No obligations
created until
appropriation
made.

Partial ap-
propriations.

- Work done by contract. work. All such work shall be by contract authorized and signed by the State House Commission on behalf of the State. The architect shall be selected by the State House Commission and his compensation determined by it under an agreement in writing.
- Assistants. 11. The State House Commission may employ such clerical, professional or technical help or assistants as from time to time it shall determine, the compensation for such services to be included in an appropriation made by the Legislature.
- Concurrence to acts of commission. 12. The concurrence of four of the members of said commission shall be necessary to the validity of all acts of said commission except allotments from the emergency fund which shall require unanimous consent.
- Annual report. 13. Said commission shall make an annual detailed report of its actions and operations to the Legislature and render such other reports to the Legislature as it shall require from time to time. It shall have such other and further powers and perform such other and further duties as may be conferred or imposed on it from time to time.
- Repealer. 14. Any acts or parts of acts inconsistent with this act are hereby repealed.
- Construing act. 15. Nothing in this act contained shall be construed to affect the power and the duty to execute such laws as have been submitted to the people at a general election and have received the sanction of a majority of all the votes cast for and against it at such election, nor to affect the personnel of the State House Commission as constituted by any such law.
- Approved April 21, 1931.

CHAPTER 185.

An Act to repeal an act entitled "A further supplement to an act entitled 'An act for preventing the injury of illegal confinement and better securing the liberty of the people' (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. The act entitled "A further supplement to an act entitled "An act for preventing the injury of illegal confinement and better securing the liberty of the people' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which further supplement was approved May ninth, one thousand eight hundred and eighty-nine, be and the same is hereby repealed. Act repealed.

2. This act shall take effect immediately.
Approved April 21, 1931.

CHAPTER 186.

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 which the said Board of Commerce and Navigation shall deem necessary to protect the riparian lands and taxable properties of the State, in municipalities within the county of Cape May, bordering on the Atlantic ocean and the Delaware bay from destruction by encroachment of the waters of the ocean and bay.

WHEREAS, The shore of Cape May county, in the State of New Jersey, has been, and continues to be en- Preamble.

croached upon by the waters of the Atlantic ocean and the Delaware bay, by reason of which riparian lands and taxable property of much value, from which considerable sums are and could be annually derived by the State, have been and continue to be destroyed; and

Preamble. WHEREAS, Such encroachments can, in the judgment of the Legislature, be checked and prevented by the construction and maintenance of jetties, seawalls, bulkheads and the like; therefore,

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

Appropriation.	1. That there is hereby appropriated and directed to be paid out of the treasury of this State the sum of twenty thousand dollars, 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
Purpose.	Jersey, for the construction of such works, seawalls, jetties, bulkheads and other devices which the said board shall deem necessary to protect the riparian lands of this State, or other property from which the State receives a revenue by taxation, or from riparian leases, and in
Protect other land.	order to protect other lands in the municipalities in the county of Cape May bordering on the Atlantic ocean or the Delaware bay, when included in any appropriation bill.
Approval of plants.	2. The plans for all of such work shall be approved by the said Board of Commerce and Navigation and the section or sections of said coast to be protected shall be
Regulations pertaining to work.	determined by said board. The said board is empowered to make such rules and regulations respecting the doing of said work and the inspection and approval thereof as
Construction.	it shall deem necessary. Said board is authorized to assume the construction of all or any part of said work
Proviso.	approved by it under this act; <i>provided, however</i> , that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works than is appropriated by the municipality in which or upon the borders of which such work or works are to be constructed and is

available for the expenditure thereof. In addition thereto the State Board of Commerce and Navigation is hereby authorized and empowered to receive from private sources, by gift or grant, sums of money not in excess of ten thousand dollars which shall be used in addition to the appropriation hereby authorized for the construction, in whole or in part, of the works or structures authorized by this act. Private assistance receivable.

3. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 187.

An Act concerning shellfish and the propagation, planting, preservation and gathering of clams, oysters and crabs in the tidal waters of this State and providing penalties and punishment for violations, and repealing sundry acts relating thereto (Revision 1931).

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

TITLE ONE

THE BOARD OF SHELL FISHERIES

ARTICLE 1

BOARD CONTINUED; ORGANIZATION

Board of Shell Fisheries Continued.

1. The department of shell fisheries created and established by the act of April twenty-third, nineteen hundred and fifteen (L. 1915, c. 387, p. 734), is hereby continued, and shall be governed by the "Board of Shell Fisheries," hereinafter designated as "the board." Board of Shell Fisheries continued.

Number and Qualifications of Members.

2. The board shall consist of eight members, not more than four of whom shall be members of the same political Number and qualifications of members.

party, and all of whom shall be actually engaged in the shellfish industry as planters or shippers or as owners or lessees of land on which shellfish are produced. The members of the board shall be residents of the following counties respectively: three from Cumberland, and one each from Cape May, Atlantic, Burlington, Ocean, Monmouth.

Appointment; Terms; Vacancies.

Appointment. 3. The Governor, by and with the advice and consent of the senate, shall annually appoint two members of the board for terms of four years commencing on the first day of July.

Vacancies Vacancies shall be filled in the same manner for the unexpired terms.

Meetings; President; Expenses.

Meetings. 4. The board shall meet in the State House, in Trenton, at such times as its rules may prescribe in each and every month, and at such times and places within the State as, in its judgment, may be necessary. The board shall elect one of its members president, who shall hold office for one year and until his successor is elected.

No compensation. The members of the board shall receive no compensation for their services, but the State Treasurer shall, upon the warrant of the State Comptroller, pay their necessary expenses.

ARTICLE 2

GENERAL POWERS AND DUTIES

Control and Direction of Industry; Rules and Regulations; Annual Report.

Control of shellfish industry. 5. The board shall have full control and direction of the shellfish industry and of the protection of shellfish throughout the entire State. It shall make such rules and regulations as may be necessary for the preservation and improvement of the shellfish industry of the State.

Annual report. The board shall report annually to the Legislature.

Power to Incur Expenses.

6. The board may incur such expenses as it may consider proper to fully carry out the provisions of this act, and to preserve and improve the oyster and clam beds and grounds. Expenses.

Payment of Bills Incurred.

7. All bills incurred by the board in carrying out the provisions of this act shall be certified by it to the State Comptroller monthly, for payment, and he shall draw his warrant on the State treasury therefor. Bills incurred.

Power to Hire Necessary Employees; Salaries.

8. The board may employ such surveyors, engineers, guards and other employees as it may deem necessary to carry into effect the provisions of this act, and to protect all oysters, clams, oyster and clam beds and grounds. It shall fix the salaries of all employees. Employees.

Employees Subject to Civil Service Act; Director May Abolish Positions.

9. All employees of the board shall be appointed and shall hold their positions subject to the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight. Under Civil Service.

The director may, however, with the approval of the board, abolish any unnecessary office or position. Abolish positions.

Boats, Means and Materials.

10. The board may procure and employ such boats, means and materials as it may deem necessary to carry into effect the provisions of this act, and to protect all oysters, clams, oyster and clam beds and grounds. Boats and equipment.

Sale of Unused Property.

Sale of
unused
property.

11. The board, upon the consent of the State House Commission, may sell and dispose of at public sale for cash, upon thirty days' notice in one or more public newspapers, one of which is published in this State, any or all of the boats, automobiles or other personal property held and used by the board in State service which it deems to be no longer useful. In the acceptance of bids for such property, in answer to advertisements therefor, any or all bids may be rejected, or one bid only, if there are no more, may be accepted as the highest bid, and bids may be made by offers of exchange of new property for old. No such sale shall be valid and effectual until approved by the State House Commission. The proceeds of all such sales shall be paid into the State treasury, to the credit of the account or appropriation of the board.

Power to Administer Oaths and Examine Witnesses;
Perjury.Oaths and
witnesses.

12. The board, by its presiding officer, each of its committees by its chairman, and the director, may administer oaths and examine witnesses under oath in any part of the State in any matter relating to shellfish or to the industry.

Perjury.

Any person who, having been sworn willfully gives false testimony, shall be guilty of perjury.

Issue sub-
pœnas.Power to Issue Subpœnas; Penalties for Failure to At-
tend or Testify, and Actions Therefor.

Subpœnas.

13. For the purpose of the next preceding section, the board may issue subpœnas, signed by its president and secretary, requiring the attendance of witnesses and the production of books and papers in any part of the State before it or before any of its committees or before the director.

Penalty.

Any person who, being served with a subpœna issued pursuant to this act, shall fail to attend or if he attend shall refuse to testify, unless on the ground that such testimony will incriminate him or subject him to fine or punishment, shall be liable to a penalty of five hundred dollars (\$500.00) for each and every offense.

It shall be the duty of the Attorney-General, upon request, to prosecute in the name of the State, all actions for the recovery of such penalties which, in his judgment, are warranted. Penalties, when recovered, shall be paid into the treasury of the State.

Attorney-General to prosecute.

Duty of Board and Officers to Arrest on View.

14. The members of the board, the director, the chiefs of departments and divisions, the captains or masters of guard boats, guards, the special officers employed by the board, and the assistants of any of them, and any police officer or constable shall arrest any person engaged in a violation of this act, on view, without a warrant.

Power of arrest.

Board May Transplant Shells and Oysters.

15. Whenever the board deems it necessary for propagation purposes, at any time during the year, it may plant shells upon any oyster bed, or may dredge and transplant shells and oysters from one oyster bed to another, employing boats or vessels propelled either by sails or mechanical power.

Transplanting.

ARTICLE 3

THE DIRECTOR OF SHELL FISHERIES

Director of Shell Fisheries; Selection, Tenure, and Salary.

16. The board shall select a person to be known as the "Director of Shell Fisheries," hereinafter referred to as "the director," who shall be a resident of this State and a practical oysterman. In case the board cannot agree because of a tie vote therein upon the selection of a director, the Governor shall be requested to sit with the board for the purpose of casting the deciding vote.

Director of Shell Fisheries.

The director shall devote his entire time to the duties of his office, and shall serve for a term of three years, and until his successor has been appointed and qualified.

Service and term.

He shall receive a salary, to be fixed by the board, of not more than three thousand dollars (\$3,000), per

Salary.

annum, to be paid out of the treasury of this State as the salaries of other employees are now, or may hereafter, be paid.

Powers and Duties of Director.

Secretary. 17. The director shall attend all meetings of the board, and shall be *ex-officio* secretary of the board. He shall be subject to the rules and regulations of the board, and shall exercise general supervision over the shellfish industry of the State. He shall be charged with the enforcement of all laws relating to the industry and of all rules and regulations of the board.

To obtain data. He shall obtain, collect and preserve such information relating to the shellfish industry as may be useful in the discharge of his duties or may contribute to the promotion of the industry.

Power to examine, etc. He and any person authorized by him so to do may, without fee or hindrance, enter, examine and survey all grounds used for the shellfish industry, and all boats, apparatus, buildings and structures used in connection therewith or in aid thereof.

Removal of Director.

Removal of director. 18. The director may be removed by the Governor after a hearing upon charges submitted in writing and signed by a majority of the members of the board; *provided*, the Governor finds the charges to be true and of such nature as to demand the removal of the director in the best interests of the State.

Proviso.

ARTICLE 4

DEPARTMENTS AND DIVISIONS OF BOARD

Board Divided Into Two Departments.

Two departments. 19. The board shall be divided into two departments, one to be known as the "Department of Maurice River Cove," consisting of the members from the counties of Cumberland and Cape May, and the other to be known as the "Department of the Atlantic Coast," consisting of the members from the counties of Atlantic, Burlington, Ocean and Monmouth.

The department of the Maurice River cove shall, subject to the approval of the board, exercise all the powers and perform all the duties of the board in matters relating to the shellfish industry in the tidal waters of Delaware river, Delaware bay and their tributaries.

Duties of department of Maurice River Cove.

The department of the Atlantic coast shall, subject to the approval of the board, exercise all the powers and perform all the duties of the board in matters relating to the shellfish industry in all of the tidal waters of the State except in the tidal waters of the Delaware river, Delaware bay and their tributaries.

Duties of department of Atlantic coast.

Departments May Create Divisions.

20. Each of the departments of the board may, subject to the approval of the board, create divisions to take specific charge of the different lines of work contemplated in **this act**.

Creating divisions.

Chiefs of Departments and Divisions; Appointment; Compensation; Bond.

21. The board may appoint a person in each department or division to be known as the chief of department or division, to hold office during the pleasure of the board, and may fix his compensation.

Chief of department.

Before entering upon the duties of his office, such chief shall give bond to the State in the sum of five thousand dollars, with good and sufficient surety, conditioned for the faithful performance of his duties, which bond shall be first approved as to sufficiency by the Attorney-General, and shall be renewed annually.

Bond.

Duties of Chiefs of Departments and Divisions; Records; Collection of Moneys and Accounting Therefor.

22. The board shall regulate and define the duties of the chiefs of the several departments and divisions, other than those duties specifically defined in this act.

Board to define duties of chiefs.

Such chiefs shall keep the records of the several departments and divisions, and shall attest all leases and issue all licenses authorized by the board or department.

Duties of chiefs.

The chiefs of the several departments and divisions shall receive and collect for the sole use of the State, as public money belonging to the State, all moneys due for ground rentals, license fees or otherwise made collectible under this act.

Each of such chiefs shall keep an account of all fees and moneys received by him for the use of the State, pursuant to this act, and shall, on or before the tenth day of each month, make a full itemized statement and return, verified by oath, to the Comptroller, of all such moneys. The statements shall be made upon blanks containing the form of such statement and oath, to be furnished by the Comptroller, and shall be filed in the office of the Comptroller, there to remain as public records. Such statements shall be audited forthwith by the Comptroller, and on or before the fifteenth day of each month the chief of department or division shall pay over the moneys received to the State treasury.

Monthly
reports.

Such chiefs of department or division shall also make detailed monthly reports verified by oath, to the board of all moneys collected or received by them.

Office in Each Department and Division.

Offices.

23. The board shall establish and maintain an office within the boundaries of each department and division, located at some place convenient to persons engaged in the oyster industry in such department or division. Such office shall also be the office of the chief of the department or division, and the records of all leases and licenses issued by him shall be kept therein.

ARTICLE 5

LEASING OF LANDS FOR SHELLFISH CULTURE

Power to Lease; Lands Subject to Lease.

Leases.

24. The board may lease to applicants therefor any of the lands of the State under the tidal waters thereof, to be exclusively used and enjoyed by such lessee for the planting and cultivating of oysters and clams; except that no lands shall be leased above the southwest line in

Exceptions.

the Delaware bay, nor in any creek tributary to Delaware bay, nor any lands under the waters of Delaware bay southwesterly of a line northwest from a cluster of old piling at a point formerly known as the mouth of Green creek, Cape May county, to the intersection of such line with a line running direct from the mouth of Dennis creek to Brandywine lighthouse, nor the beds at the mouth of the Tuckahoe and Great Egg Harbor rivers, nor the graveling beds at the mouth of Mullica river, Parker's beds in Parker's cove, Forked river beds, Cedar creek beds and Sloop creek beds in Barnegat bay.

Board's Power to Lease is Exclusive.

25. The power granted by this act to the board to lease lands under the tidal waters of this State for the planting and culture of shellfish is exclusive, and no other State agency may, in the name of the State or otherwise, give, grant or convey to any person the exclusive right to plant or take shellfish from any of such waters; and no grant or lease of lands under tidewater, whereon there are natural oyster beds, shall be made by any other state agency except for the purpose of building wharves, bulkheads or piers.

Power to
lease ex-
clusive.

Only Citizens and Residents May Lease.

26. No lease shall be granted to any person who is not at the time of granting such lease, and shall not have been for twelve months preceding, a citizen and actual resident of this State, but this restriction shall not apply to the renewal of any lease granted prior to March twenty-fourth, nineteen hundred and seventeen.

Lessee must
be citizen and
resident.

Oath as to Citizenship and Residence.

27. The board before issuing any lease, or before approving any assignment of a lease, shall cause the person applying therefor to make and file with it an oath that he is a citizen and actual resident of this State, and has been such for twelve months next preceding the application; which oath may be administered by any member of the board or the chief of a department.

Form of oath.

Board to Fix Term, Rental, and Acreage.

Term of lease. 28. The board shall fix the term for which leases may be granted, not exceeding thirty years, the rental to be paid, the maximum size of any single ground to be leased, and the total acreage which may be leased to any person or persons.

Measuring and Mapping of Leased Lands.

Measure of leased lands. 29. The board shall, from time to time, cause the leased lands to be measured, and the metes and bounds thereof ascertained and located by ranges, monuments or other means, so that the limits thereof may be accurately fixed and easily located.

Mapping leased lands. The board shall cause the leased lands to be mapped, and the maps to be filed in the office of the board; and copies thereof to be filed in the office of the department of the Maurice river cove, and the offices of the department or divisions of the Atlantic coast, respectively.

Applicant to pay expenses. The expense of surveying, measuring, locating and mapping any ground or grounds shall be paid by the applicant therefor before he shall be entitled to a lease or leases for the same.

Recording of Leases and Assignments Thereof.

Recording leases, etc. 30. The board shall cause leases, and assignments and transfers thereof, to be recorded in books kept in the offices of the departments or divisions, respectively; and no assignment or transfer of any ground or lease therefor shall be valid unless approved by the board and forthwith recorded in the office of the department or division in which the leased land is located.

Power to Lease Lands Condemned by Health Department.

Power to lease condemned lands. 31. The board may lease to applicants therefor any of the lands of this State that have been or may hereafter be condemned by the State Department of Health.

Removal of Shellfish from Leased Condemned Lands.

Removal of shellfish from leased lands. 32. The board may make such rules and regulations for the removal and distribution of shellfish from lands

leased under the next preceding section, as in its judgment will be in accord with the object of the condemnation. Such rules and regulations shall not be inconsistent with those of the State Department of Health. The board may require the lessee to give bond in a sum not to exceed ten thousand dollars for the faithful observance of such rules and regulations.

Bond.

Licenses and Leases Validated.

33. All licenses and leases heretofore lawfully issued by the board as now constituted, or its officers and employees, and outstanding at the time this act takes effect, are hereby continued in full force for the terms for which they were, respectively, issued.

Old leases to continue.

Fishing Rights Preserved.

34. Nothing contained in this act shall be construed to prevent the catching and taking of floating fish from the tidal waters of this State in any lawful manner.

Fishing rights preserved.

TITLE TWO

GENERAL REGULATORY PROVISIONS

ARTICLE 1

TONGERS' LICENSES

Tongers to be Licensed.

35. No person shall catch or take oysters or clams by means of tongs, rakes or forks from any of the natural oyster or clam grounds in the waters of this State, without first obtaining a license from the board, except that this section shall not apply to the catching of clams on grounds set apart for that purpose in the seaboard waters of Atlantic, Cape May and Ocean counties. Such licenses shall grant the privilege of taking oysters or clams upon any natural oyster bed or clam ground of this State, except such as may be reserved for leasing purposes by the board.

Tongers to be licensed.

Licensee's privileges.

Citizenship and Residence of Applicant.

Must be a
citizen.

36. No license shall be granted to any applicant who does not present satisfactory evidence that he is at the time of such application, and has been for twelve months next preceding, a citizen and actual resident of this State.

License Fee.

Fee.

37. The license fee shall be fixed by the board from time to time at not less than two and one-half ($2\frac{1}{2}$) nor more than ten (10) dollars.

Term, Requisites and Record of License.

Term of, and
form of
license.

38. Each license shall be for the term of one year from the first day of January of the year of issue, and shall be under the hand and seal of the chief of a department or division of the board. Each license shall be numbered and shall state the name and residence of the licensee, and a record thereof shall be kept by the chiefs of departments and divisions respectively.

Display and Exhibition of License by Licensee.

Licenses
displayed.

39. Each licensee shall, at all times while engaged in operating under his license, display in plain view upon the port bow of his boat the number of his license in figures at least four inches in height, and shall have the license on his person and shall exhibit it for inspection to any member of the board, any officer or employee thereof, or other person requesting to see the same.

Revocation of License.

Revocation
of licenses.

40. The board shall revoke any tonger's license, the holder of which shall violate any provision of this act, or any of the rules and regulations of the board, and the board may refuse thereafter to allow any license to be issued to the tonger for such period of time as it shall fix.

ARTICLE 2

ROUGH CULL LAW

Culling Immediately After Emptying Tongs or Dredges.

41. All oysters, oyster shells and other material dredged, tonged or in any manner raised or taken from any of the beds and grounds above what is known as the southwest line in Delaware bay, or from any natural oyster bed or ground, shell bed or reef, where oysters naturally spawn and grow under the tidal waters of the State, shall be culled as soon as the same are emptied out of the tongs or dredges on the culling board or deck of the boat or vessel employed for the purpose, and before the same are shoveled back from the culling board or portion of the deck used for emptying the tongs or dredges.

Culling.

Percentage of Shells; Culled Material Thrown Back.

42. Such culling shall be so close that three bushels of oysters, oyster shells and other material taken from any part of a boat or vessel, after having been shoveled back from the culling board or that part of the boat or vessel used for emptying the tongs and dredges, shall not contain more than fifteen per centum of shells and other material

Percentage
of shells.

All shells and other material except oysters and clams, shall be immediately thrown back upon the beds or grounds from which they shall have been taken.

Shells, etc.,
to be thrown
back.

Revocation of Licenses on Refusal to Permit Examination.

43. When the person in charge of any boat or vessel licensed under the provisions of this act, or any person holding a tonger's license, is hailed or signalled by any officer of the board and refuses to stop and permit such officer or officers to board his boat, vessel or other craft and examine the oysters, oyster shells and other material thereon, the board may revoke the license of such boat or vessel and the license of the tonger.

Revocation
of license.

ARTICLE 3

TIME, MANNER AND PURPOSE OF TAKING SHELLFISH

Taking Shellfish with Power Boat.

Power boats.

44. No boat or vessel propelled wholly or in part by steam, naphtha, gasoline, electricity or any other mechanical motive power shall engage in the catching or taking of shellfish from any of the natural beds, under the tidal waters of this State, while so mechanically propelled.

Taking Shellfish After Sunset, Before Sunrise or on Sunday.

Taking of
shellfish,
time, Sundays.

45. No person shall dredge upon, or throw, cast or drag an oyster dredge or any other instrument or appliance used for catching clams or oysters, or 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.

Selling or Purchasing Seed Oysters or Clams for Planting Outside of State.

Seed oysters
or clams.

46. Seed oysters of any size and hard shell clams measuring less than one and one-half inches in length caught and taken from any of the natural oyster or clam 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. No person may sell natural seed oysters or clams in violation of this section nor shall any person purchase such oysters or clams in violation of this section.

Possession
prima facie
evidence
of violation.

Possession of such oysters or clams outside of the boundaries of this State shall be prima facie evidence of violation of this section.

ARTICLE 4

OWNERS OF MARSH AND MEADOW LANDS

Right to Lay or Plant Shellfish.

47. Any person owning marsh or meadow lands in this State within the boundaries of which there are creeks, ditches, or ponds wherein clams and oysters do or will grow, may lay or plant clams and oysters therein for his use and benefit, and shellfish so planted are to be deemed personal property.

Right to plant shellfish.

Right to Erect Gates or Locks.

48. For the preservation of the clams and oysters laid or planted as provided in the next preceding section, the owner of such marsh or meadow lands may erect a fence, or hang or affix gates or locks across such creeks or ditches, to prevent any person from entering the same; but such fences, gates and locks shall be so placed and maintained as not to interfere with navigation.

Right to erect gates.

Trespassing With Boat or Breaking Fences.

49. If any person shall be found with any craft, boat or raft above or within the fences, gates or locks erected as authorized by the next preceding section, without leave from the owner or occupant of the creek, ditch or pond wherein clams or oysters may be laid or planted, or shall in any way break or destroy any such fence, gate or lock, such person shall be deemed guilty of a violation of this Title.

Trespassing.

No Exclusive Right to Natural Beds.

50. Nothing contained in this act shall give to any person the right or privilege, nor shall it confirm any supposed right or privilege, to stake up, take, have, hold, use, occupy, possess or enjoy any exclusive right in or to any natural oyster bed or ground.

No exclusive rights to natural beds.

ARTICLE 5

RESISTING OFFICERS; VIOLATIONS OF TITLE PENALIZED

Refusing to Permit Boarding of Vessel; Resisting Officers.

Resisting of
officer.

51. No person on board any canoe, scow, boat or other vessel engaged in catching shellfish from any of the lands under the tidal waters of this State shall refuse to permit any officer charged with the enforcement of this act, to board such vessel, nor shall any person resist any such officer in the performance of his duty either before or after entering the vessel.

Violation of Title a Misdemeanor.

Violation a
misdemeanor.

52. Any person violating any of the provisions of this Title shall be guilty of a misdemeanor.

TITLE THREE

REGULATIONS APPLICABLE TO DELAWARE RIVER, DELAWARE BAY AND THEIR TRIBUTARIES; DEPARTMENT OF MAURICE RIVER COVE

ARTICLE 1

LICENSING OF VESSELS

Necessity for License and Issuance Thereof.

Licensing of
boats.

53. No boat or vessel shall be used or employed in the catching or taking of oysters in the Delaware river, Delaware bay or Maurice River cove, in this State, without a license for that purpose under this article. Such license shall be issued by the chief of the Department of Maurice River cove, duly certified by himself, to the captains of the boats or vessels entitled thereto.

License Fee; Term and Recording of License.

54. The board may fix the license fee at any sum not exceeding four (4) dollars per ton on the gross tonnage measurement of such boat or vessel. Term, fee, etc.

No license shall be issued for a period longer than one year.

All licenses shall be numbered and recorded in a book kept for that purpose in the office of the board, at Bivalve. Licenses recorded.

Citizenship and Residence of Vessel Owners; Oath; False Swearing.

55. The chief of the department of Maurice River cove, before issuing a license to any boat or vessel as provided in this article, shall cause the master or captain thereof to make and file with him an oath that such boat or vessel is wholly owned bona fide by citizens and actual residents of this State, and who have been such for twelve months next preceding; and no boat or vessel owned wholly or in part by a nonresident and licensed in any other State to catch oysters on natural beds or grounds in such other State shall be licensed in this State within the same year in which such license to catch oysters in such other State shall have been or shall be issued. Such oath may be administered by any member of the board or the chief of the department, and the board may revoke a license issued by reason of a false oath made or taken by any applicant. Procedure for licensing boats.

Boat or Vessel to Display License Number; Failure.

56. Each boat or vessel licensed shall, at all times while engaged in operating under such license, wear in plain view, upon the middle of the mainsail, one-third of the way from the head thereof, the number of its license in black figures at least fifteen inches in length. License displayed.

Any boat or vessel failing to wear its license number as required by this section, shall forfeit its license. Penalty.

Revocation of License.

57. The board shall revoke the license of any boat or vessel, the owner, captain, master or person in charge of Revocation of license.

which shall violate or cause or permit to be violated any of the provisions of this act or any rule or regulation of the board, and the board may refuse thereafter to allow any license to be issued to the boat or vessel for such period of time as the board shall fix.

ARTICLE 2

METHOD OF TAKING SHELLFISH; SIZE; CLOSED SEASONS

A. REGULATIONS APPLICABLE TO ALL WATERS

Removal of Propeller.

Removal of
propeller.

58. No boat or vessel propelled wholly or in part by mechanical power shall be operated in the catching or taking of oysters or clams from any of the natural beds under the tidal waters of Delaware river, Delaware bay, and their tributaries, in this State, without first detaching and removing the propeller or wheel from the driving shaft thereof.

B. REGULATIONS APPLICABLE ABOVE THE SOUTHWEST LINE

Size of Dredge Regulated.

Size of
dredge.

59. No person shall use any dredge for the purpose of catching or taking oysters or clams from any of the natural beds or grounds in Delaware bay or Delaware river above the line running direct from the mouth of Straight creek to Cross Ledge lighthouse, commonly known and hereafter referred to as the "southwest line," 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.

Season for Taking Oysters.

60. No oysters shall be dredged for, caught or taken from any of the lands lying under the tidal waters of the Delaware river, Delaware bay or Maurice River cove, above the southwest line, except from and including the first day of May to and including the thirtieth day of June of each year.

Open season
for oysters.

Possession or Sale of Oysters Taken out of Season.

61. No person shall possess, sell or offer for sale any oysters caught or taken from any natural oyster bed or ground where oysters naturally spawn and grow under the tidal waters of the Delaware river, Delaware bay or Maurice River cove above the southwest line, except from and including the first day of May to and including the thirtieth day of June of each year.

Possession and
sale of oysters
out of season.

Act Does Not Strengthen Title to Lands Under Tidal Waters.

62. Nothing in this act shall strengthen, confirm or verify the title of any person to any lands lying under the tidal waters of the Delaware river or Delaware bay, above the southwest line.

Title to land
under tidal
waters.

C. REGULATIONS APPLICABLE BELOW THE SOUTHWEST LINE

Season for Taking Oysters; Protection by Lessees During Closed Season.

63. No oysters shall be dredged for, caught or taken from any of the lands lying under the tidal waters of the Delaware bay and Maurice River cove below a line running direct from the mouth of Straight creek to Cross Ledge lighthouse, commonly known and hereinafter referred to as the "southwest line," at any time except from

Season for
taking oysters
below south-
west line.

Permission. the first day of September to the thirtieth day of June then next, both inclusive, of each year; but the chief of the department of Maurice River cove or any member of the board may, upon application, give permission, in writing, to any lessee of oyster grounds to employ such methods for the protection of his oysters on said grounds and for the promotion of the growth thereof during the closed season as the chief or board may deem advisable; but no oysters shall be permanently removed from said grounds during the closed season.

Permission to Inspect Unleased Grounds.

Permission to inspect unleased grounds. 64. The chief of the department of Maurice River cove, or any member of the board, may upon application give permission, in writing, to any prospective lessee to examine and inspect, with proper appliances, any of the unleased lands of the State below the southwest line for the purpose of determining their suitability or adaptability for oyster culture or propagation; but no oysters shall be permanently removed from any such lands by virtue of any such permit.

Dredging by Person Other than Lessee Forbidden.

Dredging by person other than lessee. 65. No person shall dredge upon or throw, cast or drag an oyster dredge, or any other instrument or appliance used for catching oysters, upon any of the lands of the State lying under the tidal waters of the Delaware bay or Maurice River cove, in this State, below the southwest line, other than land or ground for which such person then holds a lease from the board under this act.

D. REGULATIONS APPLICABLE TO ENUMERATED BEDS, CREEKS AND RIVERS ALONG DELAWARE BAY

Hand Tongs, Only, Permitted in Certain Beds, Creeks and Rivers; Exception.

Beds limited to hand tongs. 66. No person shall use or cause to be used any dredge, drag, scrape or other instrument, except hand tongs, for the purpose of catching oysters from the fol-

lowing named beds, creeks and rivers of this State, along the shore of Delaware bay, viz: Elder point beds, Andrews ditch beds, East point beds, the High beds, Pepper beds, Dividing creek beds, Oronoken beds, Nantuxet creek beds, Beach creek beds, Goshen creek, Dennis creek, East creek, West creek, Dividing creek, Oronoken creek, Straight creek, Fishing creek, Oyster creek, Fortescue creek, Beaden's creek, Sow and Pigs creek, Dare's creek, Padgett's creek, Nantuxet creek, Cedar creek, Back creek, Middle Marsh creek, Stow creek, Bidwell's ditch, Nantuxet beds at the mouth of Nantuxet creek, Back creek beds at the mouth of Back creek, Cohansey beds at the mouth of Cohansey river, and Maurice river and Cohansey river; except that during Exception. May and June in any year oysters may be taken from the beds in the Cohansey river and Stow creek by means of patent tongs, and dredges may be used in the Cohansey river. No license shall be issued by the board contrary to this section.

Closed Season.

67. No person shall gather, scrape, rake or tong any Closed season. oysters in or upon the beds, rivers or creeks of this State named in the next preceding section, for and during the period from the thirtieth day of June until the first day of September in each and every year; but this section shall Exception. not apply to the beds at the mouth of and in Maurice river, from which oysters may be taken between sunrise and sunset at any time, except on Sunday.

Minimum Size of Oysters from Dennis Creek or Bidwell's Ditch.

68. No oysters which measure less than three inches from hinge to mouth shall at any time be taken from the waters of Dennis creek or Bidwell's ditch, in Cape May county, in this State, or be in the possession of any person after being so taken; except that this prohibition shall not apply to spat or blisters adhering so closely as to be impossible to remove without destruction; but in Size of oyster from Dennis creek or Bidwell's ditch. no case shall this exception amount to more than ten Exception. per centum of any catch or cargo.

ARTICLE 3

CRABBING IN DELAWARE BAY OR ITS TRIBUTARIES

Necessity of License to Take Crabs; Exception.

License to
take crabs.

69. No person shall take or attempt to take edible crabs from any of the waters of the Delaware bay or any of its tributaries within the jurisdiction of this State, in any manner except by rod, hand line, or scoop net operated by hand, without first obtaining a license so to do from the board.

Exception.

Issuance of Licenses; Citizens and Residents Only.

Who may
obtain licenses.

70. The board may grant licenses, under such rules and regulations as it may establish, to catch and take edible crabs from the waters of the Delaware bay and its tributaries in this State, by means of layout lines or trawl lines; but such licenses shall be granted only to persons who are citizens and actual residents of this State, and who have been such for at least one year prior to the granting of such licenses.

License Fees.

Fee.

71. The license fee shall be five (5) dollars annually for each man engaged in the business, and five (5) dollars for each person employed on any boat used in the business, which fees shall be for the use of the State.

Rules and Regulations for Protection of Crabs.

Protection of
crabs.

72. The board may establish and enforce rules and regulations for the propagation and protection of edible crabs in the waters of the Delaware bay and its tributaries in this State.

ARTICLE 4

PENALTIES

Violation of Title Misdemeanors.

Penalties.

73. Any person violating any of the provisions of this title shall be guilty of a misdemeanor.

TITLE FOUR

REGULATIONS APPLICABLE TO ATLANTIC COAST;
DEPARTMENT OF ATLANTIC COAST

ARTICLE 1

CLOSED SEASON ; MEANS OF TAKING ; INVASION OF LEASED
LANDS

Closed Season Atlantic Seaboard.

74. No person shall catch or take oysters by any means from any of the natural oyster beds under the tidal waters of the Atlantic seaboard of this State and tributaries thereto, except Delaware bay, at any time except during the months of May and June of each year, and then only persons duly licensed under section thirty-five of this act.

Closed season.

Exception.

Dredge, Drag or Scrape Prohibited Upon Natural Beds ;
Exceptions.

75. No person shall use or cause to be used any dredge with bag or pocket, drag or scrape upon any of the natural oyster or clam beds under the tidal waters of the Atlantic seaboard of this State and tributaries thereof, except Delaware bay, and no license shall be issued by the board contrary to this section ; but this section shall not prohibit the use of any fork, hoe or drag used by hand in the taking of soft clams ; nor shall it prohibit the catching of oysters with hand power dredges from the natural oyster grounds of this State north of Shrewsbury river.

Dredges, etc.,
prohibited on
natural beds.

Exception.

Protection of Leased Lands from Invasion ; Certain Acts
Thereon Unlawful.

76. No person shall go upon, take or remove oysters, clams or other material, dredge upon, throw, cast or drag an oyster dredge, use oyster tongs, rakes, forks or other instruments or appliances used for catching oysters or clams, or tread for clams, upon any of the leased lands

Protection of
leased land.

of this State lying under the tidal waters of the Atlantic seaboard or tributaries thereof, above Cape May Point, other than land or ground for which such person or his employer then holds a lease from the board.

ARTICLE 2

PENALTIES AND RECOVERY THEREOF

A. PENALTIES

Penalty for First Offense; for Subsequent Offenses.

Penalties.

77. Any person violating any of the provisions of this Title shall be liable to a penalty of one hundred dollars (\$100.00) for the first offense and of two hundred dollars (\$200.00), for any subsequent offense, which penalties shall be enforced and recovered as provided in this article.

B. INSTITUTION OF PROCEEDINGS TO RECOVER PENALTIES

Jurisdiction and Venue.

Jurisdiction
and venue
for recovery
of penalties.

78. Proceedings for the recovery of penalties under this Title shall be within the jurisdiction of and may be brought before any justice of the peace, district court, recorder or police magistrate, either in the county where the offense is committed or where the offender is first apprehended or where he may reside, and nothing contained in any law heretofore passed shall be construed to prohibit justices of the peace residing within the limits of any city where a district court is or may be established from exercising jurisdiction under this Title.

Who May Institute Proceedings.

Who may
institute pro-
ceedings.

79. Proceedings under this Title may be instituted by the director, a member of the board, chief of a department or division, captain of a guard boat, guard, or their assistants, or a police officer or constable.

Title of Proceedings.

80. Proceedings under this Title shall be entitled and shall run in the name of this State with the officer or person instituting the same as prosecutor.

Title of proceedings.

Verification of Complaint.

81. A complaint filed in any proceeding under this Title, shall be considered duly verified if made under oath or affirmation of the officer or person instituting the proceeding, upon information and belief.

Verification of complaint.

C. PROCESS; SUMMARY HEARING; JUDGMENT; JAIL FOR
NONPAYMENT

Issuance of Warrant.

82. Upon receiving complaint in writing, duly verified, of the violation of any of the provisions of this Title, the justice of the peace, district court, recorder, or police magistrate shall issue a warrant directed to any constable, police officer, director, member of the board, chief of a department or division, captain of guard boat, guard, or their assistants, commanding him to cause the person so complained of to be arrested and brought before such justice, district court, recorder, or police magistrate.

Issuance of warrant.

Arrest.

Service of Process.

83. The director, members of the board, chiefs of departments or divisions, captains of guard boats, guards, or their assistants shall have the same power as constables in respect to the service of process in proceedings under this Title.

Service of process.

Summary Hearing; Judgment.

84. The justice of the peace, district court, recorder or police magistrate before whom the person complained of is brought, shall thereupon in a summary way hear and determine his guilt or innocence, and upon conviction, shall impose upon such person the penalty or penalties prescribed in section seventy-seven of this act, together with the costs of the proceedings.

Hearing, judgment.

Penalty.

Arrest Without Warrant; Summary Hearing.

Arrests
without
warrant.

85. Where a person is arrested without a warrant pursuant to section fourteen of this act for a violation committed within the view of the arresting officer, such officer shall carry him before a justice of the peace, district court, recorder, or police magistrate in the county wherein the arrest is made, which justice, district court, recorder, or police magistrate shall hear and determine in a summary way the guilt or innocence of such person, after receiving from the officer a complaint, in writing, duly verified, setting forth the nature of the offense.

Adjournment of Hearing; Bond and Forfeiture Thereof.

Adjournment
of hearing.

86. Any hearing to be held pursuant to this Title may, for good cause shown, be adjourned for a period not exceeding thirty days from the return of any warrant, or from the date of any arrest without warrant, but in such case the justice of the peace, district court, recorder or police magistrate shall detain the defendant in safe custody unless he shall enter into bond to the person making the complaint, with at least one surety, in double the amount of the penalty, conditioned upon his appearance on the date to which the hearing is adjourned, and thence from day to day until the case is disposed of, and then abiding by the judgment of the justice, district court, recorder or police magistrate unless an appeal therefrom be taken; and such bond, if forfeited, may be prosecuted by the person to whom it is given in any court of competent jurisdiction.

Bond given.

Forfeiture
of bond.

Incriminating Testimony.

Testimony.

87. No person shall be excused from giving evidence in any proceeding under this Title, on the ground that it might tend to convict him, or render him liable to proceedings hereunder, but such evidence shall not be received against him in any such proceeding.

Process and Proceedings on Sunday.

88. Proceedings under this Title may be instituted on any day of the week including Sunday and process may be served on Sunday.

Processes and proceedings on Sunday.

Jail for Nonpayment of Penalties.

89. If any person shall fail to pay the penalty or penalties imposed under this article, together with the costs of the proceedings, the said justice, district court, recorder, or police magistrate shall commit him to the common jail of the county where the conviction is had, for a period not exceeding ninety days, or until the penalty and costs are paid.

Jail for non-payment of penalties.

D. FEES AND COSTS; MONEYS RECOVERED

What Fees and Costs Allowed.

90. In proceedings under this Title the prevailing party shall recover costs against the other and the fees and costs allowed therein shall be those prescribed for all summary proceedings for penalties before magistrates or other officers.

Fees and costs allowed in proceedings.

Fees for Service of Process by Department Officers.

91. Where process is served in proceedings under this Title by the director, members of the board, chiefs of departments or divisions, captains of guard boats, guards, or their assistants, the fees therefor, computed as provided in the next preceding section, shall be allowed to such officers or persons for the use of the State.

Fees for service of processes.

Moneys Recovered Paid Over to Treasury.

92. All moneys recovered under this Title shall be paid in each case to the person making the complaint, who shall pay over the same to the State treasury.

Moneys to be paid into treasury.

E. APPEALS

Appeal May be Taken.

93. Any party to a proceeding under this Title may appeal from the judgment or sentence of the justice, dis-

Appeals.

strict court, recorder or police magistrate, to the court of common pleas of the county in which the proceeding was had.

Notice of Appeal; Payment of Costs; Bond.

Notices of
appeal.

94. The party appealing shall, within ten days after the date of the judgment, serve a written notice of appeal upon the opposite party, pay the costs of the proceedings and deliver to the justice, district court, recorder, or police magistrate a bond to the opposite party in double the amount of the judgment, with at least one sufficient surety, conditioned to prosecute the appeal and to stand to and abide by such further order or judgment as may be made against him.

Bond.

Papers and Transcript Sent Up, Mode of Hearing Appeal.

On appeal
papers sent
to court of
common pleas.

95. Whenever an appeal is taken as aforesaid the justice of the peace, district court, recorder or police magistrate shall send all papers, together with a transcript of the proceedings in the case, to the next term of the court of common pleas of the county, which court shall hear and determine the appeal in the same manner as the case was originally heard and determined.

TITLE FIVE

REPEALER

Acts and parts of acts repealed.

Sundry acts
repealed.

96. The following acts and parts of acts are hereby repealed:

(1851, p. 439) [Rev. 1877, p. 138, §§ 22 (sec. 1), 23 (sec. 2)]

“A further supplement to the act entitled ‘An act for the preservation of clams and oysters,’ approved April fourteenth, eighteen hundred and forty-six,” approved March nineteenth, one thousand eight hundred and fifty-one.

(1853, c. 54, p. 139) [Rev. 1877, p. 139, § 24 (sec. 1)]

"A further supplement to 'An act for the preservation of clams and oysters,' approved April fourteenth, eighteen hundred and forty-six," approved February twenty-second, one thousand eight hundred and fifty-three.

(1855, c. 94, p. 216) [Rev. 1877, p. 139, §§ 25 (sec. 1), 26 (sec. 2)]

"A further supplement to an act entitled 'An act for the preservation of clams and oysters,' passed the fourteenth day of April, eighteen hundred and forty-six," approved March ninth, one thousand eight hundred and fifty-five.

(1861, c. 143, p. 436)

"An act to authorize the planting of oysters on lands covered with water in Shark river, in the county of Monmouth, and for the protection of the same," approved March fourteenth, one thousand eight hundred and sixty-one.

(1864, c. 359, p. 631) [Rev. 1877, p. 139, § 27 (sec. 1)]

"A further supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six," approved March thirty-first, one thousand eight hundred and sixty-four.

(1871, c. 180, p. 493) [Rev. 1877, p. 139, §§ 28 (sec. 1), 29 (sec. 2)]

"A further supplement to an act entitled 'An act for the preservation of clams and oysters,' " approved March fourteenth, one thousand eight hundred and seventy-one.

(1871, c. 260, p. 642) [Rev. 1877, p. 140, §§ 32 to 43 (sec. 1 to sec. 12)]

"An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, eighteen hundred and forty-six, and of the supplements thereto," approved March twenty-first, one thousand eight hundred and seventy-one.

(1873, c. 108, p. 24) [Rev. 1877, p. 142, §§ 44 to 52 (sec. 1 to sec. 9)]

“A further supplement to the act entitled ‘An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled “An act for the preservation of clams and oysters,”’ approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto,” approved February twenty-seventh, one thousand eight hundred and seventy-three.

(1873, c. 209, p. 44) [Rev. 1877, p. 140, §§ 30 (sec. 1), 31 (sec. 2)]

“A further supplement to an act entitled ‘An act for the preservation of clams and oysters,’ approved April fourteenth, one thousand eight hundred and forty-six,” approved March twelfth, one thousand eight hundred and seventy-three.

(1873, c. 310, p. 399) (Rev. 1877, p. 135, § 1)

“A further supplement to the act entitled ‘An act for the preservation of clams and oysters;’ revision;’ approved April fourteenth, one thousand eight hundred and forty-six,” approved March twenty-first, one thousand eight hundred and seventy-three.

(1875, c. 33, p. 15) [Rev. 1877, p. 144, §§ 53 to 57 (sec. 1 to sec. 5)]

“A further supplement to the act entitled ‘An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled “An act for the preservation of clams and oysters,” approved April fourteenth, eighteen hundred and forty-six, and of the supplements thereto,’” approved February eighteenth, one thousand eight hundred and seventy-five.

(Rev. 1877, p. 135)

“An act for the preservation of clams and oysters” (Revision), approved April fourteenth, one thousand eight hundred and forty-six.

(1877, c. 14, p. 29)

"Supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six, and the supplements thereto," approved February twenty-seventh, one thousand eight hundred and seventy-seven.

(1882, c. 49, p. 55)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, eighteen hundred and forty-six, and of the supplements thereto," approved March eighth, one thousand eight hundred and eighty-two.

(1882, c. 86, p. 107)

"A further supplement to the act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto," approved March seventeenth, one thousand eight hundred and eighty-two.

(1882, c. 170, p. 240)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto," approved March thirty-first, one thousand eight hundred and eighty-two.

(1883, c. 48, p. 51)

"A further supplement to the act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, eigh-

teen hundred and forty-six, and of the supplements thereto," approved March second, one thousand eight hundred and eighty-three.

(1886, c. 26, p. 34)

"A further supplement to an act entitled 'An act for the better enforcing in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, one thousand eight hundred and forty-six, and the supplements thereto," approved February twentieth, one thousand eight hundred and eighty-six.

(1886, c. 86, p. 114)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters," ' approved April fourteenth, one thousand eight hundred and forty-six, and the supplements thereto," approved March twenty-second, one thousand eight hundred and eighty-six.

(1886, c. 200, p. 300)

"An act for the better enforcement in any river or bay of an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six, and supplements thereto," approved April twenty-seventh, one thousand eight hundred and eighty-six.

(1888, c. 108, p. 140)

"A supplement to 'An act to ascertain the rights of the State and the riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the State' (Revision), approved April eleventh, one thousand eight hundred and sixty-four, and the several supplements thereto," approved March sixth, one thousand eight hundred and eighty-eight.

(1890, c. 50, p. 77)

"A further supplement to an act entitled 'An act entitled "An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six,"' and of the supplements thereto," passed March fourteenth, one thousand eight hundred and ninety.

(1890, c. 288, p. 473)

"An act to amend an act entitled 'An act for the preservation of clams and oysters' (Revision), approved April fourteenth, one thousand eight hundred and forty-six," approved June nineteenth, one thousand eight hundred and ninety.

(1891, c. 252, p. 476)

"A further supplement to the act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters,"' approved April fourteenth, one thousand eight hundred and forty-six and of the supplements thereto," approved April sixteenth, one thousand eight hundred and ninety-one.

(1892, c. 224, 360)

"A supplement to an act entitled 'An act for the preservation of clams and oysters' (Revision), approved April fourteenth, one thousand eight hundred and forty-six," approved March twenty-ninth, one thousand eight hundred and ninety-two.

(1892, c. 225, p. 361)

"A supplement to an act entitled 'An act for the preservation of clams and oysters' (Revision), approved April fourteenth, one thousand eight hundred and forty-six," approved March twenty-ninth, one thousand eight hundred and **ninety-two**.

(1892, c. 227, p. 363)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of an act entitled "An act for the preservation of clams and oysters,"' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto," approved March twenty-ninth, one thousand eight hundred and ninety-two.

(1893, c. 58, p. 111)

"A supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, anno domini one thousand eight hundred and forty-six," approved March eighth, one thousand eight hundred and ninety-three.

(1893, c. 190, p. 340)

"A further supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto," approved March sixteenth, one thousand eight hundred and ninety-three.

(1893, c. 193, p. 343)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of an act entitled "An act for the preservation of clams and oysters,"' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto," approved March sixteenth, one thousand eight hundred and ninety-three.

(1893, c. 288, p. 501)

"A supplement to an act entitled 'A further supplement to an act entitled "An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled 'An act for the preservation of clams and oysters.'"' approved April fourteenth, one thousand eight hundred and forty-six, and the supplements thereto, approved March eighth, one thousand eight hundred and

eighty-two, which further supplement was approved February twentieth, one thousand eight hundred and eighty-six," approved April third, one thousand eight hundred and ninety-three.

(1893, c. 290, p. 503)

"An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this State," approved April fourth, one thousand eight hundred and ninety-three.

(1894, c. 43, p. 54)

"A supplement to an act entitled 'An act for the preservation of clams and oysters' (Revision), approved April fourteenth, one thousand eight hundred and forty-six," approved April eleventh, one thousand eight hundred and ninety-four.

(1894, c. 81, p. 132)

"A supplement to an act entitled 'An act to promote the propagation and growth of seed oysters and to protect the natural oyster-beds of this State,' approved April fourth, one thousand eight hundred and ninety-three," approved April twenty-fourth, one thousand eight hundred and ninety-four.

(1894, c. 203, p. 309)

"An act to prohibit the riparian commissioners from granting any special oyster rights or privileges in Delaware Bay," approved May fifteenth, one thousand eight hundred and ninety-four.

(1894, c. 281, p. 418)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of an act entitled "An act for the preservation of clams and oysters," approved April fourteenth, one thousand eight hundred and forty-six,' and of the supplements thereto," approved May seventeenth, one thousand eight hundred and ninety-four.

(1895, c. 158, p. 319)

"A supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six," approved March fourteenth, one thousand eight hundred and ninety-five.

(1895, c. 376, p. 754)

"A supplement to an act entitled 'An act to promote the propagation and growth of seed oysters and to protect the natural oyster-beds of this State,' approved April fourth, one thousand eight hundred and ninety-three, and a further supplement approved April twenty-fourth, one thousand eight hundred and ninety-four," approved March twenty-eighth, one thousand eight hundred and ninety-five.

(1896, c. 132, p. 186)

"An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this State," approved March thirtieth, one thousand eight hundred and ninety-six.

(1897, c. 182, p. 352)

"A further supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters,"' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto, approved March twenty-first, one thousand eight hundred and seventy-one," approved May eleventh, one thousand eight hundred and ninety-seven.

(1898, c. 114, p. 188)

"A supplement to an act entitled 'An act for the better enforcement in Maurice River Cove and Delaware Bay of the act entitled "An act for the preservation of clams and oysters,"' approved April fourteenth, one thousand eight hundred and forty-six, and of the supplements thereto, approved March twenty-first, one thousand eight

hundred and seventy-one (General Statutes 817),” approved March twenty-ninth, one thousand eight hundred and ninety-eight.

(1898, c. 146, p. 349)

“An act to amend an act entitled ‘An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this State,’ approved March thirtieth, one thousand eight hundred and ninety-six,” approved April sixth, one thousand eight hundred and ninety-eight.

(1899, c. 49, p. 85)

“An act to protect the natural oyster-seed grounds of this State,” approved March seventeenth, one thousand eight hundred and ninety-nine.

(1899, c. 138, p. 322)

“An act to amend an act entitled ‘An act for the preservation of clams and oysters,’ approved April fourteenth, one thousand eight hundred and forty-six,” approved March twenty-fourth, one thousand eight hundred and ninety-nine.

(1899, c. 149, p. 333)

“An act to amend an act entitled ‘A supplement to an act entitled “An act for the preservation of clams and oysters” (Revision), approved April fourteenth, one thousand eight hundred and forty-six,’ which said supplement was approved April eleventh, one thousand eight hundred and ninety-four,” approved March twenty-fourth, one thousand eight hundred and ninety-nine.

(1899, c. 194, p. 506)

“An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,” approved March twenty-fourth, one thousand eight hundred and ninety-nine.

(1900, c. 90, p. 173)

"A further supplement to an act entitled 'An act to authorize the planting of oysters on lands covered by water in Shark River, in the county of Monmouth, and for the protection of the same,' approved March fourteenth, one thousand eight hundred and sixty-one," approved March twenty-second, one thousand nine hundred.

(1900, c. 139, p. 330)

"A supplement to an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,' approved March twenty-fourth, eighteen hundred and ninety-nine," approved March twenty-third, one thousand nine hundred.

(1900, c. 175, p. 422)

"An act to amend an act entitled 'An act to amend an act entitled "An act for the preservation of clams and oysters," approved April fourteenth, one thousand eight hundred and forty-six,' which amendatory act was approved March twenty-fourth, one thousand eight hundred and ninety-nine," passed March twenty-third, one thousand nine hundred.

(1900, c. 177, p. 425)

"An act to provide a uniform procedure for the enforcement of all laws relating to the taking of natural seed oysters and clams and the protection of the natural seed oyster grounds of this State and for the recovery of penalties for the violation thereof," approved March twenty-third, one thousand nine hundred.

(1901, c. 73, p. 156)

"An act making appropriation for the protection of oyster beds and seed oysters thereon under the tidal waters of the Delaware Bay and Delaware River, above the line running direct from the mouth of Straight creek

to Cross Ledge Lighthouse, and commonly known as the 'southwest line,' " approved March twentieth, one thousand nine hundred and one.

(1901, c. 149, p. 307)

"An act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,' approved March twenty-fourth, eighteen hundred and ninety-nine, and for the better enforcement of the provisions of said act and to extend the provisions of said act to the lands lying under the tidal waters of the Delaware river," approved March twenty-second, one thousand nine hundred and one.

(1901, c. 157, p. 326)

"A Further Supplement to an act entitled 'An act for the punishment of crimes' (Revision, one thousand eight hundred and ninety-eight), approved June fourteenth, one thousand eight hundred and ninety-eight," approved March twenty-second, one thousand nine hundred and one.

(1902, c. 39, p. 170)

"An Act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Ocean, in the state of New Jersey," approved March twenty-sixth, one thousand nine hundred and two.

(1902, c. 232, p. 688)

"Supplement to an act entitled 'An act for the better preservation of the oyster industry in the creeks and rivers along the shores of Delaware Bay and Maurice River Cove and the tide waters of the Atlantic seaboard of the State of New Jersey,' approved March twenty-third, one thousand nine hundred," approved April ninth, one thousand nine hundred and two.

(1903, c. 153, p. 236)

"An Act to amend an act entitled 'An act to amend an act entitled "An act for the preservation of clams and oysters," approved April fourteenth, one thousand eight hundred and forty-six,' which amendatory act was approved March twenty-fourth, one thousand eight hundred and ninety-nine," approved April eighth, one thousand nine hundred and three.

(1903, c. 251, p. 638)

"An Act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams lying under the tidal waters of the county of Ocean in the State of New Jersey,' approved March twenty-sixth, nineteen hundred and two," approved April fourteenth, one thousand nine hundred and three.

(1903, c. 254, p. 642)

"An act to amend an act entitled 'An act to amend an act entitled "An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,"' approved March twenty-fourth, eighteen hundred and ninety-nine, and for the better enforcement of the provisions of said act and to extend the provisions of said act to the lands lying under the tidal waters of the Delaware river," approved April fourteenth, one thousand nine hundred and three.

(1903, c. 265, p. 709)

"An act creating a bureau of shell fisheries," approved April fourteenth, one thousand nine hundred and three.

(1904, c. 184, p. 333)

"A supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six," approved March twenty-ninth, one thousand nine hundred and four.

(1905, c. 41, p. 65)

"A supplement to an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,' approved March twenty-fourth, one thousand eight hundred and ninety-nine," approved March twenty-first, one thousand nine hundred and five.

(1905, c. 75, p. 145)

"An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Atlantic, in the State of New Jersey," approved March thirtieth, one thousand nine hundred and five.

(1905, c. 135, p. 249)

"An act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Ocean, in the State of New Jersey,' approved March twenty-sixth, nineteen hundred and two," approved April twelfth, one thousand nine hundred and five.

(1905, c. 181, p. 337)

"Supplement to the act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Ocean, in the State of New Jersey,' approved March twenty-sixth, one thousand nine hundred and two," approved April twentieth, one thousand nine hundred and five.

(1905, c. 236, p. 459)

"A Supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-one," approved May eleventh, one thousand nine hundred and five.

(1905, c. 237, p. 460)

"A supplement to an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying in the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,' approved March twenty-fourth, one thousand eight hundred and ninety-nine," approved May eleventh, one thousand nine hundred and five.

(1905, c. 249, p. 482)

"A supplement to an act entitled 'A supplement to an act entitled "An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey," approved March twenty-fourth, eighteen hundred and ninety-nine,' which said supplemental act was approved March twenty-first, one thousand nine hundred and five, and extending the provisions of said supplemental act, and extending the provisions of said original act to certain lands under the tidal waters in Raritan Bay, in the State of New Jersey, to wit, lands comprehended by the following lines: Beginning at the watch-house at Canaskonk point, on the shore of Raritan Bay; thence in a straight line to the government buoy, known as East point buoy; thence on a true course west southwest to the point where said course intersects a line drawn on a course due north from Cliffwood point; thence on a true course south to Cliffwood point; thence along the shore line to the place of beginning," approved May twenty-fifth, one thousand nine hundred and five.

(1906, c. 35, p. 49)

"An act to amend an act entitled 'An act making appropriation for the protection of oyster beds and seed oysters thereon under the tidal waters of the Delaware Bay and Delaware river, above the line running direct from the mouth of Straight Creek to Cross Ledge lighthouse, and commonly known as the "southwest line,"' approved March twentieth, one thousand nine hundred and one," approved March twenty-sixth, one thousand nine hundred and six.

(1907, c. 97, p. 186)

"A further supplement to an act entitled 'A supplement to an act entitled "An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey," approved March twenty-fourth, one thousand eight hundred and ninety-nine,' which said supplemental act was approved March twenty-first, one thousand nine hundred and five, and which supplement thereto was approved May twenty-fifth, one thousand nine hundred and five, and extending the provisions of said supplemental act, and extending the provisions of said original act, to certain lands under the tidal waters in Raritan Bay, in the State of New Jersey, to wit: lands comprehended by the following lines: Beginning at the watch-house at Canaskonk point, on the shore of Raritan Bay; thence, in a straight line to the government buoy, known as East Point Buoy; thence, on a true course west southwest, to the point where said course intersects a line drawn on a course due north from Cliffwood point; thence, on a true course south, to Cliffwood point; thence along the shore line to the place of beginning," approved April twenty-second, one thousand nine hundred and seven.

(1907, c. 113, p. 271)

"An act to amend an act entitled 'An act creating a bureau of shell fisheries' approved April 14, in the year of our Lord, one thousand nine hundred and three," approved April thirtieth, one thousand nine hundred and seven.

(1908, c. 230, p. 444)

"An act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Atlantic, in the State of New Jersey,' approved March thirtieth, one thousand nine hundred and five," approved April thirteenth, one thousand nine hundred and eight.

(1908, c. 234, p. 464)

"An Act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Atlantic in the State of New Jersey,' approved March thirtieth, one thousand nine hundred and five," approved April thirteenth, one thousand nine hundred and eight.

(1909, c. 4, p. 14)

"An act to amend an act entitled 'An act to amend an act entitled "An act for the better regulation and control of the taking, planting and cultivating of oysters on lands lying under the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey," approved March twenty-fourth, eighteen hundred and ninety-nine, and for the better enforcement of the provisions of said act and to extend the provisions of said act to the lands lying under the tidal waters of the Delaware river,' approved March twenty-second, nineteen hundred and one," approved March second, one thousand nine hundred and nine.

(1909, c. 197, p. 293)

"An act to amend an act entitled 'An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Ocean, in the State of New Jersey,' approved March twenty-sixth, one thousand nine hundred and two," approved April twentieth, one thousand nine hundred and nine.

(1910, c. 97, p. 147)

"A further supplement to an act entitled 'An act for the preservation of clams and oysters,' approved April fourteenth, one thousand eight hundred and forty-six," approved April sixth, one thousand nine hundred and ten.

(1910, c. 244, p. 401)

“An act regulating and controlling the taking, planting, propagating and cultivating of oysters and clams on lands lying under the tidal waters of certain portions of the Tuckahoe, Middle and Great Egg Harbor rivers and Patcong creek and other tributaries of the Tuckahoe, Middle and Great Egg Harbor rivers, which portions lie, however, within the boundaries of Atlantic county, in the State of New Jersey,” approved April eleventh, one thousand nine hundred and ten.

(1910, c. 245, p. 405)

“An act to amend an act entitled ‘An act for the better regulation and control of the taking, planting and cultivating of oysters and clams on lands lying under the tidal waters of the county of Atlantic, in the State of New Jersey,’ approved March thirtieth, one thousand nine hundred and five,” approved April eleventh, one thousand nine hundred and ten.

(1911, c. 280, p. 591)

“An act to amend an act entitled ‘An act to amend an act entitled “An act creating a bureau of shell fisheries,”’ approved April thirtieth, in the year of our Lord one thousand nine hundred and seven,” approved April twenty-seventh, one thousand nine hundred and eleven.

(1912, c. 22, p. 42)

“A supplement to an act entitled ‘An act for the preservation of clams and oysters,’ approved April fourteenth, eighteen hundred and forty-six,” approved February twenty-eighth, one thousand nine hundred and twelve.

(1915, c. 210, p. 380)

“An act to amend an act entitled ‘An act regulating and controlling the taking, planting, propagating and cultivating of oysters and clams on lands lying under the tidal waters of certain portion of the Tuckahoe, Middle and Great Egg Harbor rivers and Patcong creek and other tributaries of the Tuckahoe, Middle and Great Egg

Harbor rivers, which portions lie, however, within the boundaries of Atlantic County, in the State of New Jersey,' approved April eleventh, one thousand nine hundred and ten, and to repeal section two thereof," approved April eighth, one thousand nine hundred and fifteen.

(1915, c. 387, p. 734)

"An act to establish a Department of Shell Fisheries and to vest therein all the powers and duties now devolved, by law, upon the State Bureau of Shell Fisheries, the State Oyster Commission, the Oyster Commission for the District of Ocean County, the Oyster Superintendent for the District of Ocean County, the Oyster Commission for the District of Atlantic County, the Oyster Superintendent for the District of Atlantic County, and the Oyster and Clam Commissioner of the District of Shark River in the County of Monmouth," approved April twenty-third, one thousand nine hundred and fifteen.

(1917, c. 116, p. 250)

"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.

(1918, c. 216, p. 780)

"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," approved March fourth, one thousand nine hundred and eighteen.

(1918, c. 217, p. 781)

"An act to amend the 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," approved March fourth, one thousand nine hundred and eighteen.

(1918, c. 263, p. 995)

"An act to amend an act entitled, 'An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries,' approved March twenty-fourth, one thousand nine hundred and seventeen," approved March fourth, one thousand nine hundred and eighteen.

(1919, c. 107, p. 258)

"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," approved April eleventh, one thousand nine hundred and nineteen.

(1919, c. 144, p. 316)

"An act to amend an act entitled 'An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries,' approved March twenty-fourth, one thousand nine hundred and seventeen," approved April twelfth, one thousand nine hundred and nineteen.

(1919, c. 148, p. 322)

"An act to regulate the propagation and cultivation of clams and the preservation and development of the public clam grounds of the State," approved April twelfth, one thousand nine hundred and nineteen.

(1920, c. 288, p. 513)

"An act to amend an act entitled 'An act to establish a Department of Shell Fisheries and to vest therein all the powers and duties now devolved, by law, upon the State Bureau of Shell Fisheries, the State Oyster Commission, the Oyster Commission for the District of Ocean County, the Oyster Superintendent for the District of Ocean County, the Oyster Commission for the District of Atlantic County, the Oyster Superintendent for the District of Atlantic County, and the Oyster and Clam Commissioner of the District of Shark River in the county of Monmouth,' " approved April twenty-first, one thousand nine hundred and twenty.

(1920, c. 289, p. 514)

"An act to provide a uniform procedure for the enforcement of all laws relating to the taking of oysters and clams and the protection of the oyster and clam grounds of this State and for the recovery of penalties for the violation thereof," approved April twenty-first, one thousand nine hundred and twenty.

(1920, c. 290, p. 519)

"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," approved April twenty-first, one thousand nine hundred and twenty.

(1920, c. 291, p. 520)

"An act to amend an act entitled 'An act relating to the propagation, planting, preservation and gathering of

clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries,' approved March twenty-fourth, one thousand nine hundred and seventeen," approved April twenty-first, one thousand nine hundred and twenty.

(1920, c. 297, p. 539)

"An act to authorize the Department of Shell Fisheries of the State to sell and dispose of personal property owned by the State which is or has been subject to the use of said State department," approved April twenty-first, one thousand nine hundred and twenty.

(1921, c. 206, p. 641)

"An act to amend an act entitled 'A supplement to an act entitled "An act for the better regulating and control of the taking, planting and cultivating of oysters on lands lying in the tidal waters of the Delaware Bay and Maurice River Cove, in the State of New Jersey,"' approved March twenty-fourth, one thousand eight hundred and ninety-nine," approved April eighth, one thousand nine hundred and twenty-one.

(1922, c. 133, p. 232)

"An act to amend an act entitled 'An act to provide a uniform procedure for the enforcement of all laws relating to the taking of oysters and clams, and the protection of the oyster and clam grounds of this State, and for the recovery of penalties for the violation thereof,' approved April twenty-first, one thousand nine hundred and twenty," approved March eleventh, one thousand nine hundred and twenty-two.

(1922, c. 134, p. 234)

"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," approved March eleventh, one thousand nine hundred and twenty-two.

(1924, c. 35, p. 71)

"An act to amend an act entitled 'An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters in this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries,' approved March twenty-fourth, nineteen hundred and seventeen," approved February twenty-eighth, one thousand nine hundred and twenty-four.

(1924, c. 36, p. 72)

"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, nineteen hundred and seventeen," approved February twenty-eighth, one thousand nine hundred and twenty-four.

(1924, c. 112, p. 216)

"A further 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," approved March eleventh, one thousand nine hundred and twenty-four.

(1924, c. 113, p. 217)

"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

March eleventh, one thousand nine hundred and twenty-two," approved March eleventh, one thousand nine hundred and twenty-four.

(1926, c. 248, p. 420)

"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 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," approved March twenty-ninth, one thousand nine hundred and twenty-six.

(1926, c. 262, p. 438)

"An act regulating the catching and taking of edible crabs from the waters of Delaware Bay and its tributaries in this State," approved March twenty-ninth, one thousand nine hundred and twenty-six.

(1926, c. 273, p. 457)

"A supplement to an act entitled 'An act to provide a uniform procedure for the enforcement of all laws relating to the taking of oysters and clams and the protection of the oyster and clam grounds of this State and for the recovery of penalties for the violation thereof,' approved April twenty-first, one thousand nine hundred and twenty," approved March twenty-ninth, one thousand nine hundred and twenty-six.

(1928, c. 238, p. 416)

"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," approved April third, one thousand nine hundred and twenty-eight.

(1929, c. 178, p. 334)

"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," approved April twenty-third, one thousand nine hundred and twenty-nine.

(1929, c. 180, p. 336)

"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," approved April twenty-third, one thousand nine hundred and twenty-nine.

(1929, c. 181, p. 338)

"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," approved April twenty-third, one thousand nine hundred and twenty-nine.

(1929, c. 268, p. 642)

"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," ap-

proved May sixth, one thousand nine hundred and twenty-nine.

(1929, c. 300, p. 701)

"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," approved May sixth, one thousand nine hundred and twenty-nine.

Amendatory, Supplemental and Inconsistent Acts Repealed.

97. All acts amendatory of or supplemental to any of the acts or parts of acts mentioned in the preceding section and all acts and parts of acts general and special inconsistent with this act are hereby repealed. General repealers.

Repeals Not to Revive Acts Heretofore Repealed.

98. The repeal of the above entitled acts and parts of acts, and acts amendatory thereof or supplemental thereto, shall not be construed to revive any act which may have been repealed by any of such acts, amendments or supplements. Repealer not to revive repealed acts.

Approved April 21, 1931.

CHAPTER 188.

An Act to amend an act entitled "An act directing the mode of entering judgments on bonds with warrants of attorney to confess judgments" (Revision of 1877, page 83).

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

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

Before whom
affidavit taken.

Taken out
of State.

12. That the affidavit required by this act may be made before the Chancellor or other officer authorized to take acknowledgments and proofs of deeds and other instruments, under the provisions of "An Act respecting conveyances" (Revision of 1898), and the acts amendatory thereof and supplementary thereto: or, if the plaintiff be out of this State, before the chief justice of the United States or other officer authorized to take acknowledgments and proofs of deeds and other instruments, under the provisions of "An Act respecting conveyances" (Revision of 1898), and the acts amendatory thereof and supplementary thereto, which affidavit shall be filed with the other papers in the cause.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 189.

A Supplement to an act entitled "An act concerning evidence" (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:*

Defendant as
witness on
own behalf.

1. In all civil actions founded upon any allegation of fraud, breach of trust, willful default, or undue influence, the defendant may be sworn and examined as a witness on his own behalf, notwithstanding the opposite party may sue by a guardian or in a representative capacity.

Repealer.

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

3. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 190.

An Act to establish a department of aviation, to provide for the appointment of a State Aviation Commission and a State Director of Aviation, the licensing of aircraft and airmen and the supervision and regulation of aircraft and air traffic in and over the State.

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

1. Purpose. The purpose of this act is to provide in the interests of public safety and of aeronautical progress for the regulation of aircraft in and over this State, to require that aircraft operating in and over the State shall conform with respect to design, construction and air-worthiness to the standards prescribed by the United States government with respect to the navigation of aircraft for civil purposes, subject to its jurisdiction, and to require the licensing of aircraft and airmen. Purposes of act.

2. Definition of terms. The word "aircraft" in this act means any contrivance now known or hereafter invented, used or designed for navigation or flight in the air except a parachute or other contrivance designed for such navigation but used primarily as safety equipment. The word "airmen" in this act means any person who engages in the navigation or direction of aircraft while under way. The word "commission" when used in this act means the State Aviation Commission. The word "director" in this act means the State Director of Aviation. Definitions.

3. Department created. There is hereby created and established a State Department of Aviation, a State Aviation Commission of five members and the office of State Director of Aviation. Department of aviation created. Commission.

4. Appointment, qualifications and removal of members of the commission. All members of the commission shall be citizens and bona fide residents of the State of Requirements for membership.

New Jersey State Library

Appointment.	New Jersey. At least three of them shall be actively engaged in the aviation industry. The members of the commission shall be appointed by the Governor by and with the advice and consent of the Senate to take office on the first day of April, one thousand nine hundred and thirty-one, or on the date after the passage of this act upon which they shall have been appointed and qualified, for the following terms: one member for one year, one member for two years, one member for three years, one member for four years and one member for five years. Thereafter all appointments shall be for a term of five years. The Governor may remove any member of the commission for inefficiency, neglect of duty or misconduct in office, having first given to such offending member a written statement of the charges against him and the opportunity of being publicly heard in person or by counsel in his own defense upon not less than ten days' notice of the time and place of such hearing. In case of a vacancy in the commission when the Senate is not in session an ad interim appointment may be made. Any appointment to fill a vacancy shall be for the unexpired term only.
Terms.	
Removal from office.	
Vacancy.	
Director of aviation.	5. Appointment, qualifications and removal of the director. The State Director of Aviation shall be appointed by the Governor by and with the consent of the Senate for a term of five years and until his successor is appointed and qualified. He shall be an airman holding a valid license issued by the United States government for the piloting of aircraft. The director may be removed by the Governor for the same reasons and in the same manner as provided in this act for the removal of a member of the commission.
Appointment.	
Term.	
Must be qualified airman.	
Removal from office.	
Meetings of commission.	6. Organization and procedure of the commission. At the first meeting after appointment and qualification the commission shall organize by the election of a chairman for a period of one year and until his successor is elected and qualified. Thereafter the chairman shall be elected annually. The commission shall hold at least six regular meetings in each calendar year in accordance with such schedule as may be adopted and such special meetings as may be deemed advisable. Three members
Quorum.	

shall constitute a quorum and all action shall be taken by a majority vote. Special meetings may be called by the chairman upon at least forty-eight hours' written notice to each member and to the director. The chairman shall preside at all meetings of the commission and represent it upon official and ceremonial occasions. The director shall be the executive officer and secretary of the commission and privileged to attend all regular and special meetings.

7. Powers and duties of the commission. The commission shall have general charge of and supervision over the administration and enforcement of this act and all acts amendatory hereof and supplementary hereto. It may establish and revise from time to time air traffic rules for the navigation, protection and identification of aircraft which shall conform to and coincide with, insofar as is practicable, the air commerce act of one thousand nine hundred and twenty-six and all acts amendatory thereof and supplementary thereto and not inconsistent with the provisions of this act. It may establish standards of air-worthiness for aircraft operating within the State not inconsistent with the air commerce act of one thousand nine hundred and twenty-six and its amendments and supplements. It may encourage and effect, insofar as is practicable, uniform field rules for airports. It shall keep a record of all of its proceedings and official acts, collect and disseminate information relative to the aviation industry in the State and shall make an annual report to the Governor reviewing the operation of the department together with its recommendations for the improvement and development of aeronautical safety and progress.

8. Powers and duties of the director. The director shall be the executive officer of the commission and under its general supervision shall administer and enforce the provisions of this act and the rules and regulations established thereunder. He shall, subject to the approval of the commission, appoint such clerks and other assistants as may be required and authorized for the proper discharge of the functions of the department pursuant to an act regulating the employment, tenure

Special
meetings.

Secretary.

Powers and
duties of
commission.Air traffic
rules.

Standards.

Field rules.

Records.

Report.

Powers and
duties of
director.

Assistants.

Civil Service.	and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties, approved April tenth, one thousand nine hundred and eight, and the acts amendatory thereof and supplemental thereto, and for whose services funds have been appropriated. He shall
Reports.	be in charge of the officer of the commission and responsible for the preparation of reports and the collection and dissemination of data and other public information relating to the aviation industry. He shall
Approval of bills.	approve all bills for the disbursement of moneys under any of the provisions of this act or any act amendatory hereof and supplementary hereto which bills, when properly approved by the commission and signed by the chairman, shall be paid by the State Treasurer on a warrant of the comptroller out of any appropriations made therefor. At the direction of the commission he shall, together with the chairman of such commission, execute
Executing contracts.	all contracts entered into by the department for which authority is legally made and for which funds are specifically provided in any appropriation act.
Penalties for violations.	9. Penalties. Any person who violates any of the provisions of this act or any rule or regulation thereunder shall be guilty of a misdemeanor and punishable by a fine of not more than two hundred dollars (\$200) or by imprisonment for not more than ninety (90) days, or both. Prosecution therefor may be instituted in the name of the commission or the director either by the Attorney General or by the prosecutor of the pleas in and for the county in which the offense is alleged to have been committed when so directed by the Attorney General. The members of the commission and the director shall be peace officers and have authority to make arrests for violations of the provisions of this act, or any acts amendatory hereof or supplementary hereto or of any rules and regulations established thereunder.
Act as peace officers.	
Oaths.	10. Power to subpoena. The chairman of the commission shall have power to administer oaths and when directed by vote of the commission to subpoena and
Subpoenas.	require the attendance in this State of witnesses and

the production thereby of books and papers pursuant to any investigation or inquiry made or held by or before the commission touching any of the provisions of this act. The said subpoena shall be made returnable at the office of the commission at the State Capitol or in any city, town, township or other municipality in the State. Service may be made by registered mail or by personal service. No person who shall be served with a subpoena issued by the director to appear and testify or produce such books and papers shall refuse or neglect to appear and testify or to produce books and papers relevant to such investigation or inquiry as commanded in such subpoena. Any disobedience to or neglect of any subpoena so issued, or any refusal to testify or to produce books and papers relevant to such investigation or inquiry shall be certified in writing to the Attorney General and such person shall be subject to a penalty not exceeding one hundred dollars (\$100), to be recovered with costs in an action of debt to be prosecuted by the Attorney General.

Service of
subpoenas.

Failure to
answer
subpoena.

Penalty.

11. Compensation and expenses. The director shall receive such annual salary as shall be fixed by the Governor at the time of appointment, not in excess of five thousand dollars (\$5,000.00) and shall be paid in semi-monthly payments by the State Treasurer on the warrant of the comptroller, out of the funds appropriated for that purpose. The members of the commission shall serve without compensation but they shall be reimbursed for their actual expenses incurred in the performance of their official duties, which expenses shall be paid to them in the same manner as other such expenses are now paid.

Director's
salary.

Expenses of
commission
met.

12. Quarters. The State House Commission shall provide suitable quarters for the department in or near the State Capitol buildings at Trenton.

Office.

13. Appropriation. There is hereby appropriated, when the same shall be contained in any annual or other appropriation act, the sum of eight thousand dollars (\$8,000.00) for the use of the department for the fiscal year next ensuing the passage of this act.

Appropriation.

14. Constitutionality. The provisions of this act shall be severable and if any of its provisions shall be held

Constitution-
ality of act.

to be unconstitutional or the applications thereof to any person or circumstance invalid, the decision of the court respecting such provision shall not affect the constitutionality or validity of any other provisions which can be given effect without such unconstitutional or invalid provisions. It is hereby declared as the legislative intent that this act would have been adopted by the Senate and General Assembly had such unconstitutional or invalid provisions not been included herein.

Repealer.

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

Approved April 21, 1931.

CHAPTER 191.

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
before doing
business.

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 the sum of fifty thousand dollars (\$50,000) in public stocks or bonds of this State or of the United States or of 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

Amount.
Stocks or
bonds.

which stocks or bonds shall not be less than par, or bonds secured by mortgages which shall be first liens on unencumbered improved real estate within this State worth double the amount secured to be paid by said bonds and mortgages and the president of the company depositing said bonds and mortgages shall annex to every mortgage so deposited his affidavit setting forth 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 secured to be paid by said bond and mortgage, or bonds secured by trust mortgage, or shares or parts of bonds secured by mortgage or mortgages, or participation certificates, or coupon bonds. Such trust mortgages, mortgages securing shares or parts of bonds and mortgages against which participation certificates shall have been issued and mortgages securing coupon bonds shall be first liens on real estate located within this State. Such bonds secured by trust mortgage, shares or parts of bonds secured by mortgage or mortgages, participation certificates and coupon bonds shall be such as to conform in all respects with the provisions of chapter eighty-one of the laws of one thousand nine hundred and twenty-seven. The said commissioner may, from time to time, after such company shall have commenced business, require it to make further deposits of securities of the type herein named up to the sum of one hundred thousand dollars (\$100,000).

Bond and mortgage.

Trust mortgage bonds.

Character of securities.

May require additional deposits.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 192.

An Act to amend and extend the title and provisions of an act entitled "An act concerning the compulsory insurance of compensation payments arising under section two of the act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule for compensation, and regulating procedure for the determination of liability and compensation thereunder', approved April fourth, one thousand nine hundred and eleven", which said act was approved March twenty-seventh, one thousand nine hundred and seventeen; also to extend the compulsory insurance features thereof to damage payments arising under section one of said act approved April fourth, one thousand nine hundred and eleven, and also to regulate insurance and rates for insurance against the liability of an employer for injury to an employee.

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

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

New title. An act concerning the compulsory insurance of payments arising under sections one and two of the act entitled "An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule for compensation, and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven, and further concerning insurance and

rates for insurance against the liability of an employer for bodily injuries to an employee.

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

1. This act shall be known as the Employer's Liability Insurance Act. Title of act.

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

2. Any employer, except the State or a municipality, or county or school district who is now or hereafter becomes subject to the provisions of section one or of section two of 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, and the amendments thereof and supplements thereto, hereinafter referred to as the workmen's compensation act, shall forthwith make sufficient provision for the complete payment of any obligation which he may incur to any injured employee or his administrator or next of kin under the provisions of section one of said workmen's compensation act and of any obligation which he may incur to any injured employee or his dependents under the provisions of section two of said workmen's compensation act, by one of the following methods, as hereinafter set forth in sections three and four of this article of this act; and he shall, upon demand by the Commissioner of Banking and Insurance, personally, or in writing, mailed to the post-office address of the employer by registered mail, file with the Commissioner of Banking and Insurance proof on such forms as he may prescribe. Employers to make provision for payment of obligation to injured employee.

4. Section three of article one of the act to which this act is an amendment be and the same is hereby amended to read as follows: Furnishing proof of injury.
Section 3 amended.

Employer may
carry own
insurance.

Exemption.

Statements
required.

Employer may
insure his
liability.

Section 6
amended.

Notices of
insurance
posted.

3. Providing the employer can reasonably satisfy the Commissioner of Banking and Insurance as to the permanence and financial standing of his business, he may carry his own liability under the workmen's compensation act. An employer desiring to be exempt from insuring the whole or any part of his liability under the workmen's compensation act shall make application to the Commissioner of Banking and Insurance, showing his financial ability to meet such liability, whereupon the Commissioner of Banking and Insurance, if satisfied of the applicant's financial ability, shall by written order, make such exemption. The Commissioner of Banking and Insurance may, from time to time, require further statements of the financial ability of such employer, and, if at any time, in the opinion of the Commissioner of Banking and Insurance, such employer appears no longer able to meet such liability the commissioner shall revoke his order granting exemption; in which case the employer shall immediately insure his liability under said workmen's compensation act in a mutual association or other insurance company authorized to engage in workmen's compensation insurance in this State. Any employer exempted as herein provided may, for his own protection, insure his liability for the payment of any stated loss in excess of five thousand dollars by reason of any single accident and occupational diseases scheduled in the workmen's compensation act. Such contract of insurance shall operate only between the employer and his insurance carrier, and shall not be subject to any of the provisions of this act.

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

6. Every employer who has complied with the provisions of this act shall post and maintain in a conspicuous place or places in and about his place or places of business, typewritten or printed notices in such form as the Commissioner of Banking and Insurance may prescribe stating the fact that he has secured the payment of compensation to his employees and their dependents in accordance with the provisions of this act,

and shall name the company or companies insuring his liability, or shall state the fact that the employer has qualified before the Commissioner of Banking and Insurance for the carrying of his own liability.

Companies
named.

6. Section thirteen of article one of the act to which this act is an amendment be and the same is hereby repealed.

Section 13
repealed.

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

Section 14
amended.

14. No policy of insurance against liability arising under section one or two of the workmen's compensation act or under this act shall contain any limitations of the liability of the insurer to an amount less than that payable by the assured on account of his entire liability under the said workmen's compensation act and under this act, nor shall any such policy of insurance or any endorsement thereon insure against any liability whatsoever, other than the liability of the assured for compensation under the workmen's compensation act and under this act and for damages imposed by law because of personal injuries, including death at any time resulting therefrom, sustained by his employees, nor shall any action be maintained for the collection of premiums on any policy violating this act; but a policy may be issued to an employer insuring him against his liability for compensation and damages because of such personal injuries including death at any time resulting therefrom arising out of any particular business, plant or employment carried on by him; *provided*, that all other businesses, plants or employments carried on by the same employer are separately insured or exempted in respect of liability under sections one and two of said workmen's compensation act as provided for in this act.

No limitation
of liability.

Insurance
against
liability.

Proviso.

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

Section 15
amended.

15. Every insurance company or mutual association which insures employers against liability either under the workmen's compensation act or for damages imposed by law arising out of any other liability to employees

Companies
to file classi-
fication of
risks, etc.

because of personal injuries including death at any time resulting therefrom, or both, shall file with the Commissioner of Banking and Insurance its classification of risks and premiums and rules pertaining thereto, together with the basis rates and system of merit or schedule rating applicable to such insurance which system of merit or schedule rating shall be applied as hereinafter provided. Neither classifications of risks, rules pertaining thereto, basis rates, nor system of merit or schedule rating shall take effect until the Commissioner of Banking and Insurance shall have approved the classifications, rules, basis rates, and system of merit or schedule rating, as reasonable and adequate for the risks to which they respectively apply. The Commissioner of Banking and Insurance may withdraw his approval of any classification, rule, basis rate, or system of merit or schedule rating if he shall find that such classification, rule, rate, or system of merit or schedule rating is unreasonable or inadequate for the risks to which they respectively apply. To secure the impartial application of such approved classifications, rules, rates, or system of merit or schedule rating, the Commissioner of Banking and Insurance is hereby authorized to create, organize and supervise such rating and inspection bureau with such jurisdiction under his supervision as hereinafter provided. No insurance company or mutual association writing workmen's compensation or employer's liability insurance in this State shall issue, renew, or carry any insurance against the liability of an employer either for compensation or for damages imposed by law, because of personal injuries, including death at any time resulting therefrom, sustained by his employees, or for both, except in accordance with the classifications, rules, basis rates, and system of merit or schedule rating approved by the Commissioner of Banking and Insurance as aforesaid and applied by the rating and inspection bureau; *provided, however*, that any departure from the basis rate filed with and approved by the Commissioner of Banking and Insurance on account of the application of a system of merit or schedule rating approved by the Commissioner of Banking and Insurance shall be clearly set

Approval of classifications, rates, etc.

Withdrawal of approval.

Inspection bureaus.

Renewals.

Proviso.

forth in the insurance contract or endorsements attached thereto. If any insurance company or mutual association authorized to write workmen's compensation or employer's liability insurance in this State shall violate any of the provisions of this act, the Commissioner of Banking and Insurance, may, in his discretion, after public hearing, suspend the authority of said insurance company or mutual association to transact workmen's compensation or employer's liability insurance in this State for such period as said Commissioner shall fix.

Commissioner may suspend authority for violation.

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

Article II,
Sec. 1,
amended.

1. There is hereby created under the supervision of the Commissioner of Banking and Insurance, in order to carry out the purposes of this act, a bureau to be known as the Compensation Rating and Inspection Bureau of New Jersey, with the following objects, functions and sources of income:

Bureau of compensation rating and inspection created.

Objects:

(A) To establish and maintain rules, regulations and premium rates for workmen's compensation and employer's liability insurance and equitably adjust the same, as far as practicable, to the hazard of individual risks, by inspection by the said bureau.

To maintain rules and rates;

(B) To adopt means for assuring uniform and accurate audit of pay-rolls as they relate to policies of workmen's compensation and employer's liability insurance by auditors, appointed by the said bureau, with the approval of the Commissioner of Banking and Insurance or by such other means as the said bureau may establish with the approval of said commissioner.

To adopt means for audit of pay-rolls;

(C) To furnish upon request of any employer upon whose risk a rating has been promulgated by the said bureau, or to any member of said bureau, information as to such rating, including the method of its computation, and to encourage employers to reduce the number and severity of accidents by offering reduced premium rates for improved working conditions under such uniform system of merit or schedule rating as may be approved by the Commissioner of Banking and Insurance.

To furnish information as to ratings, and offer reduced rates for improved conditions.

Article II,
Section 3,
amended.

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

Actuary and
additional
assistance.

3. In order to carry into effect the objects of this act, the Commissioner of Banking and Insurance is authorized to employ an actuary and such additional assistance in his department as is necessary, and to fix their compensation, and the said commissioner is hereby authorized to compel the production of all books, data, papers and records relating to or bearing upon such data as is necessary for the actuary to compile statistics for the purpose of determining the pure cost of workmen's compensation and employer's liability insurance in New Jersey, and this information shall be available and for the use of the Compensation Rating and Inspection Bureau for the compilation and promulgation of rates for such insurance; and the said commissioner is further authorized to examine either personally or through any person appointed by him, the pay-roll records and workmen's compensation or employer's liability policies, and all data relating to such records and policies of any employer subject to the provisions of this act in order to determine whether such provisions are being complied with.

Actuary to
compile
statistics.

Examination
of records,
policies.

Article II,
Section 5,
amended.

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

Farm and
domestic help
excepted.

5. Nothing in this act contained shall apply to any employment of farm laborers or domestic servants, nor be construed to require any employer to purchase a policy of insurance for any coverage other than for his liability under the workmen's compensation act or under this act.

Act repealed.

12. An act entitled "An act concerning the compulsory insurance of payment of damages awarded in actions for personal injuries or death, arising under section one of the 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 thereunder,' approved April fourth, one thousand nine hundred and eleven," which said act was approved March thirty-first,

one thousand nine hundred and seventeen, be and the same hereby is repealed.

13. All acts or parts of acts inconsistent with this act ^{Repealer} be and the same are hereby repealed and this act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 193.

A Further Supplement to an act entitled "An act creating a department to be known as the Board of Commerce and Navigation, and vesting therein all the powers and duties now devolved, by law, upon the Board of Riparian Commissioners, the Department of Inland Waterways, the Inspectors of Power Vessels, and the New Jersey Harbor Commission," approved April eighth, one thousand nine hundred and fifteen.

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

1. The Board of Commerce and Navigation shall have power, after advertising as required by law, to enter into a contract or contracts, for the dredging and construction of a channel in Cape May Harbor and Cape Island Creek extending from the westerly or inshore end of the Government jetties, thence westwardly through Cape May Harbor to Cape Island Creek a distance of approximately two miles and thence up Cape Island Creek to the State Highway Bridge, an additional distance of about one quarter mile, to a depth and width to be determined by the Board of Commerce and Navigation, the maximum depth of such channel to be not more than twenty-five feet and the width not more than four hundred feet, and which from and after the passage of this act shall be included as part of the inland waterways.

Contract for
dredging
channel.

Depth.
Width.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 194.

An Act to amend an act entitled "A supplement to an act entitled 'An act to provide for the regulation and incorporation of insurance companies and to regulate the transaction of insurance business in this State,' approved April third, one thousand nine hundred and two," which said supplement was approved March eleven, 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 amendatory be and the same is hereby amended to read as follows:

Insolvency
or bankruptcy
not to release
insurance
company from
paying
damages.

1. No policy of insurance against loss or damage resulting from accident to or injury suffered by an employee or other person and for which the person insured is liable, or against loss or damage to property caused by animals or by any vehicle drawn, propelled or operated by any motive power, and for which loss or damage the person insured is liable, shall be issued or delivered in this State by any corporation or other insurer authorized to do business in this State, unless there shall be contained within such policy a provision that the insolvency or bankruptcy of the person insured shall not release the insurance carrier from the payment of damages for injury sustained or loss occasioned during the life of such policy, and stating that in case execution against the insured is returned unsatisfied in an action brought by the injured person, or his or her personal representative in case death results from the accident, because of such insolvency or bankruptcy, then an action may be maintained by the injured person, or his or her personal representative, against such corporation under the terms of the policy for the amount of the judgment in the said action not exceeding the amount of the policy. No such policy shall be issued or delivered in this State on or

Provision
to be in policy.

after July first, nineteen hundred and twenty-four, by any corporation or other insurer authorized to do business in this State, unless there shall be contained within such policy a provision that notice given by or on behalf of the insured to any authorized agent of the insurer within this State, with particulars sufficient to identify the insured, shall be deemed to be notice to the insurer; and also a provision that failure to give any notice required to be given by such policy within the time specified therein shall not invalidate any claim made by the insured if it shall be shown not to have been reasonably possible to give such notice within the prescribed time and that notice was given as soon as was reasonably possible; *provided*, that unless any such policy of insurance against loss or damage resulting from accident to or injury suffered by an employee or other person and for which the person insured is liable, hereafter issued or renewed in this State shall set forth expressly in words at length and in bold face type "This policy does not insure against loss or damage arising out of claims for loss of services of the person injured and for which loss or damage the insured is legally liable," such policy shall be deemed to insure against such loss or damage.

Failure to
give notice
not to
invalidate
claim.

Proviso.

A policy issued in violation of this section shall, nevertheless, be held valid but be deemed to include the provisions required by this section, and when any provision in such policy or rider is in conflict with the provisions required to be contained by this section, the rights, duties and obligations of the insurer, the policyholder and the injured person shall be governed by the provisions of this section.

This act to
govern issue
of policies.

2. This act shall take effect immediately.
Approved April 21, 1931.

CHAPTER 195.

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 62
amended.

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

Revocation
of authority
to transact
business.

62. The authority of an insurance company of another State or foreign country may be revoked if it shall violate or neglect to comply with any provision of law obligatory upon it, or whenever in the opinion of the commissioner of banking and insurance its condition is unsound, or that its assets above its liabilities, exclusive of capital and inclusive of unearned premiums or reinsurance reserve, are less than the minimum amount of capital and surplus or net assets required by this act for admission to transact business in this State.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 196.

An Act to amend chapter two hundred and fifty-nine of the laws of nineteen hundred and five, being 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," approved June third, nineteen hundred and five.

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 to read as follows: Section 1 amended.

1. If any corporation created under any act of this State shall for two consecutive years neglect or refuse to pay the State any tax which has been or shall be assessed against it under any law of this State and made payable into the State treasury, the charter of such corporation shall be declared void as in section two of this act provided, unless the Governor shall, for good cause shown to him, give further time for the payment of such tax, in which case a certificate thereof shall be filed by the Governor in the office of the State Tax Commissioner, stating the reasons therefor. Delinquent corporations void.
Governor may extend time for payment.

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

2. On or before the first Monday in January in each year the State Tax Commissioner shall report to the Governor a list of all corporations which for two years next preceding such report have failed, neglected or refused to pay the taxes assessed against them under any law of this State as above, and the Governor shall forthwith issue his proclamation, declaring under this act of the Legislature that the charters of these corporations declared void by proclamation. Delinquent corporations reported by tax commissioner.
Corporations declared void by proclamation.

tions are repealed, and all powers conferred by law upon such corporations shall thereafter be deemed inoperative and void.

Section 5
amended.

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

Proceedings
against
delinquent
corporations
by Attorney
General.

5. After any corporation of this State has failed and neglected for the space of two consecutive years to pay the taxes imposed upon it by law, and the State Tax Commissioner of this State shall have reported such corporation to the Governor of this State, as provided in this act, then it shall be lawful for the Attorney General of this State to proceed against such corporation in the Court of Chancery of this State for the appointment of a receiver, or otherwise, and the said court in such proceedings shall ascertain the amount of the taxes remaining due and unpaid by such corporation to the State of New Jersey, and shall enter a final decree for the amount so ascertained, and thereupon a fieri facias or other process shall issue for the collection of the same as other debts are collected, and if no property which may be seized and sold on fieri facias shall be found within the said State of New Jersey, sufficient to pay such decree, the said court shall further order and decree that the said corporation, within ten days from and after the service of notice of such decree upon any officer of said corporation upon whom service of process may be lawfully made, or such notice as the court shall direct, shall assign and transfer to the trustee or receiver appointed by the court, any chose in action, or any patent or patents, or any assignment of, or license under any patented invention or inventions owned by, leased or licensed to or controlled in whole or in part by said corporation, to be sold by said receiver or trustee for the satisfaction of such decree, and no injunction theretofore issued nor any forfeiture of the charter of any such corporation shall be held to exempt such corporation from compliance with such order of the court. And if the said corporation shall neglect or refuse, within ten days from and after the serving of notice of such decree, to assign and transfer the same to such receiver or trustee

Final decree.

Assignments.

Trustee to
make
assignment.

for sale as aforesaid, it shall be the duty of said court to appoint a trustee to make the assignment of the same, in the name and on behalf of such corporation, to the receiver or trustee appointed to make such sale, and the said receiver or trustee shall thereupon, after such notice and in such manner as required for the sale under fieri facias of personal property, sell the same to the highest bidder, and the said receiver or trustee, upon the payment of the purchase money, shall execute and deliver to such purchaser an assignment and transfer of all the patents and interests of the corporation so sold, which assignment or transfer shall vest in the purchaser a valid title to all the right, title and interest whatsoever of the said corporation therein, and the proceeds of such sale shall be applied to the payment of such unpaid taxes, together with the costs of said proceedings.

Sale by
receiver.

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

Section 6
amended.

6. Whenever it is established to the satisfaction of the Governor that any corporation named in said proclamation has not neglected or refused to pay said tax within two consecutive years, or has been inadvertently reported to the Governor by the State Tax Commissioner as refusing or neglecting to pay the same as aforesaid, the Governor is hereby authorized to correct such mistake, and to make the same known by filing his proclamation to that effect in the office of the Secretary of State.

Reinstatement by
Governor.

5. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 21, 1931.

CHAPTER 197.

An Act to supplement chapter two hundred and twenty-eight of the laws of nineteen hundred and nine, being an act entitled "An act to tax the transfer of property, of resident and non-resident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, nineteen hundred and nine.

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

Books,
records, etc.,
pertaining
to inher-
itances trans-
ferred to
tax com-
missioner.

1. All books, accounts, blanks, papers, documents and other records whatsoever, made, kept or maintained pursuant to the act to which this act is supplementary and all acts amendatory thereof and supplementary thereto, in the possession or custody of the Comptroller of the Treasury of this State, shall, on demand, be delivered and transferred to the State Tax Commissioner, when appointed, and thereafter remain in the State Tax Department, in the charge and custody of the State Tax Commissioner.

Pending
matters
continued.

2. All proceedings and other matters pending before the Comptroller of the Treasury of this State, pursuant to the act to which this act is supplementary and all acts amendatory thereof and supplementary thereto, shall continue before and be determined by the State Tax Commissioner. Said Commissioner is hereby vested with full power and authority to continue and determine all such proceedings and other matters, and he shall exercise all the powers and perform all the duties relating thereto, now exercised, conferred or imposed upon the Comptroller of the Treasury of this State.

Power and
authority of
commissioner.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 198.

An Act to amend chapter two hundred and thirty-eight of the laws of nineteen hundred and nine, being an act entitled "An act to provide for the payment to counties of five per centum of transfer taxes collected," approved April twenty-first, nineteen hundred and nine.

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 is hereby amended to read as follows:

Section 1
amended.

1. The Comptroller of the Treasury of this State, after the close of each fiscal year, shall draw his warrant on the Treasurer in favor of the collector of each county for five per centum of the amount of transfer tax collected from property of resident decedents in said county during said fiscal year as certified to said Comptroller by the State Tax Commissioner, whereupon the same shall be paid out of the treasury of this State.

Amount of
transfer tax
paid each
county.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 21, 1931.

CHAPTER 199.

An Act to amend chapter fifty-eight of the laws of nineteen hundred and fourteen, being an act entitled "A supplement to an act entitled 'An act to tax the transfer of property, of resident and nonresident decedents, by devise, bequests, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases,' approved April twentieth, one thousand nine hundred and nine," approved March twenty-sixth, nineteen hundred and fourteen.

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:

Transfer of
stock of non-
resident
decedent.

1. Whenever a foreign executor, administrator or trustee shall desire to transfer stock in a New Jersey corporation, owned by a nonresident decedent, it shall and may be lawful for the State Tax Commissioner of this State to issue a waiver for the transfer of said stock upon such foreign executor, administrator or trustee paying to the State Tax Commissioner an eight per centum tax, based upon the full value of the said shares of stock or property. If after said transfer it shall be ascertained by the State Tax Commissioner, that the said stock or property was not liable to said full eight per centum of tax, the Treasurer of the State of New Jersey upon the certification to that effect by the State Tax Commissioner and on the warrant of the Comptroller of the Treasury shall pay to said executor, administrator or trustee the amount overpaid to the State Tax Commissioner. For the purpose of carrying into effect the provisions of this act, the Treasurer of the State of New Jersey is hereby expressly authorized and directed to maintain a separate fund, into which shall be paid the amount of taxes as aforesaid, and when the

Rate.

Overpay-
ment refunded.

Separate tax
fund kept.

exact or precise tax which the stock or property in New Jersey is liable for shall have been ascertained, the amount of said tax so ascertained to be due shall become available for the use of the State of New Jersey.

The balance remaining on the first day of July, nineteen hundred and thirty-one, in the separate fund authorized to be maintained by the Comptroller of the Treasury, pursuant to the act to which this act is amendatory and the acts amendatory thereof and supplementary thereto, shall be paid over on said date by the Comptroller of the Treasury to the Treasurer of the State of New Jersey and the balance so paid over shall be administered thereafter in accordance with the provisions of this act.

Balance paid
into treasury.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 21, 1931.

CHAPTER 200.

An Act to amend chapter one hundred and fifteen of the laws of nineteen hundred and sixteen, being an act entitled "A supplement to an act entitled 'An act to tax the transfer of property of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases,' approved April twentieth, one thousand nine hundred and nine, and the amendment thereto approved March twenty-sixth, one thousand nine hundred and fourteen," approved March sixteenth, nineteen hundred and sixteen.

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

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

Section 1
amended.

Transfer of
collateral
of decedent
to bank.

Consent
by tax com-
missioner.

Act effective.

1. Any State bank, State banking association, trust company, national bank and national banking association, for the purpose of liquidating any loan or debt due from either a resident or nonresident decedent, secured in whole or part by stocks, bonds or other personal securities by assignment in blank or otherwise, shall have the same authority as the legal representative of such decedent, or, in the absence of the appointment of such representative, to make demand upon the State Tax Commissioner for his consent to the transfer of the collateral so held, and upon the granting of such consent have such collateral transferred by the assignment so held, on the books of any corporation having an office in this State, as such bank, banking association and trust company or the assignment may direct, and the corporation upon whose books such transfer is made shall forever be discharged from all claims and demands whatsoever by reason of such transfer.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 201.

An Act to amend chapter two hundred and thirty-seven of the laws of one thousand nine hundred and seventeen, being an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to tax the transfer of property of resident and nonresident decedents by devise, bequests, descent, distribution by statute, gift, deed, grant, bargain and sale in certain cases," approved April twentieth, one thousand nine hundred and nine,' approved March twenty-sixth, one thousand nine hundred and fourteen," approved March twenty-ninth, one thousand nine hundred and seventeen.

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

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

Section 1
amended.

1. The State Tax Commissioner shall appoint all the appraisers and employees necessary to carry out the provisions of the act to which this act is a supplement, subject always to the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the amendments thereof and supplements thereto.

Appointment
of appraisers,
etc.

Subject to
civil service.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 202.

An Act to supplement chapter two hundred and seventy-eight of the laws of nineteen hundred and seventeen, being an act entitled "An act concerning the offices or employments of appraisers and employees appointed or employed by the Comptroller of the Treasury pursuant to the provisions of an act entitled 'A supplement to an act entitled "An act to tax the transfer of property of resident and nonresident decedents by devise, bequests, descent distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine,' approved March twenty-sixth, one thousand nine hundred and fourteen," approved April fourth, nineteen hundred and seventeen.

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

Employees in inheritance tax department to continue in State Tax Department.

According to civil service.

Unnecessary positions abolished.

Act effective.

1. The officers and employees in the employ of the Comptroller of the Treasury, on the first day of July, nineteen hundred and thirty-one, appointed or employed pursuant to the provisions of the act referred to in the title hereof, shall be retained in their offices or positions, and shall continue as employees of the State Tax Department, unless removed in accordance with the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a civil service commission, and defining its powers and duties," approved April tenth, nineteen hundred and eight, and the acts amendatory thereof and supplementary thereto. The State Tax Commissioner may, however, abolish any office or position which it may be found unnecessary to retain.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 203.

An Act to amend chapter seventy-two of the laws of nineteen hundred and eighteen, being an act entitled "An act to provide for the collection from mutual associations and stock companies writing workmen's compensation or employers' liability insurance in this State of funds to defray the expenses incurred by the Commissioner of Banking and Insurance in carrying out the provisions of the act entitled 'An act concerning the compulsory insurance of compensation payments arising under section two of the 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,' approved March twenty-seventh, one thousand nine hundred and seventeen", approved February sixteenth, nineteen hundred and eighteen.

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

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

Section 1
amended.

1. In order to defray the expenses incurred by the Commissioner of Banking and Insurance in carrying out the provisions of an act entitled "An act concerning the compulsory insurance of compensation payments arising under section two of the 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

Payments
by insurance
companies to
defray
expenses in
carrying
out act.

Payment to
tax com-
missioner.

Report by
commissioner
of insurance
to tax com-
missioner.

Act effective.

liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," approved March twenty-seventh, one thousand nine hundred and seventeen, each mutual association or stock company writing compensation or employers' liability insurance in this State shall annually, on or before the first day of June of each year, pay to the State Tax Commissioner, for the use of the State, a sum equal to one-quarter of one per centum of the net premiums for workmen's compensation and employers' liability insurance written or renewed by it on risks in the State of New Jersey as reported to the Commissioner of Banking and Insurance for the calendar year next preceding the due date of such payment. The Commissioner of Banking and Insurance shall annually, on or before the first day of June of each year, ascertain and report to the State Tax Commissioner all facts necessary to enable the State Tax Commissioner to determine, fix and collect the said sum or tax to be paid by each and every mutual association or stock company subject thereto under this act.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 204.

An Act to amend an act entitled "An act for the preservation of sheep, lambs, domestic animals and poultry," approved March eleventh, nineteen 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 (1) of said act be and the same is hereby amended to read as follows:

Yearly
dog tax.

1. Every person who shall keep or harbor a dog (above the age of six months) in any of the taxing districts of this State (sometimes hereinafter called municipalities) shall, except as hereinafter provided, be

taxed yearly for one dog, so kept or harbored, the sum of one dollar, and for every additional dog (above the age of six months) the sum of two dollars; in addition thereto, there may be annually levied, when legally ordered, a further dog tax to be assessed and collected in the same manner and at the same time as other annual taxes raised for the use of the State, county or municipalities are assessed and collected; the assessors of the several taxing districts in this State shall set down in a separate column on the several duplicates opposite the name of each person, or persons, the number of dogs each said person, or persons, may own or harbor on his premises at the time of making the annual assessment; *provided, however*, that this act shall not apply to taxing districts wherein there are now in force, or may hereafter be adopted, municipal ordinances to prohibit, restrain and regulate the running at large of dogs.

Additional
tax.

Assessors'
duty.

Proviso.

2. Section four (4) of said act be and the same is hereby amended to read as follows:

Section 4
amended.

4. The sums of money collected from the tax imposed by virtue of this act shall be appropriated in the annual budget and the taxing ordinance of the taxing district to make good any loss which may be sustained by any person or persons by the destruction or wounding of his sheep, lambs, domestic animals or poultry, except dogs and cats, within the taxing district where the said tax shall be collected and shall be kept as a separate fund for that purpose by the treasurer or other officer having charge of the general funds of the taxing district. The appropriation shall be made by adding to the budget substantially the following words: "Anticipated revenue from tax on dogs, \$., to be used for payment of claims for damages by dogs to sheep, lambs, domestic animals or poultry." Claims for damages shall be presented to the governing body as hereinafter provided and shall be paid in the order in which they are presented and approved in case there are sufficient moneys in the fund for that purpose. In case there are not sufficient moneys on hand in the fund, the claims, as and when approved, shall be held and paid as soon as the collections from such tax will permit. In the event that the collections from such tax in any year are not suffi-

Disposition
of dog tax.

Presenting
claims.

If fund
insufficient.

- cient to pay all the claims presented and approved, there shall be assessed and collected in the following year a tax in addition to the annual tax herein provided, which shall be sufficient to pay such claims. In the event that there shall be a balance in such fund after all claims for the year, which have been presented and approved, have been paid, such balance shall be transferred to a special account to be kept separate and apart from any of the other accounts of the municipality and shall not be transferred to the surplus revenue account of the municipality at the close of the year; *provided*, that whenever such fund at the close of any fiscal year of the municipality shall equal the amount received by said municipality from such dog tax for the next then preceding three years, then the surplus over and above such amount shall be paid over by the treasurer or other officer having charge of the general funds of said taxing district to the surplus revenue account of the municipality at the close of the year in which such surplus arises, and no such tax need be assessed on said dogs, as aforesaid, for the ensuing fiscal year, nor thereafter until such net amount of said special fund shall have been reduced from said stated amount by the payment of any claims presented and approved as otherwise herein provided.
- If balance.
- Proviso.
- Use of funds.
- The use of general funds of the municipality to pay claims for damages, or the use of the moneys collected from such dog tax in any other manner than as herein provided, shall be a misdemeanor.
- Approved April 21, 1931.

CHAPTER 205.

An Act validating and confirming conveyances of real property, heretofore made by Masters in Chancery, where such conveyances were not acknowledged prior to the recording thereof.

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

1. Any instrument in the nature of a conveyance made by any Master in Chancery, in any chancery proceeding, which instrument has been recorded but was not acknowledged prior to the recording thereof is hereby, together with said proceeding, validated and confirmed.

Validating
certain con-
veyances.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 206.

An Act to amend an act entitled "An act to amend an act entitled 'An act to regulate elections' (Revision 1930), approved April eighteenth, nineteen hundred and thirty," approved March thirtieth, nineteen hundred and thirty-one.

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

1. The act to which this act is amendatory is hereby amended by adding a new section numbered two to read as follows:

Section 2
added.

2. This act shall take effect April fifteenth, nineteen hundred thirty-one.

Act effective.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 207.

An Act to annex to the Borough of Hampton, in the County of Hunterdon and State of New Jersey, a part of the Borough of Glen Gardner in said County of Hunterdon.

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

Portion of
Glen Gardner
annexed to
Hampton.

1. All that certain tract or portion of land lying and being in the Borough of Glen Gardner, in the County of Hunterdon, and State of New Jersey, which is included in the boundaries hereinafter described, be and the same is hereby set off from the Borough of Glen Gardner, and annexed to and included in the Borough of Hampton, said territory being described as follows:

Boundaries
of annexed
portion.

Beginning at an iron marking the intersection of the line between Bethlehem Township and Glen Gardner Borough with the southeasterly line of the Borough of Hampton and running (1) along the division line between Hampton Borough and Glen Gardner Borough north thirty-five degrees east two thousand six hundred fifty feet to an iron, corner to the present Hampton Borough, Lebanon Township and Glen Gardner Borough lines; thence (2) by a new division line and land to remain to Glen Gardner Borough south thirteen degrees thirty minutes east five hundred sixteen and four-tenths feet to a corner in the same; thence (3) by new division line and lands remaining to Glen Gardner Borough south thirty-five degrees west two thousand six hundred forty feet more or less to a point in line of Bethlehem Township line; thence (4) by the Bethlehem Township line north fourteen degrees twenty minutes west five hundred ten feet to the place of beginning.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 208.

An Act appropriating from the State fund a sum of money to be expended by and under the direction of the Board of Commerce and Navigation for the construction in whole or in part of such works and structures, including seawalls, bulkheads and jetties and other approved devices necessary and proper to protect the riparian lands and taxable property of this State in municipalities within Atlantic county bordering on the Atlantic ocean from destruction by encroachments of the Atlantic ocean and other destruction agencies of the sea.

WHEREAS, The coast and seashore of Atlantic county of the State of New Jersey in many cases and in many locations has been or is likely to be encroached upon by the Atlantic ocean, thereby causing a great destruction of the riparian lands and to taxable property of great value from which, and from riparian leases, annually, by taxation for State purposes large sums may be and are derived by the State; and

Preamble.

WHEREAS, Such encroachments by the ocean can, in the judgment of the Legislature, be checked and prevented by the construction and maintenance of seawalls, bulkheads and jetties along said ocean and by other approved devices; therefore,

Preamble.

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

1. There is hereby appropriated and directed to be paid out of the treasury of the State of New Jersey a sum or sums not to exceed in the aggregate twenty-five thousand dollars, which when included partly or wholly in any appropriation act shall be used and expended under the direction of the Board of Commerce and Navigation of the State of New Jersey, for the construction of such works, seawalls, bulkheads and jetties and other

Appropriation.

Protection
of riparian
land by
seawall,
jetties, etc.

devices necessary and proper to protect the riparian lands of this State or property for which this State receives a revenue by taxation or for rents for riparian leases, bordering upon any municipality located in Atlantic county of this State which borders upon the Atlantic ocean, from the encroachment of the Atlantic ocean, which sum of money, or so much thereof as may be necessary, is to immediately become available and payable. The plans for all such works or work built in whole or in part shall be approved by the Board of Commerce and Navigation of the State of New Jersey, and the selection and designation of the section or sections of the sea-coast of Atlantic county to be protected shall also be determined by said board, and said board is hereby empowered to make such rules and regulations respecting the doing of such work and the inspection and approval thereof as it may deem necessary; said board is hereby authorized to assume the construction of any part of or the whole of any work or works approved by it, and provided the cost thereof does not exceed the amount set aside for any such work or works; *provided, however*, that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works in any single municipality than is appropriated by such municipality in which or upon the borders of which such work or works are to be constructed, and is available for expenditure therefor; *and provided, further, however*, that no amount greater than fifteen thousand dollars shall be available for the purpose of such protective work or works within or upon the borders of any single municipality.

In Atlantic
county.

Approval
of plans.

Construction.

Proviso.

Proviso.

2. This act shall take effect immediately.
Approved April 21, 1931.

CHAPTER 209.

An Act to supplement chapter forty-one of the laws of nineteen hundred and thirty, being an act entitled "An act to require and provide for the issuing of licenses and permits to persons, firms and corporations for the construction, maintenance and use of billboards and/or other structures for outdoor advertising, and to regulate the same," approved March twenty-fifth, nineteen hundred and thirty.

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

1. All books, accounts, vouchers, reports, correspondence, blanks, papers, documents and other records whatsoever relating and/or pertaining to the tax imposed on billboards, pursuant to the act to which this act is supplementary, and all acts amendatory thereof and supplementary thereto, in the possession or custody of the Commissioner of Motor Vehicles, shall on demand, be delivered and transferred to the State Tax Commissioner, when appointed, and thereafter remain in the State Tax Department, in the charge and custody of the State Tax Commissioner. All records pertaining to billboards transferred to tax commissioner.
2. All proceedings and other matters pending before the Commissioner of Motor Vehicles, pursuant to the act to which this act is supplementary and all acts amendatory thereof and supplementary thereto, shall continue before and be determined by the State Tax Commissioner. The State Tax Commissioner is hereby vested with full power and authority to continue and determine all such proceedings and other matters, and he shall exercise all the powers and perform all the duties relating thereto, now exercised, conferred or imposed upon the Commissioner of Motor Vehicles. Pending matters continued.
3. The officers and employees in the employ of the Commissioner of Motor Vehicles, on the first day of July, nineteen hundred and thirty one, appointed or employed pursuant to the provisions of the act referred Officers and employees continued in State Tax Department.

According
to civil
service.

Unnecessary
position
abolished.

Act effective.

to in the title hereof, shall be retained in their offices or positions, and shall continue as employees of the State Tax Department, unless removed in accordance with the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a civil service commission, and defining its powers and duties," approved April tenth, nineteen hundred and eight, and the acts amendatory thereof and supplementary thereto. The State Tax Commissioner may, however, abolish any office or position which it may be found unnecessary to retain.

4. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 210.

An Act to amend Chapter forty-one of the Laws of nineteen hundred and thirty, being an act entitled "An act to require and provide for the issuing of licenses and permits to persons, firms and corporations for the construction, maintenance and use of billboards and/or other structures for outdoor advertising, and to regulate the same," approved March twenty-fifth, nineteen hundred and thirty.

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

Section 1
amended.

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

Outdoor
advertisers
for profit
licensed.

1. No person, firm or corporation after the first day of January next shall engage or continue in the business of outdoor advertising for profit through rentals or other compensation received for the erection, use or maintenance of billboards or other structures upon real property for the display of advertising matter without

a license for that purpose from the State Tax Commissioner, and payment of the sum of one hundred dollars (\$100) hereby imposed for revenue for the use of the State. Every such license shall remain in force for the term of one year from and after said day of January, and may be renewed annually on the same terms. All licenses issued after said day of January shall expire on the first day of January following the date of issue; *provided, however*, that all such licenses heretofore issued by the Commissioner of Motor Vehicles shall remain in full force and effect until expiration of the time for which such licenses were granted unless sooner revoked for cause.

License fee.

Renewal.

Expiration.

Proviso.

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

Section 2 amended.

2. Every application for license required by the first section of this act shall be made on a form to be furnished by the State Tax Commissioner, and shall state the full name and post office address of the applicant, and the name or names of the municipality or municipalities in which it is proposed to erect, maintain or use any billboard or other structure for outdoor advertising. Other relevant information required by said commissioner during the consideration of any application for a license or in any proceeding to revoke the same shall be furnished by the applicant. Every person, firm or corporation obtaining a license in pursuance of the first section of this act must also obtain a permit for the erection, maintenance or use of each billboard or other structure used or to be used for advertising purposes as provided in the fourth section of this act.

Application for license what to show.

Permit to erect necessary.

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

Section 3 amended.

3. No person, firm or corporation not engaged in the business of outdoor advertising for profit shall after the first day of January next erect or maintain any billboard or other structure for the outdoor display of advertising matter, except on the premises where the business advertised is carried on, without a permit for that purpose from the State Tax Commissioner, as provided in the

Advertising on premises of business.

Permit necessary.

Proviso.	fourth section of this act; <i>provided, however,</i> that all such permits heretofore issued by the Commissioner of Motor Vehicles shall remain in full force and effect until expiration of the time for which such permits were issued unless sooner revoked for cause.
Section 4 amended.	4. Section four of the act of which this act is amendatory be and the same is hereby amended to read as follows:
Statement of intention filed.	4. Every person, firm or corporation desiring to erect or maintain billboards or other structures, or any billboard or other structure, for the display of advertising matter shall on or before the fifteenth day of December next, and between the first and fifteenth days of December in every year thereafter, file with the State Tax Commissioner a statement showing the location of each billboard or other structure used, or to be used by such person, firm or corporation for advertising purposes, except those on the premises where the business advertised is carried on, and the area in square feet of each billboard and/or part of any other structure on which any advertisement is or shall be placed, and shall pay to said commissioner the sum of three cents (3c.) for each square foot of the surface thereof used, or to be used, for such purpose. Upon receipt of such statement and payment required, by this section, the State Tax Commissioner shall, before the first day of January following, issue a permit to maintain and use each billboard or other structure mentioned in such statement
Area of board.	for the next calendar year; <i>provided,</i> the same complies with the provisions of this act. Permits may be renewed from time to time for a term or terms of one year each upon similar statement and payment, and may be granted at any time during a calendar year to expire on the first day of January following, upon filing with said commissioner a statement of the proposed location and area in square feet of each billboard and or part of any other structure used or to be used for advertising purposes, and payment of such proportion of three cents (3c.) a square foot of each billboard or other structure to be used as aforesaid as the unexpired portion of the year bears to a full year.
3c. tax per square foot.	
Permit issued.	
Proviso.	
Charge for part of year.	

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

Section 6
amended

6. No license or permit required by this act shall be granted to any person not residing in this State, or to any firm or corporation having its principal place of business outside of this State, to construct, maintain or use any billboard or other structure for advertising until such person, firm or corporation shall have furnished and filed with the State Tax Commissioner a bond satisfactory to said commissioner, running to the State, in the sum of one thousand dollars (\$1,000.00), conditioned to observe, obey and fulfill all requirements of the law of this State relating thereto, and the rules and orders of said commissioner regulating the location, construction and maintenance of billboards or other structures, and the display of advertisements thereon.

Outsiders
bonded.

Amount.

Conditions of
bond.

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

Section 7
amended.

7. No billboard or other structure for advertising purposes shall be erected or maintained within a distance of five hundred feet of an intersection of a highway with another highway, or with a railroad or street railway, at a point where it would obstruct or interfere with a view of a train, street car or other vehicle on the intersecting highway, railroad or street railway; nor shall any such billboard or other structure be erected or maintained on any public highway, park or other public property, unless permission in writing shall have first been obtained from the board or body having control thereover and approved by the State Tax Commissioner.

Positions of
billboards.

Display on
public
property.

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

Section 8
amended.

8. No permit to erect or maintain a billboard or other structure for advertising purposes shall be issued which in the judgment of the State Tax Commissioner is or would be injurious to property in the vicinity thereof, or injuriously affect any public interest; nor shall any such permit be issued to erect or maintain any such billboard or other structure in a place where the same is or shall be prohibited by any municipal ordinance.

Billboards
not to injure
property.

Not erected
where pro-
hibited.

Section 9
amended.

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

Fees for
permits
deposited
with State.

9. Fees for permits issued in pursuance of section four of this act are hereby imposed for revenue and shall be deposited with the Treasurer of the State as collected. The expenses of administering this act shall be paid by him on orders of the State Tax Commissioner out of the fund so created, and the balance thereof shall be divided in the month of January in each year, beginning in January, one thousand nine hundred and thirty-two, among the municipalities in which billboards or other structures used for advertising purposes are located, each municipality to receive the amount collected by the State Tax Commissioner for permits to erect or maintain billboards or other structures used for advertising purposes therein, less its proportion of the cost of administering this act; such proportion to be the same percentage of such cost as the amount received for permits in each municipality bears to the entire amount received.

Meeting
expenses.

Balance of
fund divided
into municipi-
palities.

Proportional
division.

Section 12
amended.

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

Authority of
Tax Com-
missioner as
to assistants,
revocations,
removals.

12. The State Tax Commissioner is hereby authorized to employ and discharge clerical or other assistants, and to fix their compensation; to make orders and regulations for the enforcement of this act; to prescribe and enforce penalties for failure to comply herewith; to revoke any license or permit for such failure and to remove any billboard or other structure erected or maintained contrary to any provision of this act.

Section 13
amended.

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

Penalty for
violations.

13. Any person, firm or corporation erecting, maintaining or using a billboard or other structure for advertising without complying with the provisions of this act shall forfeit and pay the sum of one hundred dollars (\$100), to be recovered by action at law by the State Tax Commissioner for the use of the State, and every day that such violation continues shall be treated as a separate violation of this act.

11. This act shall take effect on the first day of July, Act effective.
nineteen hundred and thirty-one.
Approved April 21, 1931.

CHAPTER 211.

An Act to amend Chapter two hundred and forty-one of the Laws of nineteen hundred and twenty-nine, being 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 twenty-ninth, nineteen hundred and twenty-nine.

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 is hereby amended to read as follows:

Section 2
amended.

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 of which this act is a supplement, from the moneys forwarded by the State Tax Commissioner 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

Construction
of route 29A.

Source of
funds.

Chapter three hundred and thirty-four of the Laws of one thousand nine hundred and twenty-seven and the acts amendatory thereof and supplementary thereto.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 212.

An Act to supplement Chapter three hundred and thirty-four of the Laws of nineteen hundred and twenty-seven, being 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, nineteen hundred and twenty-seven.

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

All books, records, etc., pertaining to tax on motor fuels turned over to State Tax Commissioner.

1. All books, accounts, vouchers, reports, correspondence, blanks, papers, documents and other records whatsoever relating and/or pertaining to the tax imposed on the sale of motor vehicle fuels, pursuant to the act to which this act is supplementary, and all acts amendatory thereof and supplementary thereto, in the possession or custody of the Commissioner of Motor Vehicles, shall, on demand, be delivered and transferred to the State Tax Commissioner, when appointed, and thereafter remain in the State Tax Department, in the charge and custody of the State Tax Commissioner.

Matters pending continued.

2. All proceedings and other matters pending before the Commissioner of Motor Vehicles, pursuant to the act to which this act is supplementary and all acts amendatory thereof and supplementary thereto, shall continue

before and be determined by the State Tax Commissioner. The State Tax Commissioner is hereby vested with full power and authority to continue and determine all such proceedings and other matters, and he shall exercise all the powers and perform all the duties relating thereto, now exercised, conferred or imposed upon the Commissioner of Motor Vehicles.

Powers and duties vested in tax commissioner.

3. The officers and employees in the employ of the Commissioner of Motor Vehicles, on the first day of July, nineteen hundred and thirty-one, appointed or employed pursuant to the provisions of the act referred to in the title hereof, shall be retained in their offices or positions, and shall continue as employees of the State Tax Department, unless removed in accordance with the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a civil service commission, and defining its powers and duties," approved April tenth, nineteen hundred and eight, and the acts amendatory thereof and supplementary thereto. The State Tax Commissioner may, however, abolish any office or position which it may be found unnecessary to retain.

Continuance of officers and employees.

As to civil service.

Unnecessary positions abolished.

4. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Act effective.

Approved April 21, 1931.

CHAPTER 213.

An Act to amend chapter two hundred and thirty-nine of the laws of nineteen hundred and thirty, being an act entitled "An act to amend and supplement an act entitled 'An act to impose a tax on the sale of motor vehicle fuels 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" approved April twenty-first, nineteen hundred and thirty.

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 to read as follows:

One cent
refund for
fuel used by
motor boats.

3. Any person, firm or corporation using such fuel for the purpose of propelling motor boats or motor vessels shall be entitled to a refund of one cent per gallon of the tax paid under section four of this act, as amended, upon filing with the State Tax Commissioner a certification, under oath of such person, or a member of such firm, or an officer of such corporation, on forms furnished for such purpose by the State Tax Commissioner, showing the number of gallons of such fuels used for such purpose.

Form used
to show
quantity used.

Act effective.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 21, 1931.

CHAPTER 214.

An Act concerning certain ordinances adopted by municipalities of this State.

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

1. That all ordinances heretofore adopted by any municipality of this State on and after March twenty-seventh, nineteen hundred and seventeen, shall be deemed, taken and construed, in all courts and places, to have passed a reading within the meaning of Article X of an act entitled "An act concerning municipalities," approved March 27, 1917, being Chapter one hundred and fifty-two of the Laws of one thousand nine hundred and seventeen, notwithstanding the omission of the board or body, which adopted such ordinances, to take and record a vote thereon, *provided*, it was within the power of the municipality to adopt such ordinances, and notice of the introduction thereof and of the time and place when and where the same would be considered for final passage was published, according to statutory requirements, before and after final passage, and such ordinances received the number of votes required by statute to finally pass the same, and a record of such reading, and of the final passage with the vote thereon, appears in the minutes of the board or body which adopted such ordinances; *and provided further* that this act shall not apply to any ordinance by which the net debt of the municipality has been increased, in violation of any statute, nor to any ordinance which may be involved in any proceeding, either at law or in equity, which shall be pending, at the time this act becomes effective.

Validating
passage of
certain
ordinances.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved April 21, 1931.

CHAPTER 215.

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

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

Sections 14
and 15 added.

1. The act entitled "An act concerning municipalities" approved March twenty-seventh, one thousand nine hundred and seventeen, as amended, is hereby supplemented and amended by adding to said act, immediately after section thirteen of article twenty-eight, two new sections to read as follows:

Definition
of Port
Authority;

14. As used in this section "Port Authority" means The Port of New York Authority created by Compact of April thirtieth, one thousand nine hundred and twenty-one, between the States of New York and New Jersey, with the consent of Congress and also any other public body or corporation of the State of New Jersey authorized by law to establish, maintain or operate a marine terminal. "Marine Terminal" shall mean a de-

Marine
Terminal;

velopment consisting of one or more piers, wharves, docks, bulkheads, slips, basins, vehicular roadways, railroad connections, side tracks, and/or sidings and/or other buildings, structures, facilities or improvements, necessary or convenient to the accommodation of steamships and/or other vessels and their cargoes and/or

Property.

passengers. "Property" includes both real and personal property, and includes chattels, lands, structures, franchises, and interests in land, including lands under water and riparian rights and any and all things and rights usually included within the said term, and includes not only fees simple absolute but also any and all lesser interests, such as easements, rights of way, uses, leases, leaseholds, licenses and all other incorporeal hereditaments and estates, interest or rights, legal or equitable, including terms of years, and liens thereon by way of mortgages or otherwise.

Every municipality is hereby authorized to cooperate with the Port Authority in the establishment, maintenance and/or operation of marine terminals within the corporate limits of such municipality, and for such purposes is hereby vested with the following powers which shall be exercised on behalf of such municipality by its governing board, by ordinance, in the discretion of such governing board.

Municipal cooperation with Port Authority.

Vested powers:

To acquire from the Port Authority marine terminals and/or property for marine terminal purposes, upon such terms and conditions as may be agreed upon between the governing board and the Port Authority.

To acquire marine terminals;

To enter into contracts with the Port Authority for the establishment, acquisition, construction, operation, maintenance and/or use of marine terminals and/or property for marine terminal purposes, either by the municipality or by the Port Authority, upon such terms and conditions as may be agreed upon between the governing board and the Port Authority, and to do so without advertisement or public notice otherwise than is required for the adoption of the ordinance; to establish, acquire, construct, operate and/or maintain marine terminals and marine terminal property; and to lease, sub-lease and authorize sub-leases of marine terminals or marine terminal property, and to grant franchises, wharfage rights, licenses and other rights in or to marine terminals or marine terminal property, to third persons for such periods of time and upon such terms as may seem advantageous to the governing board of such municipality; *provided, however*, that no such lease or sub-lease, franchise, wharf rights, license and other rights in or to such marine terminal or marine terminal property to third persons which will afford to such third persons a monopoly of the facilities of such terminal, shall be valid unless first approved by the Board of Public Utility Commissioners of this State.

To contract to acquire, build, etc.;

To lease, sub-lease;

To grant wharfage rights.

Proviso.

To enter into a contract with such Port Authority providing for the making of a lease to such municipality of any such marine terminal or part thereof, for a term not exceeding fifty years upon such terms and conditions as may be fixed and prescribed in such contract and to accept any lease made in accordance with such con-

Leasing.

Term.

tract and to do so without making any appropriation prior to the making of such contract except to meet payments required by such lease to be made within one year after the commencement of the term of said lease.

Use of
income.

Bond issue
authorized.

Authority.

Proviso.

Designation
of bonds.

Issue and
maturity.

15. The income derived by any municipality from the maintenance, operation or control of any marine terminal leased to such municipality pursuant to section fourteen of this act shall be paid into the municipal treasury and shall be applied to the payment of any rental or other charges or obligations required to be paid by the lease accepted by such municipality and to the payment of any expenses incident to the control, supervision and operation of said marine terminal. If in the judgment of the governing body of such municipality said income will not be sufficient to pay said rental, charges, obligations and expenses, such municipality may borrow money and issue bonds for the purpose of making such payments, and may issue temporary bonds or notes in anticipation of the sale of such bonds. Said obligations shall be issued pursuant to the 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," constituting chapter two hundred and fifty-two of the laws of one thousand nine hundred and sixteen, as amended, and any acts supplemental to said act, notwithstanding that the purposes for which said obligations are issued may constitute current expenses; *provided, however*, that any temporary notes or temporary bonds issued pursuant to said act shall mature in not exceeding one year from the date when the indebtedness evidenced thereby was incurred and that any permanent or definitive bonds issued for said purpose shall mature in annual installments commencing not more than one year from their date and ending not more than ten years from their date. Any such bonds shall be designated "Marine Terminal Revenue Deficit Bonds" and shall recite upon their face in general terms the purpose of their issuance. No such obligations may be issued later than five years after the commencement of the term of such lease, and any such

bonds shall mature not later than fifteen years after the commencement of the term of such lease.

2. This act shall take effect immediately.

Approved April 22, 1931.

CHAPTER 216.

An Act to conserve the seniority rights of municipal employees and county employees appointed, transferred, assigned or promoted, to other positions or departments in the municipal employ, or in the county service, in counties of the first class of this State.

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

1. Whenever heretofore there has been or hereafter there may be effected by appointment, transfer, assignment or promotion, of a municipal employee, to any other department or position in the municipal employ, or to a position or department of the county government; or when there has been or hereafter may be effected by appointment, transfer, assignment or promotion, of a county employee, to any other position or department in the county employ, or to a department or position of the municipal government, in counties of the first class of this State, the period of such prior service in said county or municipal employment, for any purpose, whatsoever, shall be computed as if the whole period of employment of such employee had been in the service of the department, or in the position, to which the said employee had been appointed, transferred assigned or promoted.

Seniority
rights of
municipal
employees
transferred
to other
positions.

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

Repealer.

Approved April 22, 1931.

CHAPTER 217.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act concerning district courts" (Revision of 1898), which amendment was approved March twenty-first, one thousand nine hundred and twenty-two.' "

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

Section 8
amended.

Salaries of
clerks of
district
courts.

In judicial
districts.

In first
class counties.

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

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; in cities having between fifty-five thousand and two hundred thousand inhabitants, an annual salary of three thousand dollars; in cities having between twenty-five thousand inhabitants and fifty-five thousand inhabitants, an annual salary of twenty-four hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of eighteen hundred dollars; in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of fifteen hundred dollars; in judicial districts having one hundred thousand inhabitants or over, an annual salary of twenty-eight hundred dollars; in judicial districts having between forty-five thousand and one hundred thousand inhabitants, an annual salary of twenty-five hundred dollars; in judicial districts having a population of forty-five thousand or less, fifteen hundred dollars. The salaries of clerks of said courts in 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, nor more than four thousand dollars per annum; in cities having between fifty thousand and two hundred thousand inhabitants

the salary of said clerk shall not be less than twenty-five hundred dollars nor more than thirty-five hundred dollars per annum; in cities having between twenty thousand and fifty thousand inhabitants, the salary of such clerk shall not be less than eighteen hundred nor more than twenty-five hundred dollars per annum; in judicial districts having more than one hundred thousand inhabitants the salary of said clerk shall be not less than twenty-eight hundred dollars nor more than thirty-five hundred dollars 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, nor more than twenty-five hundred dollars 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; *provided*, that this act shall not affect salaries of clerks of district courts in judicial districts where the clerk is serving in the dual capacity of district court clerk and county clerk. This act shall not apply to fourth class cities bordering on the Atlantic.

Salary fixed
by judge.

Proviso.

Proviso.

Exceptions.

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

Repealer.

3. This act shall take effect immediately.

Approved April 22, 1931.

CHAPTER 218.

An Act to authorize the acquisition, by gift, purchase or condemnation, of lands for a public park at Menlo Park, in the township of Raritan, county of Middlesex, to commemorate the activities of Thomas Alva Edison at the site where he developed the electric light, and for the appointment of a commission to acquire and improve said lands, and providing an appropriation therefor.

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

Edison Park
commission.

Official name
of board.

Terms of
first ap-
pointees.

Full term.

Vacancies.

Organization.

Body politic.

Powers.

1. The Governor of this State and five persons, citizens of this State, to be appointed by the Governor by and with the consent of the Senate within thirty days after the going into effect of this act, shall be and they are hereby constituted a board of commissioners by the name and style of "Commissioners of Edison Park." The commissioners first appointed shall be appointed and hold office respectively for the terms of one, two, three, four and five years, as indicated and fixed in their respective commissions and until others are appointed in their places, and all such commissioners after the first appointment shall be appointed by the Governor by and with the consent of the Senate, and shall hold office for the full term of five years and until others shall be appointed in their places; vacancies in the commission caused by death, resignation, refusal to act or removal from the State shall be filled by the Governor by appointment for an ad interim term. Said commissioners shall receive no remuneration for their services as rendered, shall organize annually by selecting a chairman and secretary, and shall adopt rules for the conduct of the business of the commission.

2. Such board of commissioners and their successors are hereby created a body politic, with power to acquire, by gift, purchase or condemnation, and in the name of

the State of New Jersey, such lands as may be necessary for the establishment of a public park at Menlo Park, in the township of Raritan, county of Middlesex, at the site where Thomas Alva Edison developed the electric light; and with power to lay out, construct and maintain pathways and roads across and over said park, and to acquire rights of way upon and across any intervening lands if necessary; to erect a tablet or monument or such other memorial as the board shall consider most suitable; and to expend such moneys as shall be appropriated by the Legislature from time to time for these purposes.

Acquire land.

Construct
paths, roads.Erect
memorial.

Appropriation.

3. The sum of ten thousand dollars (\$10,000) or such part thereof as may be needed is hereby appropriated for such purpose, when included in any annual or supplemental appropriation bill, such moneys to be expended only upon the requisition of the aforesaid commission endorsed by its chairman and secretary and approved by the Governor, and the Comptroller of the State is hereby directed to issue warrants for the payment of the same upon such requisitions, and the treasurer of the State shall pay all such warrants out of the moneys hereby appropriated for the aforesaid purpose.

4. The aforesaid commission shall annually report to the Legislature all of their proceedings and expenditures.

Annual report.

5. The lands to be acquired and improved under the terms of this act shall be kept and maintained as a public park and shall be known as "Edison Park."

Official name
of park.

6. In each succeeding year the aforesaid commission shall certify to the Governor in anticipation of the preparation of the annual budget for the support of the government of the State such sums as may appear necessary for the maintenance and improvement of the lands acquired for the aforesaid purpose.

Yearly
budget.

7. This act shall take effect immediately.

Approved April 22, 1931.

CHAPTER 219, P. L. 1931.

An Act to provide for the protection, welfare and relief of aged persons in need, and residents in the State of New Jersey, and providing for the administration therefor and dedicating certain income of the State therefor and prescribing penalties for the violation thereof.

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

Who entitled
to relief.

1. Subject to the provisions of this act, every deserving poor person, residing in the State of New Jersey, seventy years of age or upwards, shall while in the State of New Jersey be entitled to relief in old age from the State.

Conditions:

2. Old age relief shall be granted under this act to any person who:

Age;

(a) Has attained the age of seventy years;

Unable to
maintain self;

(b) Is unable to maintain himself, either in whole or in part, and has no children or other persons able to support him or responsible under the laws of this State for his support;

Citizenship;

(c) Is a citizen of the United States;

Resident of
State;

(d) Is a resident of and domiciled in the State of New Jersey, and has so resided and been domiciled therein continuously for at least fifteen years immediately preceding the date of application, but continuous residence in the State shall not be deemed to have been interrupted by occasional periods of absence therefrom if the total of such periods of absence does not exceed two years, and during the five years immediately preceding the date of application has not removed from this State and remained therefrom for a period in the aggregate of one year;

Resident
of county;

(e) Is a resident of and domiciled in the county in which the application is made, and has so resided continuously for at least one year immediately preceding the

date of application and has a legal settlement in a county of the State;

(f) Is not, because of his physical or mental condition, in need of continued institutional care;

(g) Has not made a voluntary assignment or transfer of property for the purpose of qualifying for such relief;

(h) Has never been convicted of a felony or high misdemeanor;

(i) If any recipient of old age relief is convicted of any misdemeanor, or other offense, and punished by imprisonment, payments shall not be made during the period of imprisonment;

(j) Does not possess real or personal property in excess of three thousand dollars (\$3,000).

3. There is hereby created in the Department of Institutions and Agencies, in accordance with the provisions of chapter seventy-six, laws of one thousand nine hundred and twenty-one, a division to be known as the division of old age relief. The division of old age relief shall be in charge of a qualified expert who shall be appointed by and receive the compensation fixed by the commissioner, with the approval of the State board, subject to appropriations made therefor. As chief of the division of old age relief, such qualified expert shall be responsible for the investigation, determination and supervision of old age relief furnished under this act. Said division of old age relief shall prescribe a uniform system of records and accounts in relation to old age relief to be kept by the county welfare board, and shall supervise the administration of old age relief by said county welfare board to the end that there may be throughout the State a uniform standard of record and method of treatment of aged poor persons, based upon their individual needs and circumstances. The division of old age relief shall have the power to and shall prescribe a form of application, the manner and form of all reports and such additional rules and regulations as are necessary for the carrying out of the provisions of this act, subject to the approval of the commissioner. All rules and regulations made by the division of old age relief under this act shall be binding upon the county welfare boards as the county bureaus of old age relief throughout the State.

Health;

Has not
disposed of
property;

Not criminal;

No relief in
prison;

Possessions.

Division of
old age relief
created.Chief of
division.

Duties.

Records
kept by
welfare
boards.Uniform
standard of
record and
treatment.Form of
application.

County welfare board as county bureau of old age relief.	4. In any county in this State in which there now is or may hereafter be established a county welfare board said county welfare board, in addition to their other powers and duties in relation to the settlement and relief of the poor, as provided by law, shall constitute the county bureau of old age relief, and in each and every other county until such time as a county welfare board is established therein a county welfare board (for the supervision of old age relief) shall be appointed by the board of chosen freeholders and constituted and composed as follows: Five citizens of each said respective county and not holding the office of freeholder, at least two of whom shall be women, to be appointed by the board of chosen freeholders, who, with two designated members of the board of chosen freeholders and the county adjuster, when not serving as director of old age relief, as ex-officio members, shall constitute the county welfare board. Members shall hold their offices for five years, except that the first appointments shall be respectively for one, two, three, four and five years, which terms as to duration shall be in the order of appointments as made and indicated. Vacancies in such offices shall be filled for the unexpired term only. The holding of any other office by any member of said county welfare board shall not constitute such holding as incompatible with his office as member of such county welfare board. They shall meet regularly once each month, and such other times as may be necessary or as they may by rule provide. They shall receive no compensation for their services, but shall be allowed their actual and necessary expenses, on the approval of the director of the board of chosen freeholders, all of which shall be audited and paid in the same manner as other expenses are paid in and for such county. Said county welfare boards are hereby authorized and empowered and it shall be their duty to receive and act upon applications for relief under and in accordance with this act, and to do all other acts and things necessary in connection with the same, for the purpose of administering and carrying out the provisions of this act, as herein provided. Funds for the administration of this act, and the payment of old age relief granted, thereunder, shall be provided by the board
Welfare board appointed.	
How composed.	
Terms.	
Vacancies.	
Dual offices.	
Meetings.	
Expenses met.	
Duties of welfare boards.	
Provision for funds.	

of chosen freeholders of each and every county as hereinafter provided. Said county welfare board shall elect from among its members a president, vice-president and secretary-treasurer. The director of old age relief appointed as herein provided shall not be a member of the board, and shall hold office for the term of five years or until appointment of his successor, unless sooner removed for cause, after due notice and hearing. Said county welfare board shall appoint such other officers, assistants and employees as may be necessary to carry out the provisions of this act. They shall fix the salaries of the director of old age relief and such officers, assistants and employees within the limits of the appropriation made therefor by the board of chosen freeholders, and such salaries shall be compensation in full for all services rendered. The director of old age relief, officers, assistants, and employees shall be subject to such rules and regulations in the discharge of their duties as may be provided by said county welfare board. All employees of the county welfare board shall hold their office or employment during good behavior, and may be removed upon written charges and after a hearing, due notice of which shall be given therefor by the county welfare board, for misconduct, neglect or incompetency.

5. Said county welfare board shall appoint, subject to the approval of the board of chosen freeholders, a director of old age relief, who shall have the qualifications as herein provided. The county adjuster when qualified may be appointed for this office, but when so appointed shall not serve as an ex-officio member of the county welfare board.

The director of welfare shall be the clerk of said bureau of old age relief and shall serve as such without additional compensation.

The director of old age relief shall be a citizen of the State and of the United States; such appointee shall be able to read and write the English language, and be capable of making and keeping such records and reports as are lawfully required of him, and shall have complete knowledge of the laws concerning old age relief and shall be a trained and qualified expert in the field of welfare service, with administrative experience therein; the

Organization.

Term of director.

Assistants.

Compensation.

Rules and regulations.

Continuance of employees.

Appointment of director.

Clerk.

Requirement for director.

Deputy director.

Powers.	county welfare board may appoint a deputy director of old age relief, who shall have resided at least one year in the State, and have other like qualifications as those necessary to the appointment of directors of old age relief, and be under the direction of such director of old age relief, and be vested on approval of the county welfare board with the same power as a director of old age relief, in the distribution of relief, with like authority for the prosecution or defense in court proceedings as is now vested in a director of old age relief.
Providing relief.	6. It shall be the duty of the county welfare board as the bureau of old age relief to provide adequately for those eligible for old age relief under the provisions of this act. The amount and nature of relief which any such person shall receive, and the manner of providing it, shall be determined by the county welfare board as the bureau of old age relief with due regard to the conditions existing in each case, in accordance with the rules and regulations made by the division of old age relief, but in no case shall it exceed the rate of one dollar a day. Whenever practicable relief may be granted in the form of cash or a check. The relief granted under this act shall be provided for the recipient in his own or some other suitable family home; <i>provided</i> , that the county in which such person has a legal settlement shall be chargeable for the relief provided for in this act, <i>and be it further provided</i> , that where it appears that the legal settlement of the applicant is in a county other than the one in which the application is made, it shall be referred to the county adjuster, who shall refer it to the county in which the legal settlement of the applicant appears to be, and the said county adjuster shall proceed in the same way and manner to obtain the consent of the said county to accept the chargeability for the said applicant for old age relief as is provided for in 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-eight, one thousand nine hundred and eighteen, and the various amendments and supplements thereto. In the event, how-
Conditions to determine relief.	
Maximum daily relief.	
How given.	
As to home.	
Proviso.	
Proviso.	
Chargeability of applicant.	
Act to govern.	
In case of disagreement.	

ever, the said counties cannot agree as to the legal settlement of the said applicant, then it shall be referred to the court having jurisdiction in the county wherein the application was made for a judicial finding as to legal settlement in accordance with the procedure provided for in the said act aforementioned and the said judicial finding shall be binding upon both counties.

7. If any county bureau of old age relief shall deem it necessary, it may, with the consent of the division of old age relief, require as a condition to the grant of continuance of relief in any case, that all or any part of the property, either real or personal, of a person applying for relief be transferred to said county upon the order of the court of common pleas. Such property shall be managed by said county bureau of old age relief under the direction of the board of chosen freeholders, which shall pay the net income thereof to such person; said bureau of old age relief under the direction of the board of chosen freeholders shall have the power to sell, lease or transfer such property or defend and prosecute all suits concerning it and to pay all just claims against it and do all things necessary for the protection, preservation, and management thereof. If, in the event such relief is discontinued during the lifetime of such person, the property thus transferred to the county bureau of old age relief exceeds the total amount paid as relief under this act, the remainder of such property shall be returned to such person, and in the event of his death such remainder shall be considered as the property of the deceased for proper administration proceedings. The county bureau of old age relief shall execute and deliver all instruments necessary to give effect to this section.

8. If, on the death of the recipient of old age relief, it shall appear to the satisfaction of the county welfare board as the bureau of old age relief that his estate is insufficient to pay his funeral expenses, the county welfare board shall have the power to order the payment of the installment of old age relief then accruing and such additional sum as may be necessary, not exceeding the total sum of one hundred dollars, to such person as the county welfare board may direct for the funeral expenses of the deceased aged poor person.

Transfer of
property of
beneficiary to
county.

Use of income.

Disposition of
property.

Return of
property if
relief dis-
continued.

Funeral and
burial
expenses.

Relief to be furnished.	9. Subject to partial reimbursement by the State, as hereinafter provided, each county welfare board shall furnish old age relief provided for in this act to the persons eligible thereto, who reside in its jurisdiction. Each board of chosen freeholders shall annually appropriate and make available to the order of the respective county welfare boards as the bureaus of old age relief, such a sum as may be needed for old age relief, together with a sufficient sum to defray administrative expenses to be incurred in connection therewith, and include such sums in the taxes to be levied in the territory responsible for such old age relief. Should the sum so appropriated, however, be expended or exhausted, during the year and for the purpose for which it was appropriated, additional sums shall be appropriated by such board of chosen freeholders as occasion demands to carry out the provisions of this act, from funds in the county treasury available therefor. Where such county funds are not available or adequate, or should there be no such county funds, such additional sums shall be raised by temporary loans or notes, certificates of indebtedness or temporary loan bonds, to be issued as otherwise provided and limited by law for counties of this State, and the amounts necessary to pay such obligations shall be placed in the budget for the next ensuing fiscal year.
Appropriation by freeholders.	
If shortage, additional sum granted.	
Temporary loans.	
Reimbursing county by State.	10. The State shall reimburse each county to the extent of three-fourths of the amount expended for relief for each aged poor person which has been granted under the provisions of this act, and in accordance with the rules of the division of old age relief.
Claims for reimbursement.	11. Claims for reimbursement under this act shall be presented quarterly by the board of chosen freeholders of the respective counties through the division of old age relief to the comptroller of the treasury in January, March, July and September.
Approval of claims.	12. The approval of such claims for said reimbursement shall be made by the division of old age relief to the extent of three-fourths of the payments made in accordance with the provisions of this act and the rules of the division of old age relief. The division of old age relief shall certify to the comptroller of the treasury the amount to which each county is entitled. The amount
Payments.	

so certified shall be paid from the State treasury upon the audit and warrant of the comptroller to the fiscal officers of the respective counties entitled thereto from monies made available as hereinafter provided.

13. The Governor shall fix and determine and state in his annual budget message a sum sufficient to pay the estimated amount of the State's share of the old age relief reimbursement together with any deficiencies, if any, incurred in any previous year. The Legislature shall include the amount so determined and stated in the annual appropriation bill. For the payment of said amount there is hereby dedicated annually so much of the monies received under the provisions of an act entitled "An act to tax the transfer of property of residents and non-resident decedents, by demise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sell, in certain cases," approved April twenty, one thousand nine hundred and nine, and the several supplements and amendments thereto hereinafter collectively referred to as the inheritance tax.

Provision in
budget for
State's share.

Appropriation.

Source of
funds from
inheritance
tax.

14. For the payment of the State's share of old age relief as herein provided, there is hereby further dedicated all monies hereafter received by the State Treasurer pursuant to the aforesaid inheritance tax after deducting therefrom annually, (1) the amount annually determined and stated by the Governor as aforesaid, and (2) the sum of twelve million dollars per annum which is hereby reserved for the general treasury funds of the State. The surplus, if any, then remaining and thus dedicated shall constitute a separate fund which shall be invested and re-invested from time to time by the State House Commission in such securities as are lawful for investment by trustees. The custody of said fund and the income thereof shall be entrusted to the State Treasurer. The income from said fund shall be available for and devoted to the payment of the State old age relief as provided in this act and shall, to the extent thereof, be used for the payment of such relief in lieu of the monies to be annually determined and stated by the Governor as aforesaid. For this purpose the Governor shall include in his budget message such a statement of income and the same shall be deducted from mandatory

Proceeds from
inheritance
tax.

Exceptions.

Surplus a
separate fund.

Investment.

Custodian.

Use of
income.

Statement
in budget
message.

Proviso.	appropriation by the Legislature as aforesaid; <i>provided, however,</i> that if the income from the said fund hereby created shall be sufficient to wholly defray the State's share of old age relief then such income shall be used for that purpose in the first instance and any excess thereof shall become a part of the corpus of said fund.
Intent that relief come from inheritance tax.	15. It is the intent of the Legislature that the State's share of old age relief, as provided in this act, shall be provided from the revenue produced by the inheritance tax, and that the first monies received in any one year from that source shall be dedicated to that purpose, and that after sufficient funds have been so accumulated then the sum of twelve million dollars, if so much further shall be received, shall be available for appropriations to general State purposes, and that any surplus of inheritance tax revenue then remaining shall become a capital fund to be invested as herein provided, the income from which shall be used in the first instance to pay the State's share of old age relief pensions, and that such capital fund be accumulated until such fund alone will yield sufficient income to pay all of the State's share of such old age relief.
Capital fund.	
Application for relief.	16. An applicant for old age relief shall make his application therefor to the county welfare board as the bureau of old age relief for the county in which the applicant resides. The person requesting relief may apply in person or the application may be made by another in his behalf. The application shall be made in writing or reduced to writing, in manner and form prescribed by the division of old age relief. All statements in the application shall be verified under oath by the applicant.
Investigation.	17. Whenever the county welfare board as the bureau of old age relief receives an application for relief, an investigation and record shall be promptly made of the circumstances of the applicant. The object of such investigation shall be to ascertain the facts supporting the application made under this act and such other information as may be required by the rules of the division of old age relief. Upon the completion of such investigation the county welfare board shall decide whether the applicant is eligible for and should receive old age relief under this act, the amount and nature of relief, the
Object.	
Decision.	

manner of paying or providing it, and the date on which the relief shall begin. It shall notify the applicant of its decision in writing. The county welfare board shall at once report to the division of old age relief its decision in each case together with copies of the application and record of investigation. Such decision shall be final; *provided, however*, that where an application is not acted upon by the county welfare board within thirty days after the filing of the application or is denied or the grant is deemed inadequate, either by the division of old age relief or by the applicant, the applicant may appeal to the division of old age relief by filing a petition with the division of old age relief, setting forth the facts in full as to the necessity of such relief, verified by five reputable citizens of the county, and if the appeal is sustained by the division of old age relief, the payments of relief in the amounts determined by said division must be paid by said county as herein provided.

Applicant
notified.
Report.

Proviso.

Right of
appeal by
applicant.

18. An applicant whose application for relief under this act has been rejected may not again apply for such relief until the expiration of six months from the date of the previous application. If the application for relief be granted, the county welfare board shall report the fact to the auditor of the county. All payments of relief under this act shall be made monthly by the treasurer of the county in the manner provided by law for payment of claims against the county to the county welfare treasurer, who shall disburse the relief herein provided, either in cash or by check monthly, semi-monthly or as otherwise provided by the regulations of the welfare board. All relief under this act shall be renewed every six months on verified applications and after such further investigation as the county welfare board may deem necessary, and the amount of relief may be changed if the county welfare board finds that the recipient's circumstances have been changed. It shall be within the power of the county welfare board to cancel and revoke old age relief for cause and it may for cause suspend payments for old age relief for such periods as it may deem proper.

Re-applying
for relief.

Monthly
payments.

Renewal of
relief semi-
annually.

Canceling or
suspending
relief.

19. Any person who has knowledge that old age relief is being improperly granted or administered under this act may file a complaint in writing with the division of

Complaints.

Investigation.	old age relief setting forth the particulars of such violation. Upon receipt of such complaint, the division of old age relief shall make an investigation of the allegations set forth in such complaint, or, if at any time the division of old age relief has reason to believe that relief to the aged poor persons has been improperly granted, it shall cause an investigation to be made. It may suspend payment of any installment pending an investigation.
Cancellation of grant.	It shall notify the county welfare board of any such proposed investigation. If it appears as a result of any such investigation that the old age relief was improperly granted, such old age relief shall be cancelled by the division of old age relief, which shall immediately notify the county welfare board that it will not approve any payment made after such suspension, but if it appears, as a result of such investigation that relief was obtained properly, the suspended payments of relief shall be payable.
Certain acts misdemeanors.	20. Any person who by means of a false statement or representation or by impersonation or other fraudulent device obtains or attempts to obtain or aids or abets any person to obtain old age relief to which he is not entitled, or a larger amount of relief than that to which he is justly entitled, or payment of any forfeited installment grant; or knowingly aids or abets in buying or in any way disposing of the property of an applicant without the consent of the county welfare board, shall be guilty of a misdemeanor and punished accordingly.
Penalty.	21. Any person who knowingly violates any provision of this act for which no penalty is specifically provided shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than one thousand dollars, or imprisoned for not more than one year, or by both such fine and imprisonment.
Reconsideration of relief.	22. All old age relief under this act shall be reconsidered from time to time, or as frequently as may be required by the rules of the division of old age relief.
Changing or withdrawing relief.	After such further investigation as the bureau of old age relief may deem necessary or the division of old age relief may require, the amount and manner of giving relief may be changed or the relief may be withdrawn if such county welfare board finds that the recipient's cir-

cumstances have changed sufficiently to warrant such action. It shall be within the power of the county welfare board as the bureau of old age relief at any time to cancel and revoke old age relief for cause, and it may for cause suspend payments for relief for such periods as it may deem proper, subject to review by the division of old age relief, as provided in section fourteen of this act.

23. Each county welfare board as the bureau of old age relief shall report to the division of old age relief at such times and in such manner and form as the division may prescribe, the number of applications granted and the grants of old age relief changed, revoked or suspended under this act by such county welfare board, together with copies of all applications and supporting affidavits received and a statement of the action of such county welfare board thereon, and shall report the amount of relief to aged poor persons paid out under this act by the county welfare board as the bureau of old age relief, and make such other reports as the division of old age relief may require either by rules or requests in individual cases.

Reports by
welfare board
to division
of old age
relief.

24. A person seventy years of age or more not receiving old age relief under this act is not by reason of his age debarred from receiving public relief and care under the provisions of any other law, but no recipient of old age relief, while receiving the same, shall receive any other relief from the State or any political subdivision thereof except for medical and surgical assistance.

Relief from
other sources.

25. All amounts paid as old age relief shall be exempt from any tax levied by the State or by any subdivision thereof, and exempt from levy and sale, garnishment, attachment, or any other process whatsoever and shall be inalienable in any form, and in case of bankruptcy shall not pass to the trustee or other person acting on behalf of the creditors of the aged poor person.

Tax exemp-
tion, etc.

26. Nothing in this act shall be construed as repealing any other act or part of an act providing for the settlement and relief of the poor except in so far as inconsistent therewith, and the provisions of this act shall be construed as an additional method of supporting and providing for aged poor persons. This act shall be liber-

Construing
act.

ally construed. Any part or parts of this act which may be found to be invalid or unconstitutional shall be severable, and the remainder of the act shall stand, and the provisions contained in this act shall not be construed to be exclusive and shall not be construed to repeal other provisions of the law not inconsistent herewith. Any particular grant of power contained in this act shall be held to be in specification but not in limitation of general powers. Nothing in this act shall operate to repeal or nullify the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a civil service commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts supplementary thereto and amendatory thereof.

27. No person receiving relief under this act shall be deemed to be or classified as a pauper by reason thereof.

28. This act shall take effect January second, one thousand nine hundred and thirty-two, but applications for relief thereunder shall not be made before April first, nineteen hundred thirty-two, and relief shall not be granted to begin before July first, nineteen hundred thirty-two.

Approved April 24, 1931.

Constitutionality of act.

Civil service act to govern.

Beneficiary not a pauper.

Act effective.

Relief begins.

CHAPTER 220.

An Act to further amend an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred 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:

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 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

Corporations may change capital, etc., and certificate of incorporations.

Changing classes of stock.

Action by directors.

Notice of meeting.

Certificate of change filed with Secretary of State.

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; and *provided further*, that, unless otherwise provided in the certificate of incorporation or an amendment thereof, no such corporation having outstanding any preferred or special stock with limited or no voting powers shall (1) reduce the dividend rate, (2) reduce the right to cumulative dividends, or (3) reduce the redemption price or the amount payable on liquidation of such outstanding preferred or special stock with limited or no voting powers, as prescribed in its charter with respect thereto; or exercise the authority granted by this section to change its outstanding preferred or special stock into one or more classes of preferred or special and/or common stock, or change its outstanding common stock into one or more classes of preferred or special stock, if the effect of any such change would be (1) to reduce the dividend rate, (2) to reduce the right to cumulative dividends, or (3) to reduce the redemption price or the amount payable on liquidation, as prescribed in its charter for such outstanding preferred or special stock with limited or no voting powers; or shall provide for funding or satisfying rights in respect to dividends in arrears on its preferred or special stock having limited or no voting powers; unless two-thirds in interest of each class of the holders of such preferred or special stock having limited or no voting powers shall also vote in favor of such change, the result of which vote shall also be certified in the certificate of the amendment, change or alteration to be made, acknowledged and filed

Proviso.

Proviso.

Limitations.

as above provided; but nothing contained in this proviso shall be construed as requiring the vote of the holders of shares of any class of stock having limited or no voting powers in respect of the creation and/or issue of one or more new classes of preferred or prior preference or other special stock, or the creation and/or issue of additional shares in any existing class of preferred or prior preference or other special stock.

Construing
voting by
shareholders.

Nothing contained in section twenty-eight of this act shall in anywise limit or restrict the provisions of this section.

Section 28
not to affect.

2. This act shall take effect immediately.

Approved April 24, 1931.

CHAPTER 221.

An Act to amend an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six.

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

1. Section sixty-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 65
amended.

65. Whenever any corporation shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, or if its business has been and is being conducted at a great loss and greatly prejudicial to the interest of its creditors or stockholders, any creditor or stockholder, or stockholders, *provided* such stockholder or stockholders own at least ten percentum of the capital stock of such corporation, 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 and the appointment of a receiver or receivers or trustee or trustees, and the court being satisfied by affidavit or otherwise of the sufficiency of said application, and of the truth of the allegations

Remedy in
chancery
by bill.

Proviso.

Summary
hearing.

May issue
injunction.

contained in the petition or bill, and upon such notice, if any, as the court by order may 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 the corporation has become insolvent and is not about to resume its business in a short time thereafter, or that its business has been and is being conducted at a great loss and greatly prejudicial to the interest of its creditors or stockholders, so that its business cannot be conducted with safety to the public and advantage to the stockholders, it may issue an injunction to 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 a receiver appointed by the court, until the court shall otherwise order.

2. This act shall take effect immediately.

Approved April 24, 1931.

CHAPTER 222.

An Act relative to the Federal census of one thousand nine hundred and thirty.

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

When census
of 1930 in
effect.

1. The Federal census of one thousand nine hundred and thirty shall take effect upon the passage and approval of this act.

2. This act shall take effect immediately.

Approved April 24, 1931.

CHAPTER 223.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one, and regulating the disbursement thereof," approved April fifteenth, one thousand nine hundred and thirty.

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

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund for the several purposes herein specified, and for supplying deficiencies in former appropriations for the fiscal year ending June thirtieth, one thousand nine hundred and thirty-one:

Supplemental appropriations to meet deficiencies.

1. DEPARTMENT OF INSTITUTIONS AND AGENCIES

Expenses New Jersey Child Health and Protection Conference	\$4,500 00	
Additional allowance for Telephone and Telegraph	1,400 00	
Additional allowance for Deporting Aliens and Non-residents	3,000 00	
	<hr/>	\$8,900 00

Department of Institutions and Agencies.

2. COMMISSION FOR THE BLIND

Additional allowance for clothing, maintenance, etc.	\$7,194 00	
Additional allowance for office equipment	871 00	
State relief for the blind ..	250 00	
	<hr/>	\$8,315 00

Commission for the Blind.

3. COUNTY INSANE HOSPITALS

County
Asylums.Additional allowance for
the support of patients
in County Insane Hos-
pitals:

Camden	\$15,000 00	
Cumberland	5,700 00	
Essex,	32,500 00	
Hudson	35,000 00	
	<hr/>	\$88,200 00

4. COUNTY TUBERCULOSIS HOSPITALS

County
Tubercular
Hospitals.Additional allowance for
the support of patients
pursuant to Chapter 217,
Laws of 1912, in the fol-
lowing county hospitals:

Atlantic	\$1,923 91	
Burlington	6,000 00	
Gloucester	4,000 00	
Hudson	10,000 00	
Ocean	15,251 19	
Passaic	51,000 00	
Salem	1,800 00	
Warren	1,000 00	
	<hr/>	\$90,975 10

5. HOME FOR DISABLED SOLDIERS, ET CETERA, VINELAND

Vineland
Soldiers'
Home.Additional allowance for
clothing

\$1,000 00

Additional allowance for
medical, surgical and lab-
oratory supplies

400 00

Quiet Room

650 00

\$2,050 00

6. NORTH JERSEY TRAINING SCHOOL, TOTOWA

Playground development ..	\$7,500 00	Totowa Training School.
Additional allowance for medical, surgical and dental fees	1,000 00	
Water rent deficiency	4,000 00	
	<hr/>	
	\$12,500 00	

7. REFORMATORY, ANNANDALE

Additional allowance for salaries and wages, other officers and employees ..	\$4,860 00	Annandale Reformatory.
Additional allowance for clothing	2,500 00	
Maintenance of roads	1,000 00	
Exchange of tractor	750 00	
Pasture development	1,500 00	
	<hr/>	
	\$10,610 00	

8. REFORMATORY, RAHWAY

Additional allowance for salaries and wages	\$21,625 00	Rahway Reformatory.
Additional allowance for food	10,000 00	
Additional allowance for fuel, light, and power ..	1,500 00	
Additional allowance for tobacco	600 00	
Additional allowance for farm, stable and grounds supplies	1,000 00	
Alterations bull pen	500 00	
Extension bake shop and sink room	3,000 00	
Employees' time clock ...	425 00	
Construction of cow barn ..	2,500 00	
Reconstruction of silo	945 00	
Replacement of bull	300 00	
	<hr/>	
	\$42,395 00	

9. REFORMATORY FOR WOMEN, CLINTON

Clinton Reformatory.	Additional allowance for medical and surgical fees	\$1,500 00	
	Additional allowance for clothing	1,000 00	
		<hr/>	\$2,500 00

10. STATE BOARD OF CHILDREN'S GUARDIANS

Children's Guardians.	Additional allowance for blanks, stationery and printing	\$500 00	
	Additional allowance for postage	500 00	
	Additional allowance for telephone and telegraph.	800 00	
	Additional allowance for office supplies	500 00	
	Additional allowance for office equipment	1,000 00	
	Additional allowance for rent and care of building	900 00	
	Purchase and exchange of ten automobiles	5,220 00	
		<hr/>	\$9,420 00

11. STATE HOME FOR BOYS

Jamesburg School.	Additional allowance for fuel, light and power ...	\$6,000 00	
	Additional allowance for insurance	3,539 00	
	Additional allowance for farm, stable and ground supplies	2,300 00	
	Repairs, mechanical lines, cottages 11 and 12	4,000 00	
	Exchange Safetibus	1,600 00	
	Oil separator	1,300 00	
		<hr/>	\$18,739 00

12. STATE HOME FOR GIRLS

Reconstruction of old steam distribution mains	\$2,500 00	Girls' School.
Painting buildings	6,000 00	
Painting water tank	500 00	
Additional allowance for clothing	1,000 00	
Additional allowance for household supplies	500 00	
Additional allowance for fuel, light and power ..	5,240 00	
	<hr/>	\$15,740 00

13. STATE HOSPITAL, GREYSTONE PARK

Replacing of bathroom, toilets, plumbing, piping and fixtures in attend- ants' cottage	\$9,000 00	Greystone Asylum.
Ford dump truck	890 00	
Tractor for garden	875 00	
Replacement of flour ele- vator	2,000 00	
Painting materials	5,000 00	
	<hr/>	\$17,765 00

14. STATE HOSPITAL, TRENTON

Exchange of three automo- biles	\$7,200 00	
Exchange of tractor	1,500 00	
Call system and radio	3,500 00	
Painting water tank	1,000 00	
	<hr/>	\$13,200 00

15. STATE PRISON

Additional allowance for salaries and wages of officers and employees ..	\$13,000 00	State Prison.
Additional allowance for food	6,000 00	

Additional allowance for clothing	11,350 00	
Additional allowance for household supplies	5,300 00	
Additional allowance for electrocution plant	890 00	
New dish washing machine	950 00	
Curbs and sidewalks, Cedar Lane Cemetery	800 00	
	<hr/>	\$38,290 00

16. STATE HOSPITAL, HILLSDALE

Hillsdale Hospital.	Purchase of live stock	\$6,000 00
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17. STATE PRISON FARM, LEESBURG

Leesburg Farm.	Replacement and new machinery, cannery	\$1,500 00	
	Curbs and sidewalks for Dormitories Nos. 3 and 4	500 00	
	Drains and underground steam line to cannery ..	1,000 00	
	Two Fordson tractors and power take-off	1,690 00	
	Painting Dormitories Nos. 3 and 4	1,000 00	
		<hr/>	\$5,690 00

18. VILLAGE FOR EPILEPTICS

Epileptic Village.	Telephone system	\$7,500 00
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19. VINELAND STATE SCHOOL

Vineland School.	Exchange of automobiles..	\$2,900 00	
	Increasing irrigation	1,000 00	
	Engine for crane	700 00	
	Motion picture equipment.	3,600 00	
	Reconstruction and extension of electric lighting system	3,500 00	

Refrigeration for colony..	500 00	
Heating and ventilating, Assembly Hall	5,000 00	
Coffee urns	800 00	
Skylights	800 00	
Reconstruction of roads ..	2,500 00	
Purchase of additional land	69,000 00	
	<hr/>	\$90,300 00

20. JUDICIAL COUNCIL

For salaries and expenses incurred by the Commission appointed pursuant to Chapter 254, Laws of 1930	\$5,000 00	Judicial Council.
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21. BOARD OF SHELL FISHERIES

Additional allowance for current repairs	\$4,000 00	Board of Shell Fisheries.
Additional allowance for fuel, light and power ...	54 00	
	<hr/>	\$4,054 00

22. DEPARTMENT OF LABOR

Expenses incurred in unemployment relief	\$5,000 00	Department of Labor.
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23. COMMISSIONER OF EDUCATION

For reimbursement of school districts for one- half of the excess cost for the education of crip- pled children within the several school districts of the State as provided in Chapter 54, Laws of 1928	\$25,000 00	Crippled Children.
Additional allowance for postage and incidentals..	4,000 00	
	<hr/>	\$29,000 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.

24. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR
COLORED YOUTH

Bordentown School.	Additional allowance for household supplies	\$700 00	
	Additional allowance for farm, stable and grounds supplies	1,600 00	
	Additional allowance for vehicular transportation supplies	200 00	
	Additional allowance for insurance	1,500 00	
	Additional allowance for water	2,000 00	
	Additional allowance for live stock	1,500 00	
	Payments under this account to be made pursuant to Chapter 65, Laws of 1909.		
			\$7,500 00

25. NEW JERSEY SCHOOL FOR THE DEAF

School for the Deaf.	Additional allowance for food	\$2,000 00	
	Additional allowance for fuel, light and power . .	4,000 00	
	Seed and labor	1,000 00	
	Payments under this account to be made pursuant to Chapter 65, Laws of 1909.		
			\$7,000 00

26. STATE TEACHERS COLLEGE AND STATE NORMAL
SCHOOL, TRENTON

Purchase of house and plot, 50 x 100', to be made part of plant of the State Teachers College at Hill- wood Lakes	\$15,000 00	Trenton Teachers College.
Purchase of plot 50 x 200' to be made part of same site	2,500 00	
Said sums to be paid from the General State Fund.	<hr/> \$17,500 00	

27. COMMISSIONERS OF PALISADES INTERSTATE PARK

Repairs to Englewood Boat Basin, including Pavil- ions, Locker Room, etc.	\$16,500 00	Palisades Interstate Park.
Improvements at Ross Camping Grounds	10,000 00	
Remodelling and extension, Undercliff Parking Space	5,000 00	
	<hr/> \$31,500 00	

28. CIVIL SERVICE COMMISSION

Additional allowance for printing and office sup- plies	\$7,268 00	Civil Service.
Additional allowance for telephone and telegraph.	200 00	
	<hr/> \$7,468 00	

29. DEPARTMENT OF MOTOR VEHICLES

Refunds of fines imposed..	\$415 00	Motor Vehicle Department.
Compulsory examinations, provided Senate Bill No. 104 becomes a law	5,000 00	
Expenses of Eastern Con- ference of Motor Vehicle Administration	1,000 00	
Additional allowance for expenses of inspectors and equipment	8,000 00	

Additional allowance for blanks, stationery and printing	5,000 00	
Additional allowance for postage, express and in- cidentals	18,000 00	
Additional allowance for telephone and telegraph.	7,000 00	
Payments of above items in this account to be made from the receipts of the Department of Motor Vehicle Regula- tion and Registration, pursuant to Chapter 235, Laws of 1909, and the receipts from the tax im- posed on the sale of motor vehicle fuels, pur- suant to Chapter 334, Laws of 1927, and Chap- ter 41, Laws of 1930.		<hr/> \$44,415 00

30. ATTORNEY-GENERAL'S DEPARTMENT

Attorney-
General's
Department.

Additional allowance for preparation and trial, Delaware River diver- sion suit	\$100,000 00	
Additional allowance for preparation and trial, New Jersey-New York lighterage suit	50,000 00	
Preparation and presenta- tion of WABA Radio cases before Federal Radio Commission and Board of Public Utility Commission	1,045 07	
Exchange of automobile..	1,200 00	
	<hr/>	\$152,245 07

31. REAL ESTATE COMMISSION

Special legal services.....	\$510 65	Real Estate Commission.
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32. NATIONAL GUARD

Additional allowance for automobile maintenance	\$1,000 00	National Guard.
Purchase of motorcycles for 119th Motorcycle Co.	2,500 00	
Additional allowance Ord- nance Stores, uniforms, clothing, camp and garri- son equipage, freight, ex- pressage and miscellane- ous supplies	4,000 00	
Additional allowance 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, Plainfield and Fleming- ton	1,620 00	
Transfer to Department of Institutions and Agencies for prison labor fur- nished	3,560 19	
City of Orange, curbing on New Street, Orange....	52 58	
City of East Orange, side- walk assessment, Munn Ave., East Orange.....	240 52	
Christen N. Dell, expenses incident to injuries sus- tained by daughter while riding horseback, May 4, 1930, provided said sum is received in full of all claims to date.....	419 00	
	<hr/>	\$13,392 29

33. STENOGRAPHIC REPORTERS

Salaries
returned to
counties.

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..... \$6,075 00

34. SPANISH AMERICAN WAR VETERANS

Spanish
American
War
Veterans.

Compiling and preserving record of proceedings of the Spanish American War Veterans of New Jersey, pursuant to Chapter 329, Laws of 1929..... \$1,000 00

35. STATE CONVENTION OF THE DISABLED AMERICAN VETERANS OF THE WORLD WAR

Convention
World War
Veterans.

Proviso.

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 State of Jersey and proper and legitimate expenses incurred therewith, at the State Convention of the Disabled American Veterans of the World War, of the State of New Jersey, to be held in Atlantic City, New Jersey, May 21st to 23rd, 1931; *provided*, that such expenses shall be disbursed by the Adjutant-General under such regulations as may be prescribed by the State Treasurer \$4,000 00

36. SECRETARY OF STATE

Secretary of
State.

Additional allowance for compensation of assistants \$1,260 00

Additional allowance for election supplies, said sum to apply to bills concurrent during last fiscal year	7,000 00	
	<hr/>	\$8,260 00

37. STATE HOUSE COMMISSION

Rental for State Employees' Retirement System	\$416 00	State House Commission.
Three sets Compiled Statutes, etc., for Disabled Veterans of World War, pursuant to Chapter 287, Laws of 1927.....	1,650 00	

State Purchasing Department

Additional allowance for vehicular transportation expenses	500 00	Purchasing Department.
Additional allowance for traveling expenses	500 00	
Additional allowance for telephone and telegraph	650 00	
Advertising, pursuant to Chapter 70, Laws of 1930	10,000 00	
	<hr/>	\$13,716 00

38. SOUTH JERSEY TRANSIT COMMISSION

Expenses of the commission appointed pursuant to the provisions of Chapter 251, Laws of 1929.....	\$10,000 00	South Jersey Transit Commission.
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39. REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS

L. Bamberger & Co., refund of franchise taxes for the year 1928, if and when legally reduced...	\$100 00	Refunding taxes to corporations.
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Corsons Inlet Water Co., refund of franchise taxes for the year 1930, erroneously paid for the Corsons Inlet Land Co. . . .	100 00	
	<hr/>	\$200 00

40. WALT WHITMAN HOUSE, CAMDEN

Walt Whitman House.	For maintenance of the Walt Whitman House at Camden, pursuant to the provisions of Joint Resolution No. 6, Laws of 1925	\$500 00
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41. COMPTROLLER'S DEPARTMENT

Comptroller's Department.	Additional allowance for telephone and telegraph	\$300 00
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State Athletic Commissioner

State Athletic Commissioner.	Additional allowance for carrying out the provisions of Chapter 247, Laws of 1918, as amended by Chapter 189, Laws of 1923.....	6,500 00
	Survey	6,200 00
		<hr/>
		\$13,000 00

42. DEPARTMENT OF STATE POLICE

State Police. Proviso.	To Timothy I. and James G. Meaney ... <i>provided</i> said persons shall accept said sum as settlement in full of all claims for injuries and damages to date.	\$10,000 00
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43. SUPREME COURT

Supreme Court.	Expenses incurred by Board of Bar Examiners in disbarment case previous to current fiscal year.....	\$624 00
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44. LEGISLATURE

Additional allowance for indexing journal and minutes, and other incidental and contingent expenses	\$19,000 00	Legislature.
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45. AGRICULTURAL EXPERIMENT STATION

Additional allowance for egg-laying and breeding tests, pursuant to the pro- visions of Chapter 16, Laws of 1916, and Chap- ter 35, Laws of 1920..	\$4,000 00	Agricultural Experiment Station.
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North Jersey Branch

Maintenance and for per- manent improvements and equipment	60,000 00	North Jersey Branch.
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the sta- tion.	<u> </u>	
	\$64,000 00	

46. COMMISSIONERS OF HIGH POINT PARK

Water extensions	\$2,500 00	High Point Park Com- missioners.
Piping toilets, sewage, etc.	2,000 00	
Cafeteria equipment	10,000 00	
	<u> </u>	
	\$14,500 00	

47. TREASURER'S DEPARTMENT

Department of Municipal Accounts

Additional allowance for expenditures under Sec- tion 3(b), Chapter 266, Laws of 1918.....	\$3,000 00	Treasurer's Department.
Additional allowance for traveling expenses	2,300 00	
	<u> </u>	
	\$5,300 00	

48. DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Conservation and Develop- ment Depart- ment.	Maintenance of Forest	
	Nursery	\$3,000 00
	Surveys, searches, mainte- nance and improvements, State Parks	3,000 00
	Acquisition of South Jer- sey Park, Union Grove, New Jersey	75,000 00
		<hr/> \$81,000 00

49. ADJUTANT-GENERAL'S DEPARTMENT

Adjutant- General's Department. Proviso.	Preservation of historic flags of New Jersey, <i>provided</i> Senate Bill No. 177 becomes a law.....	\$2,500 00
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50. COMMISSION TO MAINTAIN THE OLD STEUBEN HOME

Steuben's Home Commission.	Expenses of the commission appointed pursuant to Chapter 15, Laws of 1926, for reconstruction, repair and mainte- nance of the home.....	\$2,500 00
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51. WASHINGTON HEADQUARTERS, SOMERVILLE
(WALLACE HOUSE)

Washington Headquarters, Somerville. Proviso.	Care, repair and maintenance of the Washington Headquarters, Somerville, known as the Wallace House, <i>provided</i> Assembly Bill No. 73 becomes a law..	\$500 00
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52. STATE BOARD OF REGENTS

(STATE AGRICULTURAL COLLEGE)

Agricultural College— Board of Regents.	Additional allowance for Rutgers University (State Agricultural Col- lege)	\$64,000 00
	Additional allowance for College for Women....	25,000 00

Newark Technical School and Newark College of Engineering	18,700 00	
Course in principles and practice of the real estate profession pursuant to Chapter 173, Laws of 1930	12,300 00	
Said sums to be paid from the General State Fund. —————		\$120,000 00

53. COMMISSION ON COUNTY AND MUNICIPAL TAXATION
AND FINANCE

Carrying out the provisions of Senate Joint Resolution No. 12, provided said resolution becomes a law	\$20,000 00	Taxation and Finance Commission.
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2. This act shall take effect immediately.
Approved April 24, 1931.

CHAPTER 224.

A Further Supplement to an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred and eleven, the title whereof was amended to read as 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. Any municipality now or hereafter governed by the provisions of the act to which this act is a further supplement, and having a population in excess of ten

Number of
commis-
sioners.

thousand inhabitants, as ascertained by the Federal census, shall be entitled to elect five commissioners. The governing body of any such municipality may provide, by resolution, for the selection of the additional commissioners by this act authorized.

2. This act shall take effect immediately.

Approved April 24, 1931.

CHAPTER 225.

An Act to amend chapter three hundred and nineteen of the laws of nineteen hundred and twenty-seven, being 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, nineteen hundred and twenty-seven.

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

Section 112
amended.

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

Work done
by contract
or by
inmates of
institutions.
Proviso.

112. All work of construction or building of unimproved roads and of extensive repairs to improved roads taken over as State highways shall be by contract or by labor of inmates of State institutions; *provided, however*, whenever the State Highway Commission shall determine to construct or reconstruct any highway in this State, said commission shall prior to the advertisement of such construction or reconstruction, serve upon the owner and tenants of the lands abutting the proposed highway to be constructed or reconstructed and upon any public utility using said highway, a notice to the effect that subsequent to the construction of the surface pavement thereon, no openings will be permitted in said highway for a period of five years thereafter, without the consent

Opening
road after
completion.

of the State Highway Commission had and obtained. Such notice shall be served upon the owner, tenant or public utility prior to the advertisement for such construction or reconstruction and notice if personal service upon the owner cannot be obtained, may be made by attaching a copy of said notice to the premises and in the case of a public utility, by service of a copy thereof, upon an officer or employee thereof and further by posting signs at either end of the proposed construction or reconstruction in the following manner: Notice is hereby given that the State Highway Commission will on or about begin improvement with a permanent surface that portion of State highway route section from to

Notice to
those
concerned.

Form of
notice.

Provided, further, whenever such owner, tenant, or public utility company desires to open any highway before the expiration of the time in this act limited, application shall be made to the State Highway Commission for permission so to do and permission may be granted, upon such terms as the commission shall prescribe. Such permission shall not be limited to public utility companies but may be granted to any such owner or tenant, subject to the provisions of this act. For the purposes of this act, a public utility is defined to be and include, every individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever, that now or hereafter may own, operate, manage, or control within the State of New Jersey any steam railroad, street railway, traction railway, canal, express, subway, pipe line, gas, electric, light, heat, power, water, oil, sewer, telephone, telegraph system, plant or equipment for public use under privileges granted by the State of New Jersey or by any political subdivision thereof.

Proviso.

Public
utility defined.

Approved April 24, 1931.

CHAPTER 226.

An Act to change and amend the title and body of 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:*

Title
changed.

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

New title.

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 or from this State, and providing for the investigation and prevention of such practices and fixing punishment therefor.

Section 2
amended.

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

Fraudulent
representation
on sale
of securities.

2. The use or employment by any person, partnership, corporation, company, trust or association of any deception, misrepresentation, concealment, suppression, fraud, false pretense, false promise or fictitious or pretended purchase or sale, in connection with the issuance, sale, offer for sale, purchase, offer to purchase, promotion, negotiation, advertisement or distribution within or from this State of any stocks, bonds, notes, debentures, evidences of indebtedness, certificates of interest or participation, interim certificates or receipts, foreign currency orders or calls or options therefor, or other instruments commonly known as securities, hereinafter called securities, are hereby declared to be illegal practices and are hereby prohibited.

Illegal
practices.

The term "fraud" as used in this act, in addition to the usual construction placed on it and accepted in courts of law and equity, shall include the following:

(a) Any misrepresentation by word, conduct or in any manner of any material fact, either present or past, and any omission to disclose any such fact;

"Fraud" defined:

Misrepresentation;

(b) Any promise or representation as to the future which is beyond reasonable expectation or is unwarranted by existing circumstances;

Unreasonable expectation;

(c) The gaining of, or attempt to gain, directly or indirectly, through a trade in any security, a commission, fee or gross profit so large and exorbitant as to be unconscionable and unreasonable;

Exorbitant fee;

(d) Generally any course of conduct or business which is calculated or put forward with intent to deceive the public or the purchaser of any security as to the nature of any transaction or as to the value of such security;

Deception;

(e) Any artifice, agreement, device or scheme to obtain money, profit or property by any of the means hereinbefore set forth or otherwise prohibited by this act.

Tricking.

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

Section 3 amended.

3. Whenever it shall appear to the Attorney-General, either upon complaint or otherwise, that any person, partnership, corporation, company, trust 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 should be made to ascertain whether any person, partnership, corporation, company, trust or association, in fact has engaged in, or is engaging in, or is about to engage in, any such practice, he may

Right of Attorney-General to investigate.

(a) Require or permit such person, partnership, corporation, company, trust 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 or

Statement of operations.

from this State, by said person, partnership, corporation, company, trust or association, and such other data and information as may be relevant and material thereto.

Examination
of agents, etc.

(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.

Swear wit-
nesses, com-
pel attendance,
etc.

(c) Administer an oath or affirmation to any person whose testimony may be required, compel the appearance and attendance of any such person for the purpose of examination, by subpoena ad testificandum, or order the production of any records, books, documents, accounts and papers, by subpoena duces tecum; the subpoena herein provided for may be served by any sheriff, police officer, or constable, of the State of New Jersey, or by any person designated by the Attorney-General and any person who shall fail or refuse to obey such subpoena, or on his appearance shall fail or refuse to testify, or shall testify falsely, shall be guilty of a misdemeanor.

May im-
pound records,
etc.

(d) Upon the production of such records, books, documents, accounts and papers as provided for in subsection (c) hereof or elsewhere in this act, the Attorney-General, if he shall deem it necessary to his investigation, may impound such records, books, documents, accounts and papers and retain the same in his possession until the completion of his investigation.

Section 4
amended.

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

On failure
to comply
with orders.

4. In case any person, partnership, corporation, company, trust or association shall fail or refuse to file any such statement or report, or shall fail or refuse to obey such subpoena, 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 subpoena or subpoena 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

Subpoena
issued.

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 subpoena to appear before the Attorney-General at a time and place named therein, and so from time to time until the examination of such person shall be completed; and said subpoena may contain a direction that such person bring 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 subpoena issued by said clerk as aforesaid, shall fail or refuse to obey such subpoena 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.

Production
of books,
papers, etc.

On refusal
to comply.

Attachment
for contempt.

Court may
order com-
mitment.

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

Section 5
amended.

5. In case any person, partnership, corporation, company, trust or association shall fail or refuse to file any such statement or report, or shall fail or refuse to obey any subpoena, 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,

Authority to
issue injunc-
tion on
failure to
comply with
order.

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 or from this State of any securities, by such person, partnership, corporation, company, trust or association, and any agents, employees, brokers, partners, officers, directors and stockholders thereof, until the filing of the statement or report, the compliance with such subpoena, the production specified therein, the giving of testimony, the answering of questions and the completion of the Attorney-General's investigation of the practices of said person, partnership, corporation, company, trust or association; and the Court of Chancery may grant such other and further relief as justice and equity shall require.

**Section 6
amended.**

6. Section six of the act of which this act is amendatory is hereby 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, trust 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, trust 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, trust or associa-

Hearing.

tion, 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 or from this State of any securities by such person, partnership, corporation, company, trust or association and any agents, employees, brokers, partners, officers, directors or stockholders thereof until the court shall otherwise order. In any action or proceeding brought under the provisions of this act, the Attorney-General shall be entitled to recover costs and the Court of Chancery may also award to the Attorney-General a counsel fee, said costs and counsel fee to be paid by the defendant or defendants for the use of the State of New Jersey.

Costs and
counsel fees.

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

Section 7
amended.

7. (a) Whenever the Court of Chancery shall issue any injunction provided for in section six, against a person, 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.

Authority to
appoint
receiver.

(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,

Injunction
restraining
corporation.

Duties of receiver.	<p>directors, stockholders 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 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, so far as said provisions are applicable.</p>
Restraining order.	<p>(c) Whenever the Court of Chancery shall issue any injunction provided for in section six, against a partnership, company or association, it may restrain the partnership, company or association and its officers, members 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 partnership, company or association all the real and personal property of the partnership, company or association and all its franchises, rights, privileges and effects shall forthwith vest in him, and the partnership, company or association 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 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, so far as said provisions are applicable.</p>
Property, etc., vested in receiver.	
Settlement and distribution.	

(d) Whenever the Court of Chancery shall issue any injunction provided for in section six, against a trust, it may restrain the trust and its grantors, trustees, officers, cestuis que trustent and agents from executing the trust, 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 trust, all the real and personal property of the trust, and all its franchises, rights, privileges and effects shall forthwith vest in him, and the trust 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 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, so far as said provisions are applicable.

Injunction
against a
trust.

Relative to
receiver of a
trust.

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

Section 8
amended.

8. Any person, partnership, corporation, company, trust or association using or employing any deception, misrepresentation, concealment, suppression, fraud, false pretense, false promise or fictitious or pretended purchase or sale, in connection with the issuance, sale, offer for sale, purchase, offer to purchase, promotion, negotiation, advertisement or distribution within or from this State of any securities, shall be guilty of a misdemeanor. Any person having been served with an injunction or injunctive order staying or enjoining any practices or transactions herein declared to be illegal and prohibited, and any person, partnership, corporation, company, trust 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 con-

Fraud, false-
hood, illegal
sales a mis-
demeanor.

Contempt
of court.

As to giving
incriminating
evidence.

Testimony
not used
adversely.

Proviso.

Section 10
amended.

Expenditure
by Attorney-
General.

ducting 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.

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

10. The Attorney-General may expend annually, in the administration of this act, such sum as shall be regularly appropriated in any annual or supplemental appropriation bill.

The Attorney-General may expend annually, in the administration of this act, such sum as shall be regularly appropriated in any annual or supplemental appropriation bill.

11. This act shall take effect immediately.
Approved April 27, 1931.

CHAPTER 227.

A Further Supplement to "An act to revise and amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which act was approved March twenty-seventh, one thousand eight hundred and eighty-eight.

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

1. The value of the main stem of each railroad and of the other real estate thereof used for railroad purposes in each taxing district of this State to be ascertained pursuant to sub-divisions I and II of section 3 of the act to which this act is a supplement shall be arrived at without including any part of the cost of improvement, relocation, reconstruction, elimination or avoidance of highway grade crossings, including State highways, made pursuant to chapter eighty-eight of the laws of one thousand nine hundred and twenty-nine, or chapter one hundred and one of the laws of one thousand nine hundred and thirty, or pursuant to the provisions of any agreement for any of such purposes with a municipality hereafter made; *provided*, that such exemptions shall apply only to existing main lines and branches.

Determining
value of
main stem
of railroads
for taxing
purposes.

Proviso.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 228.

A Supplement to 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:*

Care of
animals when
person in
charge
arrested.

Owner
notified.

Person in
charge as
agent of
owner.

1. That when any person or persons arrested under the provisions of the act for the prevention of cruelty to animals, or of any supplement thereto, shall at the time of such arrest be in charge of any animal or animals, with or without any vehicle attached, in case no one other than the person or persons arrested be then present to take charge of said property as owner of the same, or employee of said owner, it shall be lawful for the person making such arrest to take charge of the same; or this may be done by any proper person, at the request of the person making such arrest; the person making such arrest shall promptly notify the owner of the taking of such property and its place of custody, either in person or by telephone or by mailing a notice to his last known post office address, and any person in charge of such property, with permission of the owner, at the time of such arrest, shall be deemed to be the agent of the owner for the purpose of receiving such notice.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 229.

A Supplement to an act entitled "An act concerning evidence" (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. In any action or proceeding for the acquisition or sale of land, or any interest or interests therein, or on review of the assessment for taxes of any real property, any person offered as a witness in any such action or proceeding shall be competent to testify as to sales of comparable land, contiguous or adjacent to the land in question, or in the vicinity or locality thereof, from information or knowledge of such sales, obtained from the owner, seller, purchaser, lessee or occupant of such comparable land, or from information obtained from the broker or brokers who negotiated or who are familiar with or cognizant of such sales, which said testimony when so offered, shall be competent and admissible evidence in any such action or proceeding; *provided, however,* that the provisions of this act shall not be construed to apply to any action or proceeding instituted by any individual or private corporation authorized to take property for public use where compensation must first be made to the owner or owners thereof.

Witness as
to worth of
land.

Proviso.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 230.

An Act appointing a commission to purchase the Hancock House at Hancock's Bridge, in the Township of Lower Alloways Creek, Salem County, making an appropriation for the purchase of the same and providing for the care and management thereof.

- Preamble. WHEREAS, There is in the village of Hancock's Bridge, in the Township of Lower Alloways Creek, in the County of Salem, this State, a building which was erected in seventeen thirty-four and in which, on the night of the twenty-first of March, seventeen seventy-eight, a massacre of civilians and militia was perpetrated by Colonel Mawhood's British regulars and local refugees, under the immediate command of Captain Dunlop, and the inmates were surprised in their sleep. Judge William Hancock, the owner of the property, and three aged friends, Charles Fogg, Joseph Thompson and Bacon were killed, and two-thirds of the Company of Militia, commanded by Captain Carleton Sheppard, Lieutenants Benjamin Curlis and Andrew Lowder and Ensign William Breslin were put to death.
- Preamble. AND WHEREAS, The owner of the property has contemplated a sale thereof for use which would destroy the property; and
- Preamble. WHEREAS, By reason of the importance of this house, and the fact of said massacre, said building is a place of national significance, and should be preserved.

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

Commission
to acquire
land of
Hancock
House.

1. The Governor be and he is hereby authorized to appoint a commission to consist of three persons, residents of the State of New Jersey, for the purpose of purchasing, on behalf and in the name of the State of New Jersey, a plot of ground in the village of Hancock's Bridge, in the Township of Lower Alloways Creek, in

the County of Salem, this date, on which the building known as the Hancock House is located. Said commission, when appointed, shall have power to purchase said property, at a price not to exceed forty-five hundred (\$4,500.00) dollars. Price.

2. The sum of forty-five hundred (\$4,500.00) dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of the State fund for the purpose of purchasing the said Hancock House, to be drawn from the State Treasury on a warrant to be signed by said commissioners, or a majority of them, upon the approval of the Governor, whenever such amount is included in any annual or supplemental appropriation bill. Appropriation.

3. The said commissioners appointed as aforesaid, shall hold office as follows: One of said commissioners shall hold office for one year; one for two years and one for three years. Their successors, however, shall each be appointed for the term of three years, and they shall have full charge of said property, to keep the same open for public inspection; to permit the same to be occupied by such persons or societies as said commission shall deem proper, and who shall make reports annually or more often if required, to the Governor of the acts of the said commission. Terms of
commis-
sioners.

4. This act to take effect immediately. Duties.

Approved April 27, 1931. Report.

CHAPTER 231.

An Act to amend an act entitled "An act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment, and maintenance of persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons or corporations for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands," approved April seventh, one thousand nine hundred and thirty, approved April sixteenth, one thousand nine hundred and thirty.

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

Section 1
amended.

Hospitals
entitled to
collect for
services in
accidents.

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

1. Every charitable association, corporation or other institution maintaining a hospital in the State of New Jersey supported in whole or in part by private charity, or owned, operated and/or maintained by any municipal or county board and/or body shall have a lien upon any and all rights of action, suits, claims, counterclaims or demands of any person admitted to any such hospital and receiving treatment, care and maintenance therein, on account of any personal injuries received in any accident as the result of the negligence of any other person or corporation, which any such injured person may or shall have, assert or maintain against any such other person or corporation for damages on account of such injuries, for the amount of the reasonable charges of such hospital for such treatment, care and maintenance of such injured person at ward rates in such hospital up to the date of payment of such damages; *provided*, a notice in writing containing the name and address of the injured person, the date of the accident, the name and

Proviso.

location of the hospital, and if known the name of the person or persons, firm or firms, corporation or corporations alleged to be liable to make compensation to such injured person for the injuries received, shall be filed in the office of the county clerk of the county in which such injuries shall have occurred, prior to the payment of any moneys to such injured person or his legal representative as compensation for such injuries. After the filing of such notice it shall be the duty of the hospital to mail, postage prepaid, a copy of such notice, with a statement of the date of the filing thereof to the person or persons, firm or firms, corporation or corporations, alleged to be liable to make compensation for the injuries sustained by such injured person, if their name and address shall be known.

Notice filed
with county
clerk.

Notice to
those liable
for pay-
ments.

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

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 232.

A Supplement to an act entitled "An act to revise and amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which act was approved March twenty-seventh, one thousand eight hundred and eighty-eight.

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

1. If any railroad corporation in this State whose main stem shall be less than five miles in length shall be in arrears in the payment of taxes and penalties due to the State of New Jersey, and it shall be ascertained on petition filed by any such company with the Board of Public Utility Commissioners that the net income from said railroad was less than the amount of taxes imposed,

Compromis-
ing unpaid
taxes on
short line
railroad.

Order filed.

together with penalties, it shall be lawful for said Board of Public Utility Commissioners, with the approval of the Governor, to compromise said taxes and penalties upon such terms and conditions as the said Board of Public Utility Commissioners and the Governor shall deem equitable and just. Upon the making of any compromise, as aforesaid, the Board of Public Utility Commissioners shall file a copy of the order of compromise in the office of the State Board of Taxes and Assessment and in the office of the Comptroller of the Treasury and it shall be lawful for the State Treasurer to receive and credit the amount of compromise in lieu of any taxes levied and assessed against said corporation prior to the date of the order of compromise.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 233.

An Act to provide for the preservation of the historic flags of New Jersey; and making appropriation therefor.

Preamble.

WHEREAS, The citizens of New Jersey, in battle both on land and on sea, have shed their blood for the preservation of the State and Nation; and

Preamble.

WHEREAS, The battle flags carried by them now decorate the walls of the State House; but

Preamble.

WHEREAS, These historic flags are now from age literally falling to pieces, and will soon be lost if steps are not immediately taken to preserve them;

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

Preservation
of flags.

1. The historic battle, and other, flags of the State of New Jersey, now or hereafter displayed in the State Capitol at Trenton, shall be and they hereby are directed to be maintained and preserved, without delay, by the State authority in whose custody they are.

2. There is hereby appropriated for the above purpose the sum of twenty-five hundred dollars when included in any appropriation bill.

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 234.

An Act to amend the title and body of an act entitled "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," 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:

1. The title of an act entitled "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," approved April fifteenth, one thousand nine hundred and twenty-nine, is hereby amended to read as follows: "An act to provide for the elimination of railroad crossings at grade on State highways, and for the improvement, relocation, alteration or reconstruction of crossings of railroads and State highways not at grade, and for the location and construction of new crossings of railroads and State

Appropriation.

Title amended.

New title.

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."

**Section 1
amended.**

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

**Plan for the
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, alteration 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, where the construction of such new crossings of railroads and State highways not at grade result or will result in the closing, abandonment or combination of an existing grade crossing at or in the vicinity of the new State highway crossing, 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, in which railroad companies will share, to be not in excess of two million dollars (\$2,000,000).

**Expenditure
limited.**

**Section 3
amended.**

3. Section three of said act is hereby amended to read as follows:

**Division of
cost.**

3. The cost of the work to be shared by railroad companies and the State Highway Commission, provided for in any annual program, exclusive of the cost of the surface paving on roadways, and the curbing, sidewalk paving and guard rails on approaches, which shall be constructed at the sole expense of the State, shall be borne by the State and the railroad company, or companies, involved in equal shares, and it shall be lawful for the State Highway Commission and any railroad company, or companies, to enter into any agreement covering the work in the annual program on the basis of equal division of the cost.

**Section 5
amended.**

4. Section five of said act is hereby amended to read as follows:

5. It shall be lawful for the State Highway Commission and any railroad company, or companies, to enter into any agreement, on the basis of equal division of the cost, covering the elimination of any crossing at grade or the improvement, relocation, alteration or reconstruction of any crossing not at grade, on any State highway in addition to the work provided for in the annual program for any given year.

Agreement
by commis-
sion and
railroad.

The State Highway Commission shall bear the entire expense of locating and constructing all crossings of railroads and State highways not at grade to carry new highways over or under said railroads where the construction of such crossings of railroads and State highways does not result or will not result in the closing, abandonment or combination of an existing grade crossing at or in the vicinity of the new highway crossing. The State Highway Commission may enter into an agreement or agreements with the company or companies owning or operating such railroad or railroads for the performance by such railroad company or companies of any work under this act.

Commission
to bear
expense of
crossings not
at grade.

5. Section six of said act is hereby amended to read as follows:

Section 6
amended.

6. Completed work under this act shall be maintained, repaired and renewed as follows:

Maintenance.

a. The municipality or public utility company involved shall at its own expense, maintain, repair and renew its public utility rails, pipes and lines.

By municipi-
pality or
utility com-
pany;

b. Each railroad company shall own and maintain, repair and renew structures within its right-of-way, carrying the railroad over the highway. The State shall own and maintain, repair and renew structures within the rights-of-way of railroad companies carrying highways over railroads; *provided, however*, that this shall not relieve any railroad company from liability for damage caused to such highway structure by the operation of its railroad. Such approaches, curbing, sidewalk paving, guard rails on approaches, and surface paving on roadways as shall be within the rights-of-way of a railroad company or companies shall be owned and maintained, repaired and renewed by the State.

By railroad.

State's share.

Proviso.

Under care
of State.

Section 8
amended.

Right to
close crossing.

As to sharing
cost by State
and railroad.

Former
measures not
affected.

6. Section eight of said act is hereby amended to read as follows:

8. In connection with the elimination of any crossing at grade, the improvement, relocation, alteration or reconstruction of any crossing not at grade, or the location and construction of any new crossing not at grade, under this act, the Board of Public Utility Commissioners, on petition of the State Highway Commission, or of any railroad company affected, or of any party in interest, shall have the power to close, abandon or combine, any railroad crossing or crossings at grade of any State, county or municipal highway or highways when said board shall determine that the public safety so requires, or public convenience so permits, and that by reason of said State highway construction or improvement such crossing is or such crossings are, no longer necessary. Where the total cost of work is to be borne by the State, the expense of closing, abandoning or combining any existing road or highway shall be borne solely by the railroad company or companies involved, and where the cost of the construction of the new State highway crossing shall be divided between the State and the railroad company or companies involved, the cost of closing, abandoning or combining the existing crossing shall be borne equally by the State and the railroad company or companies involved. Nothing in this act contained shall be construed to affect any program heretofore formulated by the State Highway Commission under the provisions of the act of which this act is amendatory.

7. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 235.

An Act prohibiting the sale of convict made goods and products made in other states, and providing penalty for its violation.

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

1. On and after January first, one thousand nine hundred and thirty-two, no goods, wares, or merchandise manufactured, mined, or produced wholly or in part, outside of this State by convicts or prisoners except convicts or prisoners on parole or probation, shall be sold on the open market in this State, or sold to or exchanged with any institution of this State, or with any of its political divisions and/or subdivisions.

Goods made
in prisons
outside State
not sold in
State.

2. Any person, firm, or corporation, or officer or agent thereof, violating the provisions of this act shall be deemed and adjudged a disorderly person and upon conviction thereof shall be punishable by a fine of not less than \$50.00 or more than \$500.00, or by imprisonment of not less than thirty nor more than ninety days, or by both fine and imprisonment.

Penalty for
violation.

Approved April 27, 1931.

CHAPTER 236.

An Act to supplement 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," constituting chapter two hundred and fifty-two of the laws of one thousand nine hundred and sixteen, approved March twenty-second, one thousand nine hundred and sixteen, as amended.

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

Performance
of financial
duties.

1. The duties which are required to be performed by the chief financial officer of any county or municipality by the provisions of the act to which this act is a supplement, may be performed by any financial officer of such county or municipality designated by resolution of the governing body of such county or municipality.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 237.

An Act to authorize the governing bodies of municipalities, whether incorporated or otherwise, except Boards of Education, to lease lands to a Post or Posts of the Grand Army of the Republic, Disabled American Veterans of the World War, American Legion, Veterans of Foreign Wars, or other organization of veterans of any war in which the United States Government has been or hereafter may be engaged.

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

1. Any municipality, whether incorporated or otherwise, except Boards of Education, through its governing body having power to legislate, is authorized to lease at any time, when and to the extent not otherwise required for municipal purposes, for a time not exceeding twenty-five years, to a Post or Posts of the Grand Army of the Republic, Disabled American Veterans of the World War, American Legion, Veterans of Foreign Wars, or other organization of veterans of any war in which the United States Government has been or hereafter may be engaged, any lands, tenements or hereditaments or part thereof owned or controlled by such municipality, for purposes incidental to the uses of any such organization, but not for commercial business, trade or manufacture, without expense or at a nominal rent to be fixed by the governing board, body or counsel having charge of such lands, tenements or hereditaments, and may provide for the cost of clearing, filling, grading or improving of said lands in like manner; *provided, however*, that this act shall not be construed to apply to lands owned or controlled by Boards of Education.

Lease of municipal property to organizations of veterans.

Not to be used for business.

Proviso.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 238.

An Act for the relief of John G. Hope.

WHEREAS, John G. Hope was for many years in the employ of the State of New Jersey, at the State Reformatory for Women, situate at Clinton, New Jersey, and was seriously injured, which injury occurred in the performance of his duties and has incapacitated him from continuing in his work; therefore

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

Payment for
injuries.

1. There shall be paid to the said John G. Hope, as compensation, the sum of twelve dollars and fifty cents per week for a period of four hundred weeks from State funds; such payments to be made by the State Treasurer on warrant of the Comptroller of the Treasury.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 239.

An Act to amend chapter one hundred and ninety-three of the laws of nineteen hundred and twenty-eight, being 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, nineteen 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 to read as follows:

Section 1
amended.

1. Within five days of the receipt within this State by any distributor, as defined in the act of which this act is a supplement, of any fuels, as defined in said act, for sale, use or distribution in this State, such distributor shall render a report to the State Tax Commissioner, on forms to be furnished by him, stating the number of gallons of such fuels so received by him. Upon making said report, said distributor shall pay to the State Tax Commissioner a tax of three cents a gallon upon each gallon of such fuel so reported, said tax to be disposed of in accordance with the provisions of the act of which this act is a supplement, said tax shall be in addition to any motor vehicle license fee now or hereafter assessed in this State; *provided, however*, said commissioner, for cause shown, may extend in the case of any distributor the time for the filing of said report and the payment of

Distributor
to report to
tax com-
missioner.

Return of
3c. per
gallon.

Proviso.

Proviso. said tax for a period not to exceed sixty days from the date of such receipt of said fuels by the distributor; *and provided further*, that nothing herein contained shall be construed to affect exemptions or exceptions to such tax heretofore allowed by the act to which this act is amendatory or the supplements thereto.

+ effective. 2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 27, 1931.

CHAPTER 240.

An Act concerning evidence before the State Board of Tax Appeals.

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

Securing
testimony
of non-
resident
witnesses.

1. If a material witness or witnesses in any action or proceeding pending before the State Board of Tax Appeals of this State, reside out of this State, it shall be lawful for the said board or for the president thereof, on affidavit or proof thereof, to the satisfaction of the said board or the president thereof, and on such terms as the board or president thereof, may direct, to award and issue under the seal of the board a commission to a commissioner of the State where such witness is, or Master in Chancery of this State specially appointed for that purpose by the board or president thereof, authorizing such commissioner or Master in Chancery to take the testimony *de bene esse* of such witness or witnesses on oath or affirmation; *provided*, that ten days' notice in writing, exclusive of Sundays, of the time and place of such examination and of the names of the witnesses to be examined shall be given to the adverse party, his attorney or solicitor, that he may be present and put interrogatories if he shall see fit; *provided, also*, that in cases where such testimony is desired to be taken of witnesses residing in any foreign State or kingdom, or in any State or territory of the United States, situate west of

Proviso.

Proviso.

the Mississippi River, so many days' notice shall be given as shall be directed by the board, or president thereof.

2. The officer taking such testimony shall first take an oath or affirmation fairly and impartially to take the same, before some person authorized to administer an oath in the State, territory or kingdom where he shall reside.

Oath by
officer taking
testimony.

3. The testimony of such witnesses shall be taken on oath or affirmation administered according to the law of this State upon interrogatories to be then and there put by the parties or any of them, or any person authorized in their behalf, and such interrogatories and answers thereto shall be reduced to writing by the officer taking such testimony, and shall be subscribed in his presence by the deponent, and the said officer shall also sign the same.

Testimony
based on
interroga-
tories.

4. In all cases where the testimony *de bene esse* is taken before a Master in Chancery of New Jersey, pursuant to the provisions of this act, it shall be lawful for the same to be taken stenographically by or in the presence of the Master of Chancery named in the notice; *provided*, that before the taking of the same, the stenographer (other than the Master in Chancery named in such notice) shall be sworn by the said Master in Chancery, to carefully, faithfully, and impartially take said evidence and to make a true and correct transcript thereof, which oath shall be in writing, and shall be attached to and be a part of the return of the Master in Chancery named in such notice. It shall not be necessary for testimony taken agreeable to the provisions of this paragraph to be subscribed by the deponent.

Stenographic
record.

Proviso.

5. Documentary evidence exhibited before any commissioner or Master in Chancery taking any testimony or exhibits proved by any witness, may be annexed to and returned with the depositions of the witnesses so taken; or the said commissioner or Master in Chancery shall, if requested by the party exhibiting such documentary evidence or producing such exhibits, mark it as an exhibit in the proceeding, and return it to the party offering the same, and cause a copy thereof to be made and attached to the examination or deposition, and the same shall be

Subscribing
to testimony.

Documentary
evidence.

received in evidence in all respects as if the original was annexed to and returned with the said examination or deposition.

Sealing and forwarding testimony.

Receiving mail.

Direct reception of testimony.

Relative to testimony taken before Master in Chancery.

Validity of testimony.

6. The said officer shall annex said examination to the said commission and enclose the same under his hand and seal and direct the same to the State Board of Tax Appeals, or to the president thereof; and may place the same in any post office, certifying thereon the time when and the post office in which the same may be so placed; and the president of said board or any member thereof, or the secretary of said board, may take the same out of the post office in which it may be found in this State, and open the same, and endorse thereon when and how he received it; and the said president or member of said board shall immediately file the said commission and return with the secretary of the said board, there to remain as a record.

7. If it shall be more convenient for the party in said commission, his attorney or agent, to receive the said commission and return closed up and directed as aforesaid from the hands of the said officer, it shall be lawful for him so to do, and he shall thereupon deliver the same to the president or any member of said board making oath or affirmation that he received the same sealed up from the hands of the said officer, designating the time and place when and where received, and that the same has not been opened or altered since he received it; and the said president or member of said board shall thereupon endorse and file the said commission and return, and the said affidavit as directed in the preceding section of this act.

8. If the testimony of such witness be taken before a Master in Chancery of New Jersey, such testimony may be certified, annexed to the commission and delivered by the Master taking the same to the Secretary of said board or any member thereof.

9. The examination of any witness by commission or deposition taken, returned and filed, as provided for in this act, shall be as competent evidence in the proceeding in which it shall be taken as if such witness had been examined in open court on the hearing thereof; proof

being made that notice of the taking thereof was given as herein prescribed.

10. Any deposition or examination taken under this act shall be subject to be excluded or over-ruled wholly or in part according to the opinion of the board, upon any objection taken to the competency of the witness, the materiality or competency of the evidence given or the regularity of the questions put; but shall not be excluded for any irregularity or informality in taking or returning the same, if the board shall be satisfied that the testimony of the witness has been fairly and truly taken and returned; and if such deposition or examination shall be admitted in evidence by the board, no exception shall be taken to the admission thereof, on the ground of any irregularity or informality in taking or returning the same.

Excluding
or over-ruling
deposition.

No exception
for irregu-
larity.

11. The cost of such examination or deposition shall be at the expense of the party requiring the same.

Meeting
expenses.

12. The parties to the proceeding shall, at their respective costs and charges, be entitled to copies of such depositions or examination, as soon as the same is filed with the secretary of the board.

Parties
entitled to
copies of ex-
amination.

This act shall be liberally construed and shall take effect the first day of July, one thousand nine hundred and thirty-one.

Act effective.

Approved April 27, 1931.

CHAPTER 241.

An Act to provide for a State exhibit at the American Fair in Atlantic City; and making an appropriation therefor.

WHEREAS, The American Fair, established in the Convention Hall, Atlantic City, during the summer of 1930, is about to become a permanent exposition of the industrial and agricultural products of the United States; and

Preamble.

- Preamble. WHEREAS, The attendance and substantial returns to exhibitors in 1930 demonstrated the public interest and the value to agriculture, industry and commerce which such an exposition can create; and
- Preamble. WHEREAS, Other States participated in the 1930 exposition and these and still more States are to have exhibits at the 1931 exposition; and
- Preamble. WHEREAS, Following the example of the great Leipsic Fair, that for centuries has annually attracted thousands of buyers from all parts of the world, it is planned to make the American Fair the central gathering point of buyers in the United States; and
- Preamble. WHEREAS, The presence of such a permanent national exposition in our midst affords the State of New Jersey an extraordinary opportunity to call attention in a most effective way to the importance, variety and extent of the manufacturing, agricultural and horticultural resources and products of New Jersey, thereby inducing buyers to visit our factories and farms while in the State for the purpose of attending the Fair; and
- Preamble. WHEREAS, Private agencies cannot be expected to finance a State Exhibit that would not give undue prominence to their own interests; therefore

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

- Commission created. 1. An American Fair Exhibit Commission is hereby created. The Commission shall consist of three members appointed by the Governor. The Commission shall
- Duties. arrange and supervise an exhibit that will suitably represent New Jersey at the American Fair in Atlantic
- Expenses met. City during the season of 1931. The Commission shall serve without compensation but the members thereof shall be paid for actual expenses incurred in and incident to the performance of their duties. The Commission shall organize forthwith by selecting a chairman and it may appoint such attendants and other employees as may be necessary to arrange and have charge of the exhibit and fix their compensation.
- Organization, assistants.
- State exhibits. 2. The Commission shall have the power to require the co operation of State Departments in the selection,

gathering and arrangement of information and materials for the exhibit, and in addition thereto it may solicit and accept such private exhibits as, in its judgment, may be desirable to carry out the purpose of this act.

Private
exhibits.

3. There is hereby appropriated for the purposes of this act, the sum of twenty-five thousand dollars when included in any appropriation bill or paid from the emergency funds.

Appropriation.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 242.

An Act relating to the rate of wages for laborers and mechanics employed on public buildings in this State by contractors and subcontractors, and for other purposes.

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

1. That every contract in excess of \$5,000.00 in amount, to which the State or any political sub-division thereof is a party, which requires or involves the employment of laborers or mechanics in the construction, alteration, and/or repair of any public buildings of the State or any political sub-division thereof within the geographical limits of the State shall contain a provision to the effect that the rate of wage for all laborers and mechanics employed by the contractor or any subcontractor on the public buildings covered by the contract shall be not less than the prevailing rate of wages for work of a similar nature in the city, town, village, or other civil division of the State in which the public buildings are located, and a further provision that in case any dispute arises as to what are the prevailing rates of wages for work of a similar nature applicable to the contract which can not be adjusted by the contracting officer, the matter shall be referred to the Commissioner of Labor for determination and his decision thereon

Prevailing
wages on
public work.

Determina-
tion in case
of disputes.

- Proviso. shall be conclusive on all parties to the contract; *provided*, that in case of national emergency the Governor is authorized to suspend the provisions of this act.
- Act effective. 2. This act shall take effect thirty days after its passage but shall not affect any contract then existing or any contract that may thereafter be entered into pursuant to invitations for bids that are outstanding at the time of the passage of this act.
- Existing contracts not affected.
- Approved April 27, 1931.

CHAPTER 243.

An Act providing for State participation in the celebration of the One Hundred and Fiftieth Anniversary of the siege of Yorktown; creating a commission thereon and making an appropriation therefor.

- Preamble. WHEREAS, The American Revolution, resulting in American independence, culminated in the siege and surrender of Yorktown; and
- Preamble. WHEREAS, Many of the States, comprising the thirteen original States of the Union, are planning a civic and military celebration commemorative of this notable event; therefore,

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

- Commission on Yorktown sesqui-centennial celebration. 1. There is hereby created a commission, consisting of the Governor, the President of the Senate and five members of the Senate to be named by him, the Speaker of the House of Assembly and five members of the House of Assembly to be named by the Speaker thereof, who shall constitute a commission to provide for participation by the State of New Jersey in the celebration of the One Hundred and Fiftieth Anniversary of the siege and surrender of Yorktown.
- State's representation. 2. The Governor is authorized and empowered to provide in connection with such celebration at Yorktown, Virginia, for the presence thereat of the Governor and

his staff, one provisional battalion of infantry, or one troop of cavalry and one battalion of naval militia.

3. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum of twelve thousand dollars, or so much thereof as may be necessary. Appropriation.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 244.

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 two.

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

1. Section fifty-six of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 56 amended.

56a. Whenever any insurance company of this State shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, or whenever the Commissioner of Banking and Insurance shall ascertain, as the result of an examination as authorized by this act, or in any other manner, that any such insurance company is exceeding its powers, or violating the law, or that its condition or methods of business are such as to render the continuance of its operations hazardous to the public or to its policy holders; or, in the case of any stock insurance company other than a life insurance company, that its assets, after charging it with an amount requisite for the reinsurance of all its outstanding risks and with its other liabilities, including capital stock up to the minimum amount required by this act, amount to less than such minimum amount of capital stock; or, in the case of any mutual insurance company other than life, Regarding insolvent insurance companies.

Commis- sioner to take posses- sion of busi- ness. Notifications given.	if the assets, less unsettled claims and other actual liabilities amount to less than the sum requisite for reinsurance; or in the case of any life insurance company, that the assets are not equal to the net value of all its outstanding policies computed according to the actuaries' or combined experience table of mortality, with interest at the rate of four per centum per annum, or according to such other standard of valuation as said commissioner may adopt pursuant to the authority of section twenty-four of this act, and its other liabilities, said commissioner may forthwith take possession of the property and business of such company and retain such possession until such company shall resume business or its affairs be finally liquidated as herein provided. On taking possession of the property and business of any such company the commissioner shall forthwith give notice of such fact to any and all banks, trust companies, corporations, associations and individuals, holding or in possession of any assets of such company. No bank, trust company, corporation, association, or individual knowing of such taking possession by the commissioner, or notified as aforesaid, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred against any of the assets of the company of whose property and business the commissioner shall have taken possession as aforesaid. Upon taking possession of the property and business of any such company by the commissioner all judgments, decrees, levies, and executions against the property of the company shall be thereafter stayed until otherwise ordered by the Court of Chancery. Such company may, with the consent of the commissioner, resume business at any time after such taking possession upon such conditions as may be approved by him. Upon taking possession of the property and business of such company the commissioner is authorized to collect moneys due to such company, and do such other acts as are necessary to conserve its assets and business, and may proceed to liquidate the affairs thereof as hereinafter provided. The commissioner is empowered and authorized, in the name of such company, to demand, sue for, collect, receive and take
As to liens.	
Judgments, etc., stayed.	
Resumption of business.	
Collections.	
Sue, etc., to get possession of moneys and effects.	

into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description of such company, and in his discretion to compound and settle with any debtor or creditor of such company, or with persons having possession of its property or in any way responsible at law or in equity to such company, upon such terms and conditions and in such manner as he shall deem just and beneficial to such company, and in case of mutual dealings between the company and any person to allow just set-offs in favor of such persons in all cases in which the same ought to be allowed according to law and equity, and the commissioner shall have power in the name of such company to sell, convey and assign all or any part of the said estate, rights and interests, including bills, notes and choses in action, and shall hold the proceeds less the costs and expenses of administration and liquidation and, under the direction of the Court of Chancery, shall dispose of the same. For the purpose of executing and performing any of the powers and duties hereby conferred upon him, the commissioner may, in the name of such company, prosecute and defend any and all suits and other legal proceedings and may, in the name of such company, execute, acknowledge and deliver any and all deeds, assignments, releases, warrants to cancel mortgages and other instruments necessary or proper to effectuate any sale of real or personal property or compromise or compound of claims or to restore to any person any property deposited or transferred as security for the payment of any debt or the performance of any obligation upon the payment of such debt or the performance of such obligation, and any deed or other instrument executed pursuant to the authority hereby given, shall be valid and effectual for all purposes, as though the same had been executed by the officers of such company by authority of its board of directors. The commissioner may in his discretion apply to the Court of Chancery for instructions or directions touching the sale of any property of such company or the compounding of debts or claims. The commissioner

Set-offs.

Sale of estate, etc.

Legal proceedings.

Seek instructions from court.

Agents to assist commissioner.

may, under his hand and official seal, appoint one or more special assistant deputy commissioners of banking and insurance, as agent or agents, to assist him in the duty of liquidation and distribution, and the commissioner may, from time to time, authorize a special assistant deputy commissioner to perform such duties connected with such liquidation and distribution as the commissioner may deem proper and the commissioner may employ such counsel and procure such expert assistance and advice as may be necessary in the liquidation and distribution of the assets of such company, and may retain such of the officers or employees thereof as he may deem necessary, and the compensation of the special assistant deputy commissioner, counsel and other employees and assistants, and all expenses of administration and liquidation, shall be fixed by the commissioner subject to the approval of the Court of Chancery on notice to such company and shall upon the certificate of the commissioner be paid out of the funds of such company in the hands of the commissioner. The commissioner shall require from a special assistant deputy commissioner and from such assistants such security for the faithful discharge of their duties as he may deem proper. The commissioner shall cause notice to be given by advertisement, in such newspaper or newspapers as he may direct, weekly for three consecutive months, calling on all persons who may have claims against such company to present the same to the commissioner, and make legal proof thereof at a place and within a time, not earlier than the last day of publication, to be therein specified. The commissioner shall mail a similar notice to all persons whose names appear as creditors upon the books of such company. If the commissioner doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimant either by mail or personally. An affidavit of the service of such notice, which shall be prima facie evidence thereof, shall be filed with the commissioner. An action upon a claim so rejected must be brought within three months after such service, unless the commissioner of the Court of Chancery, for reason shown, grant further

Clerical assistance.

Security given by assistants.

Notice to present claims.

Rejection of claims.

Action on rejected claim.

time, not exceeding three months. In rendering judgment in such action, the court, if judgment be for the claimant, shall determine the status or rank of such claim. Claims presented after the expiration of the time fixed in the notice to creditors shall be entitled to share in the distribution only to the extent of the assets in the hands of the commissioner equitably applicable thereto. The moneys collected by the commissioner shall be from time to time deposited in one or more State banks of deposit, savings banks or trust companies, and in case of the suspension or insolvency of the depository, such deposits shall be preferred before all other deposits. At any time after the expiration of the date fixed for the presentation of claims the Court of Chancery may by order authorize the commissioner to declare out of the funds remaining in his hands after the payment of expenses one or more dividends to creditors, and after the expiration of one year from the first publication of notice to creditors he may declare a final dividend to creditors, such dividends to be paid to such persons, and in such amounts and upon such notice as may be directed by the Court of Chancery. Objections to any claim not rejected by the commissioner may be made by any party interested by filing a copy of such objections with the commissioner, who shall present the same to the Court of Chancery at the time of the next application to declare a dividend, and said court shall thereupon dispose of said objections or may order a reference for that purpose, and should the objections to any claim be sustained by the court or by the referee, such claim shall not be allowed by the commissioner until the claimant shall have established his claim by the judgment of a court of competent jurisdiction. The court may make proper provision for unproved claims. Whenever any such company, or whose property and business the commissioner shall have taken possession as aforesaid, deems itself aggrieved by any act of the commissioner done pursuant to this section, such company may, at any time after such taking possession, apply to the Court of Chancery to enjoin further proceedings, and said court, after citing the commissioner to show cause why further proceedings should

Deposit of
collected
funds.

Dividends.

Objections
of claims.

Enjoining
proceedings.

not be enjoined, and hearing the allegations and proofs of the parties and determining the facts may, upon the merits, dismiss such application or enjoin the commissioner from further proceedings, or from the doing of any act which will not be in the best interests of the company or grant such other or further relief as may be equitable and just. Whenever the commissioner shall have paid to each and every creditor of such company (not including stockholders), whose claim or claims as such creditor shall have been duly proved and allowed, the full amount of such claims, and shall have made proper provision for unclaimed and unpaid amounts, and shall have paid all the expenses of the liquidation, the commissioner shall call a meeting of the stockholders or members of such company, as the case may be, by giving notice thereof for thirty days in one or more newspapers published in the county where the principal office of such company was located or by mailing ten days' notice thereof to each stockholder or member as the case may be at his address as the same appears on the books of such company. At such meeting the stockholders or members shall determine whether the commissioner shall be continued as liquidator and shall wind up the affairs of such company, or whether an agent or agents shall be elected for that purpose, and in so determining the stockholders shall vote by ballot, in person or by proxy, each share of stock in the case of stock companies entitling the holder to have one vote and each member to have one vote in the case of a mutual company; and a majority vote shall be necessary to a determination. In case it is determined to continue the liquidation under the commissioner, he shall complete the liquidation, and after paying the expenses thereof, he shall distribute the moneys remaining on his hands to the stockholders or members as the case may be of such company in proportion to the several holdings of shares if it be a stock company and in proportion to the financial interests of the respective members if it be a mutual company, in such manner and upon such notice as may be directed by the Court of Chancery. In case it is determined to appoint an agent or agents to liquidate, the stockholders

Calling
meeting of
stockholders.

Determina-
tion as to
future action.

Completing
liquidation
by commis-
sioner.

Liquidation
by agent.

or members shall thereupon select such agent or agents by majority vote in the manner above provided. Such agent or agents shall execute and file with the commissioner a bond to the State of New Jersey in such amount, with such sureties and in such form as shall be approved by the commissioner, conditioned for the faithful performance of all the duties of his or their trust, and thereupon the commissioner shall transfer and deliver to such agent or agents all the undivided and uncollected or other assets of such company then remaining in his hands; and upon such transfer and delivery, the said commissioner shall be discharged from any and all further liability to such company and its creditors. Such agent or agents shall convert the assets coming into his or their possession into cash, and shall account for and make distribution of the property of said company as is herein provided in the case of distribution by the commissioner, except that the expenses thereof shall be subject to the direction and control of a court of record of competent jurisdiction. In case of the death, removal or refusal to act of any such agent or agents, the stockholders or members, on the same notice, to be given by the commissioner upon proof of such death, removal or refusal to act being filed with him, and by the same vote hereinbefore provided, may elect a successor, who shall have the same powers and be subject to the same liabilities and duties as the agent originally elected. Unclaimed dividends to stockholders, members or creditors remaining unpaid in the hands of the commissioner for six months after the date of the order for final distribution shall be deposited by him in one or more State banks of deposit, savings banks or trust companies, to the credit of the commissioner in his name of office, in trust for the persons entitled thereto. The commissioner shall report to the Legislature annually in his report the names of companies so taken possession of and liquidated and the sums of unclaimed and unpaid dividends with respect to each of them respectively. The commissioner may pay over the moneys so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same. He may

Agent's bond.

Assets transferred to agent.

Duties of agent.

Successor to agent.

Unclaimed dividends.

Commissioner's report.

Use of interest on deposits.

apply the interest earned by the moneys so held by him towards defraying the expenses in the payment and distribution of such unclaimed dividends to the stockholders, members and creditors entitled to receive the same, and he shall include in his annual report to the Legislature a statement of the amount of interest earned by such unclaimed dividends.

In case commissioner refuses to take charge.

Application may be made to court of chancery for injunction.

Summary hearing.

Injunction to restrain continuance.

Receiver appointed.

B. Whenever any company shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, and the Commissioner of Banking and Insurance shall have refused, upon the demand of any creditor or stockholder, or in the case of mutual companies of any member, to take possession of the property and business of such company pursuant to the provisions of paragraph A above, the Attorney-General, or any creditor, stockholder or member, 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 and the appointment of a receiver or receivers or trustees, and the court being satisfied by affidavit or otherwise of the sufficiency of said application, and of the truth of the allegations contained in the petition or bill, and upon such notice, if any, as the court by order may 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 the company has become insolvent and is not about to resume its business in a short time thereafter with safety to the public and advantage to the stockholders, it may issue an injunction to restrain such company 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 a receiver appointed by the court, until the court shall otherwise order; and may appoint a receiver, in which case the duties and powers of said receiver shall be the same as if he had been appointed under the provisions of an act entitled "An act concerning corporations,"

approved April twenty-first, one thousand nine hundred and ninety-six and acts supplemental thereto and amendatory thereof.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 245.

An Act for the classification of counties of this State for all purposes of legislation in relation thereto (Revision).

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

1. That from and after the passage of this act the classification of the counties of this State shall, for all purposes of legislation in relation thereto, be as follows, viz: counties of the first class, counties of the second class, counties of the third class, counties of the fourth class, counties of the fifth class and counties of the sixth class; such classification to be based on the population of said counties as ascertained by the Federal census of nineteen hundred and thirty taken by authority of the United States.

2. Should the classification of any county be changed by reason of increase of population, as shown by any future Federal census, such change in class shall be deemed to take effect on the first day of July following the taking or promulgation of any such future census.

3. Counties of the first class shall consist of all counties in this State, which have or shall hereafter have within their territorial limits, a population exceeding five hundred thousand inhabitants; counties of the second class shall consist of all counties in this State, which have or shall hereafter have a population, within their territorial limits, of not less than two hundred thousand inhabitants nor more than five hundred thousand inhabitants; counties of the third class, except as herein other-

Classifica-
tion of
counties.

Subsequent
classification.

Classes:
1st class;

2d class;

3d class;

wise provided, shall consist of all counties in this State which have or shall hereafter have a population, within their territorial limits, of not less than fifty thousand inhabitants nor more than two hundred thousand inhabitants; counties of the fourth class, except as herein otherwise provided, shall consist of all counties in this State which have or shall hereafter have a population, within their territorial limits, of less than fifty thousand inhabitants; counties of the fifth class shall consist of all counties in this State, bordering on the Atlantic ocean, which have or shall hereafter have, within their territorial limits, a population exceeding fifty thousand inhabitants; counties of the sixth class shall consist of all counties in this State, bordering on the Atlantic ocean, which have or shall hereafter have, within their territorial limits, a population not exceeding fifty thousand inhabitants.

Laws applicable to each class of counties.

4. Until the Legislature shall otherwise ordain and provide, all laws now applicable to counties heretofore known as counties of the first class by virtue of any statute, shall apply to counties of the first class as defined in this act; all laws now applicable to counties heretofore known as counties of the second class by virtue of any statute, shall apply to counties of the second class and third class as herein defined; all laws now applicable to counties heretofore known as counties of the third and fourth classes, shall apply to counties of the fourth class as defined in this act; all laws now applicable to counties of this State, bordering on the Atlantic ocean, and relating to counties having a population in excess of fifty thousand inhabitants shall apply to counties of the fifth class as defined in this act; all laws applicable to counties of this State, bordering on the Atlantic ocean, and having a population of less than fifty thousand inhabitants, shall apply to counties of the sixth class as defined in this act; *provided, however*, that nothing herein contained shall be construed to reduce the membership of any board of chosen freeholders.

Proviso.

Repealer.

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

Act effective.

6. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 246.

An Act to repeal an act entitled "An act defining the word 'population' when used in a statute," approved March twenty-fourth, one thousand nine hundred and thirty.

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

1. The act entitled "An act defining the word 'population' when used in a statute," approved March twenty-fourth, one thousand nine hundred and thirty, being chapter thirty-eight of the laws of one thousand nine hundred and thirty, is hereby repealed. Act repealed.
 2. This act shall take effect immediately.
- Approved April 27, 1931.

CHAPTER 247.

An Act to amend and supplement 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*:

1. Article I of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as Section 10(a). Section 10(a) added.

Inside lane.	10(a). Inside Lane. That lane nearest to the centre line of the roadway.
Section 14(a) added.	2. Article I of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as Section 14(a).
Outside lane.	14(a). Outside Lane. That lane nearest to the curb or outer edge of the roadway.
Section 29(a) added.	3. Article I of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as Section 29(a).
Traffic commission.	29(a). Traffic Commission. The New Jersey Traffic Commission as authorized by the Traffic Commission Act of this State.
Section 4 amended.	4. Section 4 of Article II of the act to which this act is an amendment and supplement is hereby amended to read as follows:
Report by driver in accident.	4. The driver of any vehicle involved in an accident resulting in injuries or death to any person or damage to property to an apparent extent of \$25.00 or more shall within forty-eight hours forward a report of such accident to the department upon forms furnished by it.
Section 5 amended.	5. Section 5 of Article II of the act to which this act is an amendment and supplement is hereby amended to read as follows:
Forms for reporting accidents.	5. The department shall prepare and supply to police departments and other suitable agencies, forms for accident reports calling for sufficiently detailed information with reference to a motor vehicle accident, including the cause, the conditions then existing and the persons and vehicles involved and such other information as may be necessary.
Supplemental reports.	The department may require operators involved in accidents to file supplemental reports of accidents upon forms furnished by it whenever, in the opinion of the department, the original report is insufficient. Such reports shall be without prejudice, shall be for the information of the department, and shall not be open to public inspection. The fact that such reports have been so made shall be admissible in evidence solely to prove a compliance with this section, but no such report or any part thereof or statement contained therein shall be admissible in evidence for any other
Report not used adversely.	

purpose in any proceeding or action arising out of such accidents.

6. Article II of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as Section 8.

Section 8
added.

8. Every county prosecutor, county medical examiner, coroner, or other official performing like functions shall make a report to the Commissioner with respect to any death found to have been the result of a motor vehicle accident.

Report of
death to com-
missioner.

7. Section 1 of Article V of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 1
amended.

1. On highways where traffic at intersections is controlled by a traffic signal or by traffic or police officers, pedestrians shall not cross a roadway against the "Stop" signal unless otherwise specifically directed to go by a traffic or police officer, official sign, or special signal. A pedestrian crossing or starting across any such intersection on a "Go" signal shall have the right of way over all vehicles, including those making turns, until such pedestrian has reached the opposite curb or place of safety, and it shall be unlawful for the operator of any vehicle to fail to yield the right-of-way to any such pedestrian.

Not cross
against stop
signal.

Right of
pedestrian.

8. Section 5 of Article V of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 5
amended.

5. The driver of any vehicle shall yield the right-of-way to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked sidewalk at the end of the block except at intersections where the movement of traffic is being regulated by police officers or traffic control signals.

Driver yields
at cross
walks.

6. Local authorities in their respective jurisdictions may regulate by ordinance the crossing of pedestrians at intersections of roadways where traffic on said roadways is controlled by traffic control signals, providing the ordinance shall first be approved by the Traffic Commission.

Regulating
foot traffic.

Section 7
amended.

9. Section 7 of Article VII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Traffic on
marked lanes:

7. Whenever any street or highway has been divided into clearly marked lanes for traffic, drivers of vehicles shall obey the following regulations.

Keeping to
right;

(a) A vehicle shall normally be driven in the lane nearest the right hand edge or curb of the highway when said lane is available for travel except when overtaking another vehicle or in preparation for a left turn.

Keeping in
lane;

(b) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

Use of
middle lane;

(c) Upon a highway which is divided into three lanes a vehicle shall not be driven in the center lane except when overtaking or passing another vehicle or in preparation for a left turn or unless such center lane is at the time allocated for traffic moving in the direction the vehicle is proceeding and is sign-posted to give notice of such allocation.

Slow moving
traffic.

(d) The State Highway Commission or local authorities may by resolution or ordinance with respect to highways under their jurisdiction designate right hand lanes for slow moving traffic and inside lanes for traffic moving at the speed designated for the district under this act, and when such lanes are signposted or marked to give notice of such designation a vehicle may be driven in any lane allocated to traffic moving in the direction such vehicle is proceeding but when traveling within such inside lanes the vehicle shall be driven at approximately the speed authorized in such lanes and speed shall not unnecessarily be decreased so as to block, hinder or retard traffic.

Hindering
travel.

Sub-section
(c) added.

10. Section 8 of Article VIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new sub-section to be known as sub-section c.

Passing when
in lines.

(c) In the event vehicles on the street or highway are moving in two or more substantially continuous lines the provisions of section 8 (a) and section 10 of this article

shall not be considered as prohibiting the vehicles in one such line overtaking or passing the vehicles in another such line either upon the right or left nor shall those provisions be construed to prohibit drivers overtaking and passing upon the right another vehicle which is making or about to make a left turn.

11. Section 12 of Article VIII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 12
amended.

12 (a) Vehicles approaching an intersection. The driver of a vehicle approaching an intersection shall yield the right of way to a vehicle which has entered the intersection. When two vehicles enter an intersection at the same time the driver of the vehicle on the left shall yield the right of way to the driver on the right.

Approaching
intersection—
right of way.

(b) Vehicles entering or crossing a through street. The driver of any vehicle who has stopped as required by law at the entrance to a through street shall yield to other vehicles within the intersection or approaching so closely on the through street as to constitute an immediate hazard but said driver having so yielded may proceed and other vehicles approaching the intersection on the through street shall yield to the vehicle so proceeding into or across the through street.

At through
streets.

(c) A vehicle turning left at an intersection. The driver of a vehicle within an intersection intending to turn to the left shall yield to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard but such driver having so yielded and having given a signal when and as required by law may make such left turn and other vehicles approaching the intersection from said opposite direction shall yield to the driver making the left turn.

Making left
hand turns

12. Section 5 of Article IX of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 5
amended.

5. It shall be prima facie unlawful for any person to exceed any of the foregoing speed limitations. In every charge of violation of section four of this article the complaint, also the summons or notice to appear, shall

Exceeding
limitations.

Speed speci-
fied in charge.

specify the speed at which the defendant is alleged to have driven, also the speed which this article declares shall be prima facie lawful at the time and place of such alleged violation.

Title of
Art. X
changed.

13. The title of Article X of the act to which this act is an amendment and supplement is hereby amended to read as follows: Through Street.

Section 1
amended.

14. Section 1 of Article X of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Through
streets.

1. The State Highway Commission with reference to State highways and local or county authorities with reference to highways under their jurisdiction are hereby authorized to designate by resolution in the case of the State Highway Commission or by ordinance or resolution in the case of local or county authorities and subject to the approval of the Traffic Commission main-traveled or major highways which shall be known as "through streets" and only such highways shall be so marked at the entrances thereto from intersecting highways by "stop street" signs; or the Traffic Commission on its own motion may designate such "through streets", and upon such designation shall give notice thereof to the board or body charged with the maintenance of any such "through street", which board or body shall thereupon comply with the provisions of section three of this article. The Traffic Commission shall have power by appropriate resolution to withdraw the designation of "through streets" and thereafter cause the removal of "Stop Street" signs indicating said "through street".

Stop streets.

Changing
designation.

Section 2
amended.

15. Section two of Article X of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Removal of
stop street
signs.

2. The board or boards, body or bodies having jurisdiction over highways now designated as "stop streets" as provided in Article X of chapter two hundred and eighty-one, laws of one thousand nine hundred and twenty-eight, shall within one year after the passage of this act cause the removal of all "stop street" signs not authorized and approved as provided in section one of this article.

16. Section three of Article X of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 3
amended.

3. The board or boards, body or bodies charged with the maintenance of any such highway or section thereof so designated as provided in section I of this article shall place "stop street" signs not less than three feet nor more than eight feet above the surface of the roadway and so located as to be plainly visible at all times at a distance of one hundred and fifty feet and such sign shall be illuminated at night or so placed as to be illuminated by the headlights of the approaching vehicles or the street lights. Such signs shall be placed on the near right side of each highway intersecting such through street at a distance of not more than forty feet from the nearest curb line or side line in case no curb line is established of such through street and shall bear upon it the following words: "stop street."

Placing stop
street signs.

Where placed.

17. Article X of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section four.

Section 4
added to
Art. X.

4. Where through streets intersect each other the traffic commission shall determine the highway to be known as the through street and shall cause the board or boards, body or bodies having control of such highways to post but one of said highways.

Through
intersecting
streets.

18. Article X of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section five.

Section 5
added to
Art. X.

5. It shall be unlawful for the driver of any vehicle or street car to enter upon or cross any through street so designated and marked unless he shall have first brought his vehicle or street car to a complete stop at a point within five feet of the nearest crosswalk or stop line marked upon the pavement at the nearest side of such through street unless otherwise directed to proceed by a traffic or police officer or traffic control signal, or as provided in section six of this article.

Stopping
before enter-
ing through
street.

19. Article X of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section six.

Section 6
added to
Art. X.

As to line of
vehicles
entering
through
street after
stopping.

6. One or more vehicle or vehicles, street car or street cars following directly in line with another such vehicle or street car and coming to a complete stop caused by the first vehicle or street car nearest the intersection complying with the provision of section five of this Article, may proceed into or across the through street without again coming to a complete stop and it shall be unlawful for the driver of a vehicle or street car approaching the intersection on the through street not to yield to such vehicles so proceeding into or across the through street.

Section 4
amended.

20. Section four of Article XI of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Not drive in
safety zone.

4. The driver of a vehicle shall not at any time drive through a safety zone as defined in Article one section twenty-six of this act, unless directed to do so by a police or traffic officer or official sign.

Section 28
amended.

21. Section twenty-eight of Article XII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

No parking
sign.

28. No Parking: Signs shall be square, eighteen inches on a side: largest letter to be three inches in height and letters for explanatory words to be from one to two inches in height, depending upon the number of words used. Signs shall be placed on the side of the highway where the message is to be obeyed and shall not be placed more than two hundred and fifty feet apart when designating a continuous prohibited zone equal to or greater than two hundred and fifty feet.

Where placed.

Section 29
amended.

22. Section twenty-nine of Article XII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Time limit
signs.

29. Time Limit Parking: Signs shall be the same as for "No Parking" sign, the words "Parking Limit" to appear in large letters and the rest of the message in the smaller size letters. The signs shall be placed on the side of the highway where the message is to be obeyed and shall not be placed more than two hundred and fifty feet apart when designating a continuous restricted zone equal to or greater than two hundred and fifty feet. Color to be green background and white letters.

Where placed.

23. Section two of Article XIII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 2
amended.

2. A three-color system shall be used; red, amber and green. Green shall mean permission for traffic to go, subject to the safety of others or the specific directions of an officer, official sign or special signal; Red shall mean traffic to stop before entering the intersection or crosswalk, and remain standing until Green is shown alone, unless otherwise specifically directed to go by an officer, official sign or special signal.

Color system.

Green light.

Red light.

Amber (or yellow) when shown alone following Green shall mean traffic to stop before entering the intersection or nearest crosswalk, unless when the Amber appears the vehicle or street car is so close to the intersection that with suitable brakes it cannot be stopped in safety. A distance of fifty feet from the intersection is considered a safe stopping distance for a speed of twenty miles per hour and vehicles or street cars if within this distance when the Amber appears alone, and cannot be stopped with safety may proceed across the intersection or make a right or left turn unless such turning movement is specifically limited.

Amber light.

24. Section four of Article XIII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 4
amended.

4. The colors shall be shown in the following sequence: A Green light displayed for a pre-determined number of seconds followed by an Amber light for a reasonable time necessary for the clearance of traffic, followed by a Red light, followed by a Green light. The timing of all lights shall be determined by the volume of traffic.

Order of
lights.

Timing.

25. Section ten of Article XIII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 10
amended.

10. All traffic signals shall be so located as to be plainly visible to all traffic to be regulated and shall provide an indication for all intersecting roadways at the intersection. This shall be accomplished by: (a) Four-way signals on posts or brackets on each corner:

Traffic
signals.

or (b) Three, two, or one-way signals on posts or brackets on each corner; or (c) Four, three or two-way signals on posts or brackets at diagonally opposite corners.

Section 14
amended.

26. Section fourteen of Article XIII of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Traffic signals.

14. All traffic signals shall be placed at such height as to be plainly visible to approaching traffic at a distance of at least one hundred and fifty feet from the intersection.

Section 18
added to
Art. XIII.

27. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section eighteen.

Making either
turn.

18. The driver of a vehicle or the motorman of a street car intending to turn to the right or left at an intersection where traffic is controlled by traffic control signals or by a traffic or police officer, shall proceed to make either turn with proper care to avoid accidents and only upon the "Go" signal, unless otherwise directed by a traffic or police officer or by an official sign or special signal.

Section 19
added to
Art. XIII.

28. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section nineteen.

Special right
or left turn.

19. Special right or left turn movements may be provided when approved by the Traffic Commission at intersections where traffic is controlled by traffic control signals, by incorporating an additional lens in the signal. This additional lens shall be a green arrow lens and shall designate the special right or left turn movement by the direction of the arrow.

Section 20
added to
Art. XIII.

29. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section twenty.

Turning when
lens lighted.

20. When a green arrow lens is incorporated in a traffic control signal and such signal is operating to control traffic at an intersection, vehicles shall make turning

movements in the direction of the arrow only when such lens is illuminated.

30. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section twenty-one.

Section 21
added to
Art. XIII.

21. A special pedestrian interval may be provided when approved by the Traffic Commission at intersections where traffic is controlled by traffic control signals.

Special
interval for
foot traffic.

31. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section twenty-two.

Section 22
added to
Art. XIII.

22. When a special pedestrian interval is incorporated in the operation of a traffic control signal and signified by means of an approved indication, pedestrians shall cross the roadway only when such indication is illuminated and vehicles and street cars shall stop or remain standing until the Green is shown alone.

Crossing when
indication
illuminated.

32. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section twenty-three.

Section 23
added to
Art. XIII.

23. Beacon or flashing signals may be erected on pedestals or posts or suspended by means of mast arm or cable over the intersection, *provided, however*, that such signals shall not be erected within the travelable portion of a roadway except as provided in section thirteen of this Article.

Beacons,
flash signals.
Proviso.

33. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section 24.

Section 24
added to
Art. XIII.

24. Traffic control signals and beacon or flashing signals when operating as flashing mechanisms shall conform to the following:

Operation of
beacons and
flashes:

(a) Flashing Red: The red lens when illuminated with rapid intermittent flashes shall require drivers to come to a complete stop before entering or crossing the intersection.

Red;

(b) Flashing Amber: The amber lens when illuminated with rapid intermittent flashes shall indicate the

Amber.

presence of danger and shall require drivers to proceed only with caution.

Section 25
added to
Art. XIII.

34. Article XIII of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section 25.

Commission
to determine
signals.

25. The Traffic Commission is hereby authorized to determine the character, type, location, placing of and operation of all traffic signal devices on all highways in the State.

Art. XV,
Sec. 5
amended.

35. Section 5 of Article XV of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Defendant
may appeal.

5. Defendant May Appeal. The defendant in any proceeding instituted under this act may appeal from the judgment or sentence of the magistrate to the Court of Common Pleas of the county in which proceedings shall have taken place; *provided*, the said defendant shall within ten days after the date of judgment, deliver to the magistrate a bond to the State of New Jersey, with at least one sufficient surety, or make a cash deposit with him of such amount as the magistrate shall direct, not exceeding the amount of five hundred dollars (unless said defendant can himself qualify and justify in real estate security in this State in twice said amount), conditioned to stand to and abide by such further order or judgment as may thereafter be made against the said party; *and provided, further*, that if the said magistrate shall have imposed a sentence of imprisonment, the defendant, if he does not duly appeal, shall be imprisoned forthwith upon the imposing of said sentence; but that an appeal, properly taken in accordance with the provisions of this act shall be a stay of and upon the enforcement of a sentence of imprisonment, whether the execution of such sentence shall have been entered upon or not, as well as of such other judgment as may be pronounced.

Proviso.

Give bond
or cash.

Proviso.

Appeal to
stay sentence.

Notice of
appeal.

The said defendant shall serve upon the prosecutor of the pleas of the county wherein the offense was committed, and upon the magistrate imposing such sentence, or the clerk or deputy clerk of such magistrate a written notice of appeal within ten days from the rendering of judgment, and in cases where the complaint is made by a

motor vehicle inspector or by a member of the State police, the aforementioned notice of appeal must, within the same period of time be served upon the Attorney-General of the State, either personally or by registered mail instead of the prosecutor of the pleas; the recognizance so taken under this section shall, by the magistrate or clerk, be duly recorded in the office of the clerk of the county; *and provided, further*, that if said defendant shall, after the rendition of said judgment or sentence, announce to said magistrate his intention to appeal therefrom, and either give bond, make the deposit as herein provided, he shall have ten days from the date of the rendition of said judgment or sentence within which to complete his appeal, during which said ten days the execution of whatever sentence, or judgment shall have been rendered, whether of imprisonment or fine, shall be stayed, and in case said defendant shall fail to complete his appeal within said ten days, the like proceedings may be had as would by the provisions of this act follow an appeal taken and a judgment of affirmance thereupon.

Recogni-
zance.

Proviso.

Completing
appeal.

36. Section six of Article XV of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Art. XV.
Sec. 6
amended.

6. Procedure on Appeal. Whenever an appeal shall be taken, as aforesaid, it shall be the duty of the magistrate within ten days after defendant has completed his appeal to send all papers and all moneys, if any, deposited according to the provisions of this act, and all money paid for the cost of prosecution, together with a transcript of the proceedings in the case to the court of common pleas of the said county, and the trial on appeal must be noticed for a hearing, by the said defendant for a day not more than thirty days after he has completed his appeal, and in the event that the court be not in session then for a day as soon thereafter as the said court will fix to hear the same, by serving the prosecutor of the pleas of the county wherein the alleged violation was committed, not more than ten days after completing his appeal a five days' written notice thereof, and in cases where the complaint is made by a motor vehicle inspector or by a member of the State Police, the afore-

On appeal
all papers
sent to court.

Noticed for
hearing.

mentioned notice, must, within the same period of time, be served upon the Attorney General of the State, either personally, or by registered mail; and it shall be the duty of the prosecutor of the pleas of the county wherein the alleged violation was committed, to represent the complainant at the trial on appeal; *provided*, that in cases where the complaint is made by a motor vehicle inspector, or by a member of the State Police, it shall be the duty of the Attorney General to represent the complainant at the trial on appeal; and should the defendant fail to give the required notice of trial on appeal to the person, and within the time as hereinbefore provided, then the like proceeding may be had as would by the provisions of this act follow an appeal taken and judgment of affirmance thereupon. The prosecutor of the pleas of any county, charged with the enforcement of the provisions of this section, may request the Attorney General to attend personally, or by such assistant or assistants as he shall designate, to aid in the prosecution of any appeal.

The court of common pleas, on appeal, shall, *de novo*, and in a summary manner try and determine all such appeals, and in case the defendant is convicted on such appeal, the court of common pleas shall impose the penalty prescribed by the act of which this act is amendatory, and in case the defendant is acquitted upon such an appeal, the court of common pleas shall order the return of all moneys deposited as aforesaid, and all costs of prosecution paid by the said defendant, to the said defendant. It shall be lawful for the court of common pleas in any appeal brought before it at all times to amend all defects and errors for the purpose of determining the trial of any appeal the merits of the said case.

37. Article XV of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section sixteen.

16. Any person who having collected any fine for any violation of the act to which this section is a supplement shall fail within thirty days to return said fine to the Commissioner of Motor Vehicles or the proper financial officer of the county as provided for in the act to which

Prosecutor to represent complainant.

Proviso.

Assistance for prosecutor.

New trial.

Action to determine merits of case.

Section 16 added to Art. XV.

Penalty for not making proper returns of fines.

this section is a supplement, shall be guilty of a misdemeanor, and shall be subject to a penalty of not exceeding five hundred dollars for the first offense and a penalty of one thousand dollars and imprisonment, not exceeding one year, or both, at the discretion of the court, upon any subsequent conviction.

38. Article XV of the act to which this act is an amendment and supplement is hereby supplemented by the addition of a new section to be known as section seventeen. Section 17 added to Art. XV.

17. It shall be the duty of any person who shall collect any fine, or any fine and costs, for any violation of this act when so requested, to deliver to the offender a proper itemized receipt therefor. Any person who shall violate this provision shall be subject to a fine of not exceeding twenty-five dollars (\$25.00). Receipt given offender.

39. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 248.

An Act to ratify and confirm the incorporation of Flemington, in the county of Hunterdon, as a borough and to continue its operation as a borough.

WHEREAS, The inhabitants of the borough of Flemington, in the county of Hunterdon, were incorporated as a borough by the name of "Flemington" under and by virtue of the provisions of an act of the Legislature of the State of New Jersey entitled "An act to incorporate the borough of Flemington, in the county of Hunterdon," approved April seventh, one thousand nine hundred and ten; and Preamble.

WHEREAS, A statement of the results of the election provided for in said act for the purpose of incorporation thereunder, held in the then village of Flemington on the twenty-sixth day of April, one thousand nine hundred and ten, cannot be found in the files of the office of the clerk of the county of Hunterdon; and Preamble.

Preamble. WHEREAS, Doubt exists as to the proper incorporation of the said borough; therefore

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

What constitutes the borough.

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

Legal name.

Government.

Boundaries of borough of Flemington.

2. The boundaries of said borough shall be as follows: Beginning at a stone monument on the arch bridge near W. H. Greason's (formerly Richard Emmons'), said bridge being on a course north 7 degrees 55 minutes west, for a distance of 78.26 feet from stone monument at intersection of Branch street and boundary limits and station 27x61.45 on Branch street of town maps; thence (1) on a course south 7 degrees 55 minutes east for a distance of 7799.8 feet to a stone monument in Reaville avenue (formerly public road leading to John C. Merrill's); thence (2) on a course north 67 degrees 9 minutes west for a distance of 2,809 feet to a stone monument in Main street or public road leading from Flemington to Ringoes, formerly southeast corner of George Hanson's lot near Thomas Hartpence's; thence (3) on a course north 89 degrees 47 minutes west for a distance of 2207.5 feet to a stone monument in Thomas Edmonson's line; thence (4) along Edmonson's line on a course north 5 degrees 13 minutes west for a distance of 1205.2 feet to a stone monument in formerly Charles Bartles' line, now Thomas Edmonson's line; thence (5) along said Edmonson's line (formerly Bartles') on a course north 17 degrees 23 minutes west for a distance of 549.2 feet to a stone monument in Mine street or public road leading from Flemington to Sergeantsville; thence (6) on a course north 26 degrees 37 minutes west for a distance of 638.4 feet to a stone monument in

the west end of Bonnell street; thence (7) on a course north 9 degrees 50 minutes east for a distance of 1814 feet to a stone monument in Capner street or public road leading to Croton, formerly the southwest corner of Mrs. Kee's land, now the land of the Prospect Hill Cemetery Association; thence along formerly said Kee's land (8) north 5 degrees 44 minutes west for a distance of 1110.5 feet to a stone monument at the northwest corner of formerly Mrs. Kee's land; thence (9) on a course north 14 degrees 4 minutes east for a distance of 1229.6 feet to a stone monument on the arch bridge north of James J. Losey's (formerly Samuel Johnson's) house; thence down the creek the following courses and distances (10) north 73 degrees 39 minutes east for a distance of 1160.8 feet to a stake; thence (11) on a course south 79 degrees 30 minutes east for a distance of 750.8 feet to a stake; thence (12) on a course south 32 degrees 48 minutes east for a distance of 518.5 feet to a stake; thence (13) on a course south 76 degrees 9 minutes east for a distance of 491 feet to a stake; thence (14) on a course north 49 degrees 1 minute east for a distance of 661.7 feet to a stake; thence (15) on a course north 74 degrees 55 minutes east for a distance of 712.4 feet to the beginning.

3. Every and all the acts and doings of the governing body elected by the people within the territory hereinabove described, or that done and performed by any of its officials or employees pursuant to the authority of said governing body, since the twenty-sixth day of April, one thousand nine hundred and ten, be and are hereby ratified and confirmed in all particulars as if no question or doubt had ever arisen as to proper incorporation of the said borough of Flemington.

Various acts
ratified and
confirmed.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 249.

A Supplement to an act entitled "An act concerning municipalities," approved March 27, 1917.

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

Award
tendered.

In case of
refusal.

Award paid
into chancery.

Notice given
owners.

Effect of act.

1. Whenever any owner or owners of any property has or have been awarded damages as incidental to any improvement, as distinguished from damages for land taken, under the act of which this act is supplemental, and such award has been duly confirmed, the amount thereof shall be tendered to the person or persons entitled thereto. In case the party entitled to receive the amount awarded shall refuse upon tender thereof to receive the same, or shall be out of the State or under any legal disability, or in case several parties being interested in the fund shall not agree as to the distribution thereof, or in case the lands damaged are encumbered by any mortgage, judgment or other lien, or in case for any other reason the municipality cannot safely pay the amount awarded to any person, in all such cases, on petition to the Chancellor, the amount awarded may be paid into the Court of Chancery by order of the Chancellor, and shall there be distributed according to law, on the application of any person interested therein; and written notice given to the owner or owners and to persons interested that such money has been so paid into court shall have the same effect as if the money so awarded had been actually tendered to the owner or persons entitled thereto, and where notice cannot be personally served, notice by advertisement, in such manner as the Chancellor shall direct, shall have the same effect.

2. This act shall be deemed and taken to be retrospective as well as prospective in its operation, and shall take effect immediately.

Approved April 27, 1931.

CHAPTER 250.

An Act to annex to the Borough of Hampton, in the County of Hunterdon and State of New Jersey, a part of the Township of Bethlehem in said County of Hunterdon.

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 Bethlehem, in the County of Hunterdon, 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 Bethlehem, and annexed to and included in the Borough of Hampton, said territory being described as follows:

Part of
Bethlehem
annexed to
Hampton.

TRACT NO. 1. Beginning at an iron marking the intersection of the line between Bethlehem Township and Glen Gardner Borough with the southeasterly line of Hampton Borough running (1) along said division line between Bethlehem Township and Glen Gardner Borough south 14 degrees and 20 minutes east 510 feet; thence (2) by a new division line between Bethlehem Township and Hampton Borough south 44 degrees and 13 minutes west 2,353 feet to a cherry tree on the easterly side of the Polktown Road; thence (3) by existing line between Hampton and Glen Gardner north 35 degrees east 2,639.90 feet to the place of beginning.

Boundaries
of first tract.

TRACT NO. 2. Beginning at the hickory tree called for in the original description of the Hampton Borough line (now an iron driven in the stump of said tree) and running (1) by a new division line south 45 degrees and 36 minutes east 458 feet to an iron on the northwesterly side of the Charlestown Road; thence (2) south 61 degrees east 654 feet to a cherry tree the same as called for in the original description of the Borough of Hampton; thence (3) by the existing borough line north 53 degrees west 1,204 feet more or less to the place of beginning.

Boundaries of
second tract.

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 Bethlehem, in said county, in said act described, at a special election to be held within the said described territory of Bethlehem Township, and at said special election adopted by a majority of the legal voters resided in said territory aforesaid, voting at said special election. Said special election shall be held within said territory described in the township of Bethlehem, on a certain day to be agreed upon by the township clerk of the township of Bethlehem, 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 Bethlehem, to be fixed by the clerk of the township of Bethlehem, in said county of Hunterdon. The clerk of the township of Bethlehem 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 Bethlehem and set up in at least five public places within said described territory of the township of Bethlehem at least ten days prior to said election, and said clerk of the township of Bethlehem 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:

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

Proposition.

	Yes.	Shall an act entitled "An act to annex a portion of the township of Bethlehem, in the county of Hunterdon, to the Borough of Hampton, in the county of Hunterdon, be adopted?"
	No.	

If the voter makes an X 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 X 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 Bethlehem and shall be conducted within the territory of this act described, by the clerk of the township of Bethlehem and such assistants as he may designate.

Election,
how con-
ducted.

3. The register of voters used at the last general election in the said township of Bethlehem 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 Bethlehem may designate shall meet for registration purposes at the designated polling place or places in the township of Bethlehem, 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 Bethlehem, 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.

Registration.

4. The officers of said board of registry and election and the clerk of the township of Bethlehem, shall within two days after such special election make return thereof, one to the township committee of the township of Bethlehem, in the county of Hunterdon, one to the clerk of the county of Hunterdon, of the results of such election, by statements in writing and under their hands; the re-

Returns.

Certified
copy.

When
operative.

turns to the township committee may be filed with the clerk of the township of Bethlehem 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 Hunterdon shall be filed by him in the office of the clerk of the county of Hunterdon and said clerk of the county of Hunterdon 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 Bethlehem 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 Borough of Hampton, in the county of Hunterdon, and be governed by the laws of this State and the ordinances of the borough of Hampton, in the county of Hunterdon.

Approved April 27, 1931.

CHAPTER 251.

An Act authorizing the State Board of Education to convey to the County of Mercer lands in the City of Trenton for the purpose of widening Chambers Street Bridge.

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

Transfer of
land for
bridge.

1. The State Board of Education is hereby authorized to convey in the name of the State to the County of Mercer for the consideration of One Dollar the following tract of land located in the City of Trenton, County of Mercer, needed by said city for the purpose of widening Chambers Street Bridge, to wit:

Boundaries
of tract
conveyed.

"Beginning at a point in the southerly line of Lincoln Avenue, said point being distant five hundred and twenty-five feet easterly, and measured along said southerly line of Lincoln Avenue, from the easterly line of Seward Avenue extended; thence (1) along said line of Lincoln

Avenue south fifty-nine degrees east one hundred and fourteen feet more or less to a point in the middle of Assunpink Creek; thence (2) south sixty-one degrees no minutes west twenty-eight feet more or less along the middle of said creek to a point; thence (3) north forty-six degrees twenty-two minutes west forty-seven feet more or less to a point; thence (4) south fifty-one degrees fourteen minutes west twenty-five feet to a point; thence (5) north thirty-eight degrees forty-six minutes west twelve feet to a point; thence (6) north fifty-one degrees fourteen minutes east twenty-three and forty hundredths feet to a point; thence (7) north forty-six degrees twenty-two minutes west forty-six feet to a point in the southerly line of Lincoln Avenue, the same being the point of beginning.

Containing thirty-seven thousandths acres more or less."

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 252.

A Bill to abolish the North Jersey Transit Commission and to transfer its powers and duties to the State Regional Planning Commission, being a supplement to chapter one hundred and fifty-seven of the laws of one thousand nine hundred and twenty-six.

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

1. The North Jersey Transit Commission created under the provisions of chapter one hundred and fifty-seven of the laws of one thousand nine hundred and twenty-six be and the same is hereby abolished and the terms of office of its members are hereby terminated.

Commission
abolished.

2. All powers and duties with which the said commission has been vested by law are hereby transferred to and vested in the State Regional Planning Commission.

Duties vested
in Planning
Commission.

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 253.

An Act to amend an act to amend an act entitled "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," approved March eleventh, one thousand nine hundred and twenty-five, 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*:

Section 2
amended.

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

Deduction in
debt state-
ment for cost
of sewer.

2. Any municipality which shall take advantage of this act may in any annual or supplemental debt statement hereafter filed, deduct the sum by which the indebtedness authorized, incurred, or issued but not retired, for its share of the cost of such sewer construction shall have increased its bonded indebtedness as of the time of authorization over and above the seven per centum limitation prescribed by the act to which this act is a supplement; any municipality which has heretofore issued bonds under the provisions of the supplement to which this act is an amendment may take advantage of this act even though said bonds were issued for a term longer than fifteen years; this act is remedial in its nature and shall be liberally construed.

Benefited
by act.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 254.

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-nine of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 59^a
amended.

59. Proceedings against delinquent or unsafe associations.

(A) Whenever it shall appear to the Commissioner of Banking and Insurance that the interests of the creditors or shareholders of any such association are being jeopardized because such association has violated its charter or any law of this State, or is conducting its business in an unsafe or unauthorized manner, or if such association shall refuse to submit its books, papers and concerns to the inspection of said commissioner or any examiner appointed by him, or if any officer or director thereof shall refuse to be examined upon oath touching the concerns of any such association, or if any such association shall suspend payment of its obligations, or if from any examination or report provided for by this act the commissioner shall have reason to conclude that such association is in an unsound or unsafe condition to transact business, or that it is insolvent, or that it is unsafe or inexpedient for it to continue business, or if any such association shall neglect or refuse to observe an order of the commissioner issued pursuant to section fifty-eight of this act, he shall have authority in case of any such association of another State to revoke and cancel its authority to do business in this State, and in case of any such association of this State: Revocation
of authority.

(1) To apply to the Chancellor for an injunction restraining such association from the transaction of any Application
for injunction.

Receiver appointed.	<p>further business, or the transfer or disposal of its property in any manner whatsoever, and the Chancellor, being satisfied of the sufficiency of the application, may order an injunction and appoint a receiver with power to sue for, collect, receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description belonging to such association, and sell, convey and assign the same, and hold and dispose of the proceeds thereof under the direction of the Court of Chancery; or the application of the commissioner may be for an injunction against excessive expenses of management, or for the removal of the attorney or conveyancer or of one or more of the officers, or directors, or employees or agents of such association, or for such other relief or correction as the particular facts may seem to demand, and the Chancellor, after hearing, shall have the power to grant such orders, and in his discretion, from time to time, to modify or revoke the same, as the evidence in the case, the situation of the parties and the interests involved shall seem to require.</p>
If expenses excessive.	
Orders may be modified.	
Commissioner to take charge of property and business.	<p>(2) Forthwith to take possession of the property and business of such association and retain such possession until such association shall resume business or its affairs be finally liquidated as herein provided. On taking possession of the property and business of any such association the commissioner shall forthwith give notice of such fact to any and all banks, trust companies, corporations, associations and individuals, holding or in possession of any assets of such association. No bank, trust company, corporation, association, or individual knowing of such taking possession by the commissioner, or notified as aforesaid, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred against any of the assets of the association of whose property and business the commissioner shall have taken possession as aforesaid. Upon taking possession of the property and business of any such association by the commissioner, all judgments, decrees, levies and executions against the property of the association shall be thereafter stayed until otherwise or-</p>
Notice given.	
No subsequent liens.	
Decrees, etc., stayed.	

dered by the Court of Chancery. Such association may, with the consent of the commissioner, resume business at any time after such taking possession upon such conditions as may be approved by him. Upon taking possession of the property and business of such association the commissioner is authorized to collect moneys due to such association, and do such other acts as are necessary to conserve its assets and business, and may proceed to liquidate the affairs thereof as hereinafter provided. The commissioner is empowered and authorized, in the name of such association, to demand, sue for, collect, receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description of such association, and in his discretion to compound and settle with any debtor or creditor of such association, or with persons having possession of its property or in any way responsible at law or in equity to such association, upon such terms and conditions and in such manner as he shall deem just and beneficial to such association, and in case of mutual dealings between the association and any person to allow just set-offs in favor of such persons in all cases in which the same ought to be allowed according to law and equity, and the commissioner shall have power in the name of such association to sell, convey and assign all or any part of the said estate, rights and interests, including bills, notes and choses in action, and shall hold the proceeds less the costs and expenses of administration and liquidation and, under the direction of the Court of Chancery, shall dispose of the same. For the purpose of executing and performing any of the powers and duties hereby conferred upon him, the commissioner may, in the name of such association, prosecute and defend any and all suits and other legal proceedings and may, in the name of such association, execute, acknowledge and deliver any and all deeds, assignments, releases, warrants to cancel mortgages, and other instruments necessary or proper to effectuate any sale of real or personal property or compromise or compound of claims or to restore to any person any property deposited or transferred as security for the pay-

Resumption
of business.

Collect
moneys due.

Suing, col-
lecting, etc.

Set offs.

Sale of
estate, etc.

Powers vested
in commis-
sioner.

ment of any debt or the performance of any obligation upon the payment of such debt or the performance of such obligation, and any deed or other instrument executed pursuant to the authority hereby given, shall be valid and effectual for all purposes, as though the same had been executed by the officers of such association by authority of its board of directors. The commissioner may in his discretion apply to the Court of Chancery for instructions or directions touching the sale of any property of such association or the compounding of debts or claims. The commissioner may, under his hand and official seal, appoint one or more special assistant deputy commissioners of banking and insurance, as agent or agents, to assist him in the duty of liquidation and distribution, and the commissioner may from time to time, authorize a special assistant deputy commissioner to perform such duties connected with such liquidation and distribution as the commissioner may deem proper, and the commissioner may employ such counsel and procure such expert assistance and advice as may be necessary in the liquidation and distribution of the assets of such association, and may retain such of the officers or employees thereof as he may deem necessary, and the compensation of the special assistant deputy commissioner, counsel and other employees and assistants, and all expenses of administration and liquidation, shall be fixed by the commissioner, subject to the approval of the Court of Chancery on notice to such association, and shall upon the certificate of the commissioner be paid out of the funds of such association in the hands of the commissioner. The commissioner shall require from a special assistant deputy commissioner and from such assistants such security for the faithful performance of their duties as he may deem proper. The commissioner shall cause notice to be given by advertisement, in such newspaper or newspapers as he may direct, weekly for three consecutive months, calling on all persons who may have claims against such association to present the same to the commissioner, and make legal proof thereof at a place and within a time, not earlier than the last day of publication, to be therein specified. The commissioner shall mail a similar notice to all persons whose names

Seek instructions from court.

Assistants.

Counsel and experts.

Compensation.

Bond.

Notice to present claims.

appear as creditors upon the books of such association. If the commissioner doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimant either by mail or personally. An affidavit of the service of such notice, which shall be prima facie evidence thereof, shall be filed with the commissioner. An action upon a claim so rejected must be brought within three months after such service, unless the commissioner or the Court of Chancery, for reason shown, grant further time, not exceeding three months. In rendering judgment in such action, the court, if judgment be for the claimant, shall determine the status or rank of such claim. Claims presented after the expiration of the time fixed in the notice to creditors shall be entitled to share in the distribution only to the extent of the assets in the hands of the commissioner equitably applicable thereto. The moneys collected by the commissioner shall be from time to time deposited in one or more State banks of deposit, savings banks or trust companies, and in case of the suspension or insolvency of the depositary, such deposits shall be preferred before all other deposits. At any time after the expiration of the date fixed for the presentation of claims the Court of Chancery may by order authorize the commissioner to declare out of the funds remaining in his hands after the payment of expenses one or more dividends to creditors, and after the expiration of one year from the first publication of notice to creditors he may declare a final dividend to creditors, such dividends to be paid to such persons, and in such amounts and upon such notice as may be directed by the Court of Chancery. Objections to any claim not rejected by the commissioner may be made by any party interested by filing a copy of such objections with the commissioner, who shall present the same to the Court of Chancery at the time of the next application to declare a dividend, and said court shall thereupon dispose of said objections or may order a reference for that purpose, and should the objections to any claim be sustained by the court or by the referee, such claim shall not be allowed by the commissioner until the claimant shall have established his claim by the judgment of a court

Rejection of claims.

Action on claim.

Belated claims.

Deposit moneys.

Dividends.

Objection to claims.

Hearing on objections.

Moneys due
former
members.

Enjoining
proceedings.

Calling
meeting of
stockholders.

Continuance
of commis-
sioner, or
elect agent.

of competent jurisdiction. The court may make proper provision for disposition of moneys due to former members whose shares have been lapsed or cancelled or whose membership has been terminated prior to such taking possession. Whenever any such association, of whose property and business the commissioner shall have taken possession as aforesaid, or any member thereof deems itself or himself aggrieved by any act of the commissioner done pursuant to this section, such association or such member may, at any time after such taking possession, apply to the Court of Chancery to enjoin further proceedings, and said court, after citing the commissioner to show cause why further proceedings should not be enjoined, and hearing the allegations and proofs of the parties and determining the facts may, upon the merits, dismiss such application or enjoin the commissioner from further proceedings, or from the doing of any act which will not be in the best interests of the shareholders or grant such other or further relief as may be equitable and just. Whenever the commissioner shall have paid to each and every creditor of such association (not including shareholders), whose claim or claims as such creditor shall have been duly proved and allowed, the full amount of such claims, and shall have been made proper provision for unclaimed and unpaid amounts credited to former members whose shares had, prior to such taking possession, been canceled, or lapsed, or whose membership had, prior to such taking possession, been otherwise terminated, and shall have paid all the expenses of liquidation, the commissioner shall call a meeting of the shareholders of such association by giving notice thereof for thirty days in one or more newspapers published in the county where the principal office of such association was located or by mailing ten days' notice thereof to each shareholder at his address as the same appears on the books of such association. At such meeting the shareholders shall determine whether the commissioner shall be continued as liquidator and shall wind up the affairs of such association, or whether an agent or agents shall be elected for that purpose, and in so determining the shareholders shall vote by ballot, in person or by proxy, each shareholder to have one vote;

and the votes of a majority of the shareholders shall be necessary to a determination. In case it is determined to continue the liquidation under the commissioner, he shall complete the liquidation, and after paying the expenses thereof, he shall distribute the moneys remaining on his hands to the shareholders of such association in proportion to the several holdings of shares in such manner and upon such notice as may be directed by the Court of Chancery. In case it is determined to appoint an agent or agents to liquidate, the shareholders shall thereupon select such agent or agents by ballot, a majority of the shareholders present and voting, in person or by proxy, being necessary to a choice. Such agent or agents shall execute and file with the commissioner a bond to the State of New Jersey in such amount, with such sureties and in such form as shall be approved by the commissioner, conditioned for the faithful performance of all the duties of his or their trust, and thereupon the commissioner shall transfer and deliver to such agent or agents all the undivided and uncollected or other assets of such association then remaining in his hands; and upon such transfer and delivery, the said commissioner shall be discharged from any and all further liability to such association and its creditors. Such agent or agents shall convert the assets coming into his or their possession into cash, and shall account for and make distribution of the property of said association as is herein provided in the case of distribution by the commissioner, except that the expenses thereof shall be subject to the direction and control of a court of record of competent jurisdiction. In case of the death, removal or refusal to act of any such agent or agents, the shareholders, on the same notice, to be given by the commissioner upon proof of such death, removal or refusal to act being filed with him, and by the same vote hereinbefore provided, may elect a successor, who shall have the same powers and be subject to the same liabilities and duties as the agent originally elected. Unclaimed dividends to shareholders or creditors remaining unpaid in the hands of the commissioner for six months after the date of the order for final distribution shall be deposited by him in one or more State banks of deposit,

Completion
of liquidation.

Selection
of agent.

Agent's bond.

Assets to be
converted
into cash.

Successor
to agent.

Unclaimed
dividends.

Report to Legislature.	savings banks or trust companies, to the credit of the commissioner in his name of office, in trust for the persons entitled thereto. The commissioner shall report to the Legislature annually in his report the names of associations so taken possession of and liquidated and the sums of unclaimed and unpaid dividends with respect to each of them respectively. The commissioner may pay over the moneys so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same. He may apply the interest earned by the moneys so held by him towards defraying the expenses in the payment and distribution of such unclaimed dividends to the shareholders and creditors entitled to receive the same, and he shall include in his annual report to the Legislature, a statement of the amount of interest earned by such unclaimed dividends.
Payments.	
Use of interest.	
Interest reported.	
In case commissioner refuses to act.	(B) Whenever any association shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, and the Commissioner of Banking and Insurance shall have refused, upon the demand of any creditor or shareholder to apply to the Chancellor or take possession of the property and business of such association pursuant to the provisions of paragraph (A) above, the Attorney-General, or any creditor, or shareholder, 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 and the appointment of a receiver or receivers or trustees, and the court being satisfied by affidavit or otherwise of the sufficiency of said application, and of the truth of the allegations contained in the petition or bill, and upon such notice, if any, as the court by order may 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 such association has become insolvent and is not about to resume its business in a short time thereafter with safety to the public and advantage to the shareholders, it may issue an injunction to restrain such association and its officers and agents from exercising any of its privileges or franchises and from collecting
Application to court for injunction and receiver.	
Summary hearing.	
Restraining order.	

or receiving any debts, or other moneys due it, or paying out, selling, assigning or transferring any of its estate, moneys, funds, lands, tenements or effects, except to a receiver appointed by the court, until the court shall otherwise order; and may appoint a receiver, in which case the duties and powers of said receiver shall be the same as if he had been appointed under the provisions of an act entitled "An act concerning corporations," approved April twenty-first, one thousand eight hundred and ninety-six, and acts supplemental thereto and amendatory thereof.

Receiver
appointed.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 255.

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 twenty-two of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Section 22
amended.

22. Whenever it shall appear to the Commissioner of Banking and Insurance that any trust company has violated its charter or any law of this State, or is conducting its business in an unsafe or unauthorized manner, or if any such trust company shall refuse to submit its books, papers and concerns to the inspection of said commissioner or any examiner appointed by him, or if any officer or director thereof shall refuse to be examined upon oath touching the concerns of any such trust company, or if any such trust company shall suspend payment of its obligations, or suspend its ordinary business for want of funds to carry on the same or shall become insolvent, or if from any examination or report provided for by this act the commissioner shall have

Commissioner
may take
possession of
property and
business.

<p>Notice given.</p> <p>No subse- quent liens.</p> <p>Executions, etc., stayed.</p> <p>Resumption of business.</p> <p>Collect moneys due.</p> <p>Suing, collect- ing, etc.</p>	<p>reason to conclude that such trust company is in an unsound or unsafe condition to transact business, or that it is unsafe or inexpedient for it to continue business, or if any such trust company shall neglect or refuse to observe an order of the commissioner issued pursuant to section twenty-three of this act, the commissioner may forthwith take possession of the property and business of such trust company, and retain such possession until such trust company shall resume business, or its affairs be finally liquidated as herein provided. On taking possession of the property and business of any such trust company the commissioner shall forthwith give notice of such fact to any and all banks, trust companies, associations and individuals, holding or in possession of any assets of such trust company. No bank, trust company, association or individual knowing of such taking possession by the commissioner, or notified as aforesaid, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred against any of the assets of the trust company of whose property and business the commissioner shall have taken possession as aforesaid. Upon taking possession of the property and business of any such trust company by the commissioner, all judgments, decrees, levies, and executions against the property of the trust company shall be thereafter stayed until otherwise ordered by the Court of Chancery. Such trust company may, with the consent of the commissioner, resume business upon such conditions as may be approved by him. Upon taking possession of the property and business of such trust company the commissioner is authorized to collect moneys due to such trust company, and do such other acts as are necessary to conserve its assets and business, and shall proceed to liquidate the affairs thereof as hereinafter provided. The commissioner is empowered and authorized, in the name of such trust company, to demand, sue for, collect, receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description of such trust company, and in his discretion to compound and settle</p>
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with any debtor or creditor of such trust company, or with persons having possession of its property or in any way responsible at law or in equity to such trust company, upon such terms and conditions and in such manner as he shall deem just and beneficial to such trust company, and in case of mutual dealings between the trust company and any person to allow just set-offs in favor of such persons in all cases in which the same ought to be allowed according to law and equity, and the commissioner shall have power in the name of such trust company to sell, convey and assign all or any part of the said estate, rights and interests, including bills, notes and choses in action, and shall hold the proceeds less the costs and expenses of administration and liquidation and, under the direction of the court of chancery, shall dispose of the same. For the purpose of executing and performing any of the powers and duties hereby conferred upon him, the commissioner, may in the name of such trust company, prosecute and defend any and all suits and other legal proceedings and may, in the name of such trust company, execute, acknowledge and deliver any and all deeds, assignments, releases, warrants to cancel mortgages and other instruments necessary or proper to effectuate any sale of real or personal property or compromise or compound of claims or to restore to any person any property deposited or transferred as security for the payment of any debt or the performance of any obligation upon the payment of such debt or the performance of such obligation, and any deed or other instrument executed pursuant to the authority hereby given, shall be valid and effectual for all purposes, as though the same had been executed by the officers of such trust company by authority of its board of directors. The commissioner may in his discretion apply to the court of chancery for instructions or directions touching the sale of any property of such trust company or the compounding of debts or claims. The commissioner may, under his hand and official seal, appoint one or more special assistant deputy commissioners of banking and insurance, as agent or agents, to assist him in the duty of liquidation and distribution, and the commissioner may from time to time authorize a special

Set-offs.

Sale of estate, etc.

Powers vested in commissioner.

Seek instructions from court.

Assistants.

Counsel and experts.	assistant deputy commissioner to perform such duties connected with such liquidation and distribution as the commissioner may deem proper and the commissioner may employ such counsel and procure such expert assistance and advice as may be necessary in the liquidation and distribution of the assets of such trust company, and may retain such of the officers or employees thereof as he may deem necessary, and the compensation of the special assistant deputy commissioner, counsel and other employees and assistants, and all expenses of administration and liquidation, shall be fixed by the commissioner subject to the approval of the Court of Chancery on notice to such trust company and shall upon the certificate of the commissioner be paid out of the funds of such trust company in the hands of the commissioner.
Compensation.	The commissioner shall require from a special assistant deputy commissioner and from such assistants such security for the faithful discharge of their duties as he may deem proper. The commissioner shall cause notice to be given by advertisement, in such newspaper or newspapers as he may direct, weekly for three consecutive months, calling on all persons who may have claims against such trust company to present the same to the commissioner, and make legal proof thereof at a place and within a time, not earlier than the last day of publication, to be therein specified. The commissioner shall mail a similar notice to all persons whose names appear as creditors upon the books of such trust company. If the commissioner doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimant either by mail or personally. An affidavit of the service of such notice, which shall be prima facie evidence thereof, shall be filed with the commissioner. An action upon a claim so rejected must be brought within three months after such service, unless the commissioner or the court of chancery, for reasons shown, grant further time, not exceeding three months. In rendering judgment in such action, the court if judgment be for the claimant, shall determine the status or rank of such claim. Claims presented after the expiration of the time fixed in the notice to creditors shall be entitled to share in the distribution only to the
Bond.	
Notice to present claims.	
Rejection of claims.	
Action on claim.	
Belated claims.	

extent of the assets in the hands of the commissioner equitably applicable thereto. The moneys collected by the commissioner shall be from time to time deposited in one or more State banks of deposit, savings banks or trust companies, and in case of the suspension or insolvency of the depositary, such deposits shall be preferred before all other deposits. At any time after the expiration of the date fixed for the presentation of claims the court of chancery may by order authorize the commissioner to declare out of the funds remaining in his hands after the payment of expenses one or more dividends, and after the expiration of one year from the first publication of notice to creditors he may declare a final dividend, such dividends to be paid to such persons, and in such amounts, and upon such notice as may be directed by the court of chancery. Objections to any claim not rejected by the commissioner may be made by any party interested by filing a copy of such objections with the commissioner, who shall present the same to the court of chancery at the time of the next application to declare a dividend, and said court shall thereupon dispose of said objections or may order a reference for that purpose, and should the objections to any claim be sustained by the court or by the referee, such claim shall not be allowed by the commissioner until the claimant shall have established his claim by the judgment of a court of competent jurisdiction. The court may make proper provision for unproved or unclaimed deposits. Should any trust company, at the time the commissioner takes possession of its property and business, have in its possession, as bailee for safe-keeping and storage, any jewelry, plate, money, specie, bullion, stocks, bonds, securities, valuable papers or other valuable personal property, or should it have rented any vaults, safes, or safe deposit boxes or any portion thereof for the storage of property of any kind, the commissioner may at any time thereafter cause to be mailed to the person claiming to be or appearing on its books to be the owner of such property, or the person in whose name the safe, vault or box stands, a notice in writing in a securely closed, postpaid, registered letter, directed to such person at his post-office address as recorded

Deposit
moneys.

Dividends.

Objections
to claims.

In re
property
held as
bailee.

Notice to
safe de-
positors.

Use of box to cease.	upon its books, notifying such person to remove within a period fixed by said notice and not less than sixty days from the date thereof, all such personal property, and upon the date fixed by said notice, the contract, if any, between such person and the trust company for the storage of said property or for the use of the said safe, vault or box shall cease and determine, and the amount of the unearned rent or charges, if any, paid by such person shall become a debt of the trust company to said person. If the property be not removed within the time fixed by the notice, the commissioner may make such disposition of said property as the court of chancery, upon application thereto, shall direct. And the commissioner may cause any safe, vault or box to be opened in his presence or in the presence of one of the special assistant deputy commissioners of banking and insurance, and of a notary public not an officer or in the employ of the trust company, or of the commissioner, and the contents thereof, if any, to be sealed up by such notary public in a package upon which such notary public shall distinctly mark the name and address of the person in whose name such safe, vault or box stands upon the books of the trust company, and shall attach thereto a list and description of the property therein; and the package so sealed and addressed, together with the list and description, may be kept by the commissioner in one of the general safes or boxes of the trust company until delivered to the person whose name it bears, or until otherwise disposed of as directed by the court.
Disposition of property not removed.	
Opening deposit boxes.	
Contents sealed.	
Care and retention.	
Enjoining proceedings.	Whenever any such trust company, of whose property and business the commissioner has taken possession as aforesaid, deems itself aggrieved thereby, it may, at any time within ten days after such taking possession, apply to the court of chancery to enjoin further proceedings; and said court, after citing the commissioner to show cause why further proceedings should not be enjoined, and hearing the allegations and proofs of the parties and determining the facts may, upon the merits, dismiss such application or enjoin the commissioner from further proceedings, and direct him to surrender such business and property to such trust company. Whenever the commissioner shall have paid to each and every
Calling meeting of stockholders.	

depositor and creditor of such trust company, not including stockholders, whose claim or claims as such creditor or depositor shall have been duly proved and allowed, the full amount of such claims, and shall have made proper provision for unclaimed and unpaid deposits or dividends, and shall have paid all the expenses of the liquidation, the commissioner shall call a meeting of the stockholders of such trust company by giving notice thereof for thirty days in one or more newspapers published in the county where the principal office of such trust company was located. At such meeting the stockholders shall determine whether the commissioner shall be continued as liquidator and shall wind up the affairs of such trust company, or whether an agent or agents shall be elected for that purpose, and in so determining the said stockholders shall vote by ballot, in person or by proxy, each share of stock entitling the holder to one vote, and the majority of the stock shall be necessary to a determination. In case it is determined to continue the liquidation under the commissioner, he shall complete the liquidation of the affairs of such trust company, and after paying the expenses thereof, shall distribute the proceeds among the stockholders in proportion to the several holdings of stock in such manner and upon such notice as may be directed by the court of chancery. In case it is determined to appoint an agent or agents to liquidate, the stockholders shall thereupon select such agent or agents by ballot, a majority of the stock present and voting, in person or by proxy, being necessary to a choice. Such agent or agents shall execute and file with the commissioner a bond to the State of New Jersey in such amount, with such sureties and in such form as shall be approved by the commissioner, conditioned for the faithful performance of all the duties of his or their trust, and thereupon the commissioner shall transfer and deliver to such agent or agents all the undivided and uncollected or other assets of such trust company then remaining in his hands; and upon such transfer and delivery, the said commissioner shall be discharged from any and all further liability to such trust company and its creditors. Such agent or agents shall convert the assets coming into his or their posses-

Continuance
of commis-
sioner or
elect agent.

Completion
of liquidation.

Selection
of agent.

Agent's bond.

Assets con-
verted into
cash.

Successor to agent.	sion into cash, and shall account for and make distribution of the property of said corporation as is herein provided in the case of distribution by the commissioner, except that the expenses thereof shall be subject to the direction and control of a court of record of competent jurisdiction. In case of the death, removal or refusal to act of any such agent or agents, the stockholders, on the same notice, to be given by the commissioner upon proof of such death, removal or refusal to act being filed with him, and by the same vote hereinbefore provided, may elect a successor, who shall have the same powers and be subject to the same liabilities and duties as the agent originally elected. Dividends and un-
Unclaimed dividends and deposits.	claimed deposits remaining unpaid in the hands of the commissioner for six months after the order for final distribution shall be by him deposited in one or more State banks of deposit, savings banks or trust companies, to the credit of the commissioner in his name of office, in trust for the several depositors with and creditors of the liquidated trust company from which they were received entitled thereto. The commissioner shall
Report to Legislature.	report to the Legislature annually in his report the names of trust companies so taken possession of and liquidated and the sums of unclaimed and unpaid deposits or
Payments.	dividends with respect to each of them respectively. The commissioner may pay over the moneys so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same. In cases of doubt or conflicting claims he may require
Use of interest.	an order of the court of chancery authorizing and directing the payment thereof. He may apply the interest earned by the moneys so held by him towards defraying the expenses in the payment and distribution of such unclaimed deposits or dividends to the depositors and creditors entitled to receive the same, and he shall include in his annual report to the Legislature, a statement of the amount of interest earned by such unclaimed dividends.
Section 24 amended.	2. Section twenty-four of the act to which this act is amendatory be and the same is hereby amended to read as follows :

24. Whenever any trust company shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, and the Commissioner of Banking and Insurance shall have refused, upon the demand of any creditor or stockholder to take possession of the property and business of such trust company pursuant to section twenty-two of this act, the attorney-general, or any creditor or stockholder, 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 and the appointment of a receiver or receivers or trustees, and the court being satisfied by affidavit or otherwise of the sufficiency of said application, and of the truth of the allegations contained in the petition or bill, and upon such notice, if any, as the court by order may 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 the trust company has become insolvent and is not about to resume its business in a short time thereafter with safety to the public and advantage to the stockholders, it may issue an injunction to restrain such trust company 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 a receiver appointed by the court, until the court shall otherwise order.

In case commissioner refuses to act.

Application to court for injunction and receiver.

Summary hearing.

Restraining order.

3. This act shall take effect immediately and shall be applicable as well to trust companies whose property and business are now in the possession of the commissioner of banking and insurance as to all other cases.

Application of act.

Approved April 27, 1931.

CHAPTER 256.

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

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

Section 24
amended.

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

Commis-
sioner may
take pos-
session of
property and
business.

24. Whenever it shall appear to the Commissioner of Banking and Insurance that any bank has violated its charter or any law of this State, or is conducting its business in an unsafe or unauthorized manner, or if any such bank shall refuse to submit its books, papers and concerns to the inspection of said commissioner or any examiner appointed by him, or if any officer or director thereof shall refuse to be examined upon oath touching the concerns of any such bank, or if any such bank shall suspend payment of its obligations, or suspend its ordinary business for want of funds to carry on the same or shall become insolvent, or if from any examination or report provided for by this act the commissioner shall have reason to conclude that such bank is in an unsound or unsafe condition to transact business, or that it is unsafe or inexpedient for it to continue business, or if any such bank shall neglect or refuse to observe an order of the commissioner issued pursuant to section twenty-five of this act, the commissioner may forthwith take possession of the property and business of such bank, and retain such possession until such bank shall resume business, or its affairs be finally liquidated as herein provided. On taking possession of the property and business of any such bank the commissioner shall forthwith give notice of such fact to any and all banks, trust companies, associations and individuals, holding or in possession of any assets of such bank. No bank,

Notice given.

No subse-
quent liens.

trust company, association or individual knowing of such taking possession by the commissioner, or notified as aforesaid, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred against any of the assets of the bank of whose property and business the commissioner shall have taken possession as aforesaid. Upon taking possession of the property and business of any such bank by the commissioner, all judgments, decrees, levies, and executions against the property of the bank shall be thereafter stayed until otherwise ordered by the Court of Chancery. Such bank may, with the consent of the commissioner, resume business upon such conditions as may be approved by him. Upon taking possession of the property and business of such bank the commissioner is authorized to collect moneys due to such bank, and do such other acts as are necessary to conserve its assets and business, and shall proceed to liquidate the affairs thereof as hereinafter provided. The commissioner is empowered and authorized, in the name of such bank, to demand, sue for, collect, receive and take into his possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description of such bank, and in his discretion to compound and settle with any debtor or creditor of such bank, or with persons having possession of its property or in any way responsible at law or in equity to such bank, upon such terms and conditions and in such manner as he shall deem just and beneficial to such bank, and in case of mutual dealings between the bank and any person to allow just set-offs in favor of such persons in all cases in which the same ought to be allowed according to law and equity, and the commissioner shall have power in the name of such bank to sell, convey and assign all or any part of the said estate, rights and interests, including bills, notes and choses in action, and shall hold the proceeds less the costs and expenses of administration and liquidation and, under the direction of the Court of Chancery, shall dispose of the same. For the purpose of executing and performing any of the powers and duties hereby conferred upon him, the

Executions,
etc., stayed.

Resumption
of business.

Collect
moneys due.

Suing, col-
lecting, etc.

Set-offs.

Sale of
estates, etc.

Powers
vested in
commissioner.

commissioner, may in the name of such bank, prosecute and defend any and all suits and other legal proceedings and may, in the name of such bank, execute, acknowledge and deliver any and all deeds, assignments, releases, warrants to cancel mortgages and other instruments necessary or proper to effectuate any sale of real or personal property or compromise or compound of claims or to restore to any person any property deposited or transferred as security for the payment of any debt or the performance of any obligation upon the payment of such debt or the performance of such obligation, and any deed or other instrument executed pursuant to the authority hereby given, shall be valid and effectual for all purposes, as though the same had been executed by the officers of such bank by authority of its board of directors. The commissioner may in his discretion apply to the Court of Chancery for instructions or directions touching the sale of any property of such bank or the compounding of debts or claims. The commissioner may, under his hand and official seal, appoint one or more special assistant deputy commissioners of banking and insurance, as agent or agents, to assist him in the duty of liquidation and distribution, and the commissioner may from time to time authorize a special assistant deputy commissioner to perform such duties connected with such liquidation and distribution as the commissioner may deem proper and the commissioner may employ such counsel and procure such expert assistance and advice as may be necessary in the liquidation and distribution of the assets of such bank, and may retain such of the officers or employees thereof as he may deem necessary, and the compensation of the special assistant deputy commissioner, counsel and other employees and assistants, and all expenses of administration and liquidation, shall be fixed by the commissioner subject to the approval of the Court of Chancery on notice to such bank and shall upon the certificate of the commissioner be paid out of the funds of such bank in the hands of the commissioner. The commissioner shall require from a special assistant deputy commissioner and from such assistants such security for the faithful discharge of their duties as he may deem proper. The

Seek instructions from court.

Assistants.

Counsel and experts.

Compensation.

Bond.

Notice to present claims.

commissioner shall cause notice to be given by advertisement, in such newspaper or newspapers as he may direct, weekly for three consecutive months, calling on all persons who may have claims against such bank to present the same to the commissioner, and make legal proof thereof at a place and within a time, not earlier than the last day of publication, to be therein specified. The commissioner shall mail a similar notice to all persons whose names appear as creditors upon the books of such bank. If the commissioner doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimant either by mail or personally. An affidavit of the service of such notice, which shall be prima facie evidence thereof, shall be filed with the commissioner. An action upon a claim so rejected must be brought within three months after such service, unless the commissioner or the Court of Chancery, for reason shown, grant further time, not exceeding three months. In rendering judgment in such action, the court, if judgment be for the claimant, shall determine the status or rank of such claim. Claims presented after the expiration of the time fixed in the notice to creditors shall be entitled to share in the distribution only to the extent of the assets in the hands of the commissioner equitably applicable thereto. The moneys collected by the commissioner shall be from time to time deposited in one or more State banks of deposit, savings banks, or trust companies, and in case of the suspension or insolvency of the depositary, such deposits shall be preferred before all other deposits. At any time after expiration of the date fixed for the presentation of claims the Court of Chancery may by order authorize the commissioner to declare out of the funds remaining in his hands after the payment of expenses one or more dividends, and after the expiration of one year from the first publication of notice to creditors he may declare a final dividend, such dividends to be paid to such persons, and in such amounts, and upon such notice as may be directed by the Court of Chancery. Objections to any claim not rejected by the commissioner may be made by any party interested by filing a copy of such objections with the commissioner,

Rejection
of claims.

Action on
claim.

Belated
claims.

Moneys
deposited.

Dividends.

Objections
to claims.

who shall present the same to the Court of Chancery at the time of the next application to declare a dividend, and said court shall thereupon dispose of said objections or may order a reference for that purpose and should the objections to any claim be sustained by the court or by the referee, such claim shall not be allowed by the commissioner until the claimant shall have established his claim by the judgment of a court of competent jurisdiction. The court may make proper provision for unproved or unclaimed deposits. Should any bank, at the time the commissioner takes possession of its property and business, have in its possession, as bailee for safe-keeping and storage, any jewelry, plate, money, specie, bullion, stocks, bonds, securities, valuable papers or other valuable personal property or should it have rented any vaults, safes or safe deposit boxes or any portion thereof for the storage of property of any kind, the commissioner may at any time thereafter cause to be mailed to the person claiming to be or appearing on its books to be the owner of such property, or the person in whose name the safe, vault or box stands, a notice in writing in a securely closed, post-paid registered letter, directed to such person at his post-office address as recorded upon its books, notifying such person to remove, within a period fixed by said notice and not less than sixty days from the date thereof, all such personal property, and upon the date fixed by said notice, the contract, if any, between such person and the bank for the storage of said property or for the use of the said safe, vault or box shall cease and determine, and the amount of the unearned rent or charges, if any, paid by such person shall become a debt of the bank to said person. If the property be not removed within the time fixed by the notice, the commissioner may make such disposition of said property as the Court of Chancery, upon application thereto, shall direct. And the commissioner may cause any safe, vault or box to be opened in his presence or in the presence of one of the special assistant deputy commissioners of banking and insurance, and of a notary public not an officer or in the employ of the bank or of the commissioner, and the contents thereof, if any, to be sealed

**In re
property
held as
bailee.**

**Notice to
safe depositors.**

**Use of box
to cease.**

**Disposition
of property
not removed.**

**Opening
deposit boxes.**

**Contents
sealed.**

up by such notary public in a package upon which such notary public shall distinctly mark the name and address of the person in whose name such safe, vault or box stands upon the books of the bank, and shall attach thereto a list and description of the property therein; and the package so sealed and addressed, together with the list and description, may be kept by the commissioner in one of the general safes or boxes of the bank until delivered to the person whose name it bears, or until otherwise disposed of as directed by the court. Whenever any such bank, of whose property and business the commissioner has taken possession as aforesaid, deems itself aggrieved thereby, it may, at any time within ten days after such taking possession, apply to the Court of Chancery to enjoin further proceedings; and said court, after citing the commissioner to show cause why further proceedings should not be enjoined, and hearing the allegations and proofs of the parties and determining the facts may, upon the merits, dismiss such application or enjoin the commissioner from further proceedings, and direct him to surrender such business and property to such bank. Whenever the commissioner shall have paid to each and every depositor and creditor of such bank, not including stockholders, whose claim or claims as such creditor or depositor shall have been duly proved and allowed, the full amount of such claims, and shall have made proper provision for unclaimed and unpaid deposits or dividends, and shall have paid all the expenses of the liquidation, the commissioner shall call a meeting of the stockholders of such bank by giving notice thereof for thirty days in one or more newspapers published in the county where the principal office of such bank was located. At such meeting the stockholders shall determine whether the commissioner shall be continued as liquidator and shall wind up the affairs of such bank, or whether an agent or agents shall be elected for that purpose, and in so determining the said stockholders shall vote by ballot, in person or by proxy, each share of stock entitling the holder to one vote, and the majority of the stock shall be necessary to a determination. In case it is determined to continue

Care and retention.

Enjoining proceedings.

Calling meeting of stockholders.

Continuance of commissioner or elect agent.

Completion of liquidation.

Selection of agent.	the liquidation under the commissioner, he shall complete the liquidation of the affairs of such bank, and after paying the expenses thereof, shall distribute the proceeds among the stockholders in proportion to the several holdings of stock in such manner and upon such notice as may be directed by the Court of Chancery. In case it is determined to appoint an agent or agents to liquidate, the stockholders shall thereupon select such agent or agents by ballot, a majority of the stock present and voting, in person or by proxy, being necessary to a choice. Such agent or agents shall execute and file with the commissioner a bond to the State of New Jersey in such amount, with such sureties and in such form as shall be approved by the commissioner, conditioned for the faithful performance of all the duties of his or their trust, and thereupon the commissioner shall transfer and deliver to such agent or agents all the undivided and uncollected or other assets of such bank then remaining in his hands; and upon such transfer and delivery, the said commissioner shall be discharged from any and all further liability to such bank and its creditors. Such agent or agents shall convert the assets coming into his or their possession into cash, and shall account for and make distribution of the property of said corporation as is herein provided in the case of distribution by the commissioner, except that the expenses thereof shall be subject to the direction and control of a court of record of competent jurisdiction.
Agent's bond	
Assets converted into cash.	
Successor to agent.	In case of the death, removal or refusal to act of any such agent or agents, the stockholders, on the same notice, to be given by the commissioner upon proof of such death, removal or refusal to act being filed with him, and by the same vote hereinbefore provided, may elect a successor, who shall have the same powers and be subject to the same liabilities and duties as the agent originally elected. Dividends and unclaimed deposits remaining unpaid in the hands of the commissioner for six months after the order for final distribution shall be by him deposited in one or more State banks of deposit, savings banks or trust companies, to the credit of the commissioner in his name of office, in trust for the several depositors with and creditors of the liqui-
Unclaimed dividends and deposits.	

dated bank from which they were received entitled thereto. The commissioner shall report to the Legislature annually in his report the names of banks so taken possession of and liquidated and the sums of unclaimed and unpaid deposits or dividends with respect to each of them respectively. The commissioner may pay over the moneys so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same. In case of doubt or conflicting claims he may require an order of the Court of Chancery authorizing and directing the payment thereof. He may apply the interest earned by the moneys so held by him towards defraying the expenses in the payment and distribution of such unclaimed deposits or dividends to the depositors and creditors entitled to receive the same, and he shall include, in his annual report to the Legislature, a statement of the amount of interest earned by such unclaimed dividends.

Report to
Legislature.

Payments.

Use of
interest.

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

Section 29
amended.

29. Whenever any bank shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, and the commissioner of banking and insurance shall have refused, upon the demand of any creditor or stockholder to take possession of the property and business of such bank pursuant to section twenty-four of this act, the attorney-general, or any creditor or stockholder, 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 and the appointment of a receiver or receivers or trustees, and the court being satisfied by affidavit or otherwise of the sufficiency of said application, and of the truth of the allegations contained in the petition or bill, and upon such notice, if any, as the court by order may 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 the bank has become insolvent and is not about to resume its business in a

In case
commissioner
refuses
to act.

Application
to court for
injunction
and receiver.

Summary
hearing.

Restraining
order.

short time thereafter with safety to the public and advantage to the stockholders, it may issue an injunction to restrain such bank 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 a receiver appointed by the court, until the court shall otherwise order.

Application
of act.

3. This act shall take effect immediately and shall be applicable as well to banks whose property and business are now in the possession of the commissioner of banking and insurance as to all other cases.

Approved April 27, 1931.

CHAPTER 257.

An Act to apportion the members of the General Assembly among the several counties of the State.

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

Apportion-
ment of
members of
General
Assembly by
counties.

1. Hereafter the several counties of this State shall be entitled to elect as members of the General Assembly the number herein provided:

The county of Atlantic shall be entitled to elect two members;

The county of Bergen shall be entitled to elect five members;

The county of Burlington shall be entitled to elect one member;

The county of Camden shall be entitled to elect three members;

The county of Cape May shall be entitled to elect one member;

The county of Cumberland shall be entitled to elect one member;

The county of Essex shall be entitled to elect twelve members;

The county of Gloucester shall be entitled to elect one member;

The county of Hudson shall be entitled to elect ten members;

The county of Hunterdon shall be entitled to elect one member;

The county of Mercer shall be entitled to elect three members;

The county of Middlesex shall be entitled to elect three members;

The county of Monmouth shall be entitled to elect two members;

The county of Morris shall be entitled to elect two members;

The county of Ocean shall be entitled to elect one member;

The county of Passaic shall be entitled to elect four members;

The county of Salem shall be entitled to elect one member;

The county of Somerset shall be entitled to elect one member;

The county of Sussex shall be entitled to elect one member;

The county of Union shall be entitled to elect four members;

The county of Warren shall be entitled to elect one member.

2. In the interpretation of this act, all references to counties shall be taken to refer to the counties as they exist at the time this act takes effect. <sup>Interpreta-
tion</sup>

3. All acts and parts of acts inconsistent with the provisions of this act are hereby specifically repealed. ^{Repealer.}

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 258.

A Supplement to an act entitled "An act to provide for assistant prosecutors in the several counties of this State," approved April third, nineteen hundred and two.

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

Assistant
prosecutors.

1. In any county which now has or hereafter may have a population of more than two hundred thousand inhabitants and not more than two hundred and fifty thousand inhabitants it shall be lawful for the prosecutor of the pleas to appoint two assistant prosecutors who, after having taken an oath or affirmation before the clerk of the court of common pleas for the county for which they are appointed, to faithfully and justly perform the duties of the appointment to the best of their ability, shall hold said appointment at the pleasure of the prosecutor.

Oath.

Term.

Salaries.

2. One of said assistants shall be designated as first assistant prosecutor and shall receive an annual salary of four thousand dollars (\$4,000.00), and the other an annual salary of three thousand, five hundred dollars (\$3,500.00), which salaries shall be paid from the county treasury.

3. This act shall take effect immediately.
Approved April 27, 1931.

CHAPTER 259.

An Act to amend an act entitled "A supplement to an act entitled 'An act relating to the court of common pleas' (Revision of 1900), approved March twenty-third, nineteen hundred," which said supplement was approved March twenty-fifth, nineteen hundred and twenty-nine.

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 to read as follows: Section 1 amended.

1. In any county now or hereafter having by any State or Federal census more than two hundred and fifty 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. Additional common pleas judge.
Term.
Salary.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 260.

An Act to change the name of the "Bloomfield Theological Seminary," formerly "The German Theological School of Newark, New Jersey," to "Bloomfield College and Seminary."

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

1. The name of the "Bloomfield Theological Seminary," formerly "The German Theological School of Change of corporate name.

Newark, New Jersey," a body politic and corporate in fact and in law, be and the same is hereby changed to the "Bloomfield College and Seminary."

2. This act is to take effect immediately.

Approved April 27, 1931.

CHAPTER 261.

An Act creating a migrant welfare commission and defining its powers and duties.

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

Commission
created.

1. There is hereby created a migrant welfare commission consisting of seven (7) members, at least two (2) of whom shall be women, to be appointed by the Governor. The members of the commission shall be reimbursed for their traveling and other expenses incurred in the discharge of their official duties.

Expenses met.

Duties.

2. Under the general direction of the Governor the migrant welfare commission shall investigate conditions among migrants in farming, technical labor, domestic and other service and propose constructive ways and means for meeting the problems resulting from the migrant population of the State. This commission shall report its findings and recommendations to the Governor on or before January fifteenth, nineteen hundred and thirty-two.

Report.

Assistants.

3. The Commission may with the approval of the Governor, appoint such clerks, investigators and other assistants for the said commission as he may deem necessary and for which appropriations have been provided. All expenses incurred in connection with the work of this commission shall be paid out of the moneys appropriated therefor on vouchers approved by the Governor.

Source of
funds.

Appropriation.

4. For the purpose of carrying into effect the provisions of this act there is hereby appropriated the sum

of fifteen thousand dollars (\$15,000) or so much thereof as may be necessary.

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

Approved April 27, 1931.

CHAPTER 262.

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), being chapter two hundred and eighty-one, laws of one thousand nine hundred and twenty-eight.

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

1. Article fifteen, section two of the act to which this act is an amendment be and the same is hereby amended to read as follows: Art. XV,
section two
amended.

2. For any violation of any section or sub-section 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 of not exceeding fifteen days or both. General
liability.

2. Article fifteen, section nine of the act to which this act is an amendment, be and the same is hereby amended to read as follows: Art. XV,
section 9
amended.

Arrest at
sight.

Defendant
brought
before
magistrate.

Detention by
magistrate.

Hearing.
May direct
a later
appearance.

Blank form
of summons
provided.

9. Arrest at Sight.—Any constable or police officer, peace officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles, is hereby authorized to arrest, without warrant, any person other than a motorman or person having control of a street car or auto bus, running upon a route approved by the Board of Public Utility Commissioners, violating, in the presence of such a constable, or police officer, peace officer, or motor vehicle inspector, or the Commissioner of Motor Vehicles, any of the provisions of this act, and to bring the defendant before any magistrate of the county where such offense is committed, or before the Commissioner of Motor Vehicles at any place designated as his office. Said Commissioner of Motor Vehicles shall have all the power of a magistrate to determine any violation of this act. The person so offending shall be detained in the police station or the office of the magistrate until the officer making such arrest shall make a complaint, under oath or affirmation, declaring that the person under arrest has violated one or more of the provisions of this act, and specifying the provision or provisions violated, whereupon said magistrate shall issue a warrant, and the said magistrate shall proceed summarily to hear or postpone the case as provided in this act. And any such constable or police officer, or motor vehicle inspector or the Commissioner of Motor Vehicles, upon satisfying himself that such offender is a resident of this State, may, instead of arresting such offender as herein provided, serve upon him a summons in the name of any police court, recorder's court or any other court of competent jurisdiction in the county, city, town, township, village, borough or other municipality, wherein such officer shall be authorized to discharge his duties, directing such offender to appear and answer such charge or charges as may then and there be preferred against him; and for this purpose the county, city, town, township, village and borough clerks, respectively, shall provide the said officer or officers with a form of summons which, when filled out, executed and issued by said officer or officers, in such cases as herein provided, shall be good and effectual according to the purpose and intent thereof.

3. Article fifteen, section thirteen of the act to which this act is an amendment, be and the same is hereby amended to read as follows:

Art. XV,
section 13
amended.

13. The word "magistrate" as used in this act shall be deemed and understood to mean and include all justices of the peace, judges of the city or district criminal court, police judges, recorders, mayors and other officers having the powers of a committing magistrate and the Commissioner of Motor Vehicles; *provided, however*, that no justice of the peace shall sit as a magistrate or have any jurisdiction under this act within the corporate limits of any municipality within this State having a police judge, police justice, recorder's court or city criminal court.

Magistrate
defined.

Proviso.

Moneys received in accordance with the provisions of this act shall be by the magistrate, accounted for and forwarded to the proper financial officer of the county wherein the same were collected, to be used by said county as a fund for road repairs in said county; *provided, however*, all moneys received as a result of any complaint instituted by the Commissioner of Motor Vehicles, or a member of his staff, or a member of the State Police, shall be by the magistrate, accounted for and forwarded to the Commissioner of Motor Vehicles, and by him paid over to the Treasurer of the State of New Jersey, to be used as a fund for the repair of the improved roads throughout the State, regard being had to the repair of the most important improved roads, and the distribution of the benefits of this act throughout the several counties of this State.

Disposition
of moneys.

Proviso.

Certain
moneys
used for
road repairs.

4. Article fifteen of the act to which this act is an amendment, be and the same is hereby amended by adding a new section, numbered section fourteen as follows:

Art. XV,
section 14
added.

14. All acts, whether in connection with the taking of complaints, issuing of process, the return thereof, taking bill for appearance, and all proceedings preliminary to trial, including the arraignment, taking of plea and postponement of trial and all ministerial acts and proceedings subsequent to trial may be performed by the clerk or deputy clerk of any magistrate, police justice, police judge, police magistrate, recorder, mayor or other

Certain clerks
acting in
place of
magistrates.

officer and jurisdiction so to do with respect to any violation of any provisions of this act is hereby conferred.

Art. XV,
section 15
added.

Defendant
placed on
probation.

5. Article fifteen of the act to which this act is an amendment, be and the same is hereby amended by adding a new section number section fifteen as follows:

15. In any proceeding instituted pursuant to the provisions of this act, except where a mandatory penalty is fixed herein, the magistrate is authorized and empowered, after conviction or after a plea of guilty or non-vult, 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 six (6) months nor more than one year, which said probation shall be effected and administered pursuant to the provisions of an act entitled "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, approved April twenty-second, one thousand nine hundred and twenty-nine).

Act to
govern.

Approved April 27, 1931.

CHAPTER 263.

An Act to annex to the borough of Midland Park part of the township of Wyckoff in the county of Bergen.

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

1. All that part of the township of Wyckoff, county or Bergen, lying within the following described portion, to wit:

Boundaries
of part of
Wyckoff
township
annexed to
Midland Park.

Beginning at a point in the center line of Park avenue, where the same is now intersected by the borough of Midland Park and township of Wyckoff dividing line, and running thence (1) easterly along the center line of Park avenue to its intersection with the center line of Prospect street; thence (2) northerly along the center

line of Prospect street to the borough of Waldwick line; thence (3) southeasterly along the borough of Waldwick line to the village of Ridgewood; thence (4) southwesterly along the line of the village of Ridgewood to the Midland Park borough line; and thence (5) northwesterly along the same to the point or place of beginning, be and the same is hereby set off from the township of Wyckoff, in the county of Bergen, and annexed to the borough of Midland Park, in the county of Bergen, so that the same shall be hereinafter a part of and within the territorial limits of the said borough of Midland Park.

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 Wyckoff, in said county, in said act described, at a special election to be held within the said described territory of the township of Wyckoff, 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 Wyckoff, on a certain day to be agreed upon by the township clerk of the township of Wyckoff, 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 Wyckoff, to be fixed by the clerk of the township of Wyckoff, in said county of Bergen. The clerk of the township of Wyckoff 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 Wyckoff and set up in at least five public places within said described territory of the township of Wyckoff at least ten days prior to said election, and said clerk of the township of Wyckoff 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:

Referendum.

Special election.

When and where held.

Notice of.

Ballots.

Marking
ballot.

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

Proposition.

	Yes.	Shall an act entitled "An act to annex to the borough of Midland Park part of the township of Wyckoff, in the county of Bergen," be adopted?
	No.	

Counting vote.

If the voter makes an X 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.

If the voter makes an X mark or + 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 words "Yes" or "No" it shall not be counted as a vote for or against such proposition.

Election, how
conducted.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the board of registry and election of the township of Wyckoff and shall be conducted within the territory of this act described, by the clerk of the township of Wyckoff and such assistants as he may designate.

Registry.

3. The register of voters used at the last general election in said township of Wyckoff 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 Wyckoff may designate shall meet for registration purposes at the designated polling place or places in the township of Wyckoff, 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

election 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 Wyckoff, 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.

4. The officers of said board of registry and election and the clerk of the township of Wyckoff shall, within two days after such special election, make return thereof, one to the township committee of the township of Wyckoff, in the county of Bergen, one to the clerk of the county of Bergen, of the results of such election, by statements in writing and under their hands; the returns to the township committee may be filed with the clerk of the township of Wyckoff as aforesaid and shall be entered at length upon the minutes of the township committee, and the return of the county clerk of the county of Bergen shall be filed by him the office of the clerk of the county of Bergen, and said clerk of the county of Bergen shall send a certified copy of said return to the Secretary of 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 Wyckoff 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 borough of Midland Park, in the county of Bergen, and be governed by the laws of this State and the ordinances of the borough of Midland Park, in the county of Bergen.

Approved April 27, 1931.

CHAPTER 264.

An Act fixing the boundaries of the city of Northfield,
in the county of Atlantic.

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

1. After the passage of this act, the boundaries of the
city of Northfield, in the county of Atlantic and State
of New Jersey, shall be as follows:

Boundaries
of city of
Northfield.

Beginning in the middle of the Shore road leading
from Somers Point to Absecon, where the same is inter-
sected by the southwest line of the city of Pleasantville;
thence extending (1) southeastwardly along said line of
the city of Pleasantville to a point where the same would
intersect the middle of Whirlpool channel at the en-
trance to Lake's Bay; thence (2) southwardly and south-
westwardly, down the middle of Whirlpool channel to
where the same intersects the middle of Risley's channel
and the middle of Methodist ditch; thence (3) west-
wardly, along the middle of Methodist ditch to Scull's
bay; thence (4) northwardly, along the east-
erly side of Scull's bay, to the middle of Mul-
berry thoroughfare where the same enters Scull's
bay; thence (5) eastwardly, along the center of
Mulberry thoroughfare, the several courses thereof, to
the center of Isaac's creek; thence (6) northwardly
along the center of Isaac's creek to the sixth course as
recited in deed from Nicholas W. Young to Oak Crest
Land Co., dated April 8, 1903, and filed in the clerk's
office at Mays Landing, Atlantic County, New Jersey,
in Book of Deeds 287, page 176; thence (7) along the
sixth course mentioned in deed filed in Book 287, page
176, north fifty-three degrees west (N. 53 degrees W.)
twenty-seven hundred and six (2706) feet more or less
to the edge of meadows and to the fifth course in the last
mentioned deed; thence (8) along the said fifth course
being the Francis Somer's line, north fifty-eight degrees
fifteen minutes west (N. 58 degrees, 15' W.), one
thousand nine hundred eighty (1980) feet to the center

line of the Shore road; thence (9) along the center of the Shore road, being the fourth course in the last mentioned deed, north forty-seven degrees thirty minutes east (N. 47 degrees, 30' E.), two hundred fourteen and fifty one-hundredths (214.50) feet, more or less, to the third course in the last mentioned deed; thence (10) along the third course in the last mentioned deed, north fifty-nine degrees west (N. 59 degrees W.) to the center line of Wabash avenue as laid out on Map of Lots at Central owned by Shore Land Co., revised September, 1917; thence (11) northeastwardly along the center line of Wabash avenue to a point one hundred twenty (120) feet southwestwardly from, and measured at right angles to, the southwesterly line of Oak Crest avenue as laid out on the above named map; thence (12) northwestwardly along a line parallel to and one hundred twenty (120) feet, measured at right angles, southwestwardly from the southwesterly line of Oak Crest avenue to a point one hundred twenty-five (125) feet southeastwardly from the southeasterly line of Leeds avenue as laid out on the above named map; thence (13) southwestwardly, parallel to and one hundred twenty-five (125) feet southeastwardly from the southeasterly line of Leeds avenue, one hundred forty-five (145) feet to the center line of Vernon avenue; thence (14) northwestwardly along the center line of Vernon avenue to the northwesterly line of the subdivision known as Central as shown on the above mentioned map, and to the Samuel Somers line, and the extension of the second course in the above mentioned deed recorded in Book 287, page 176; thence (15) northeastwardly along the northwesterly line of the subdivision known as Central as shown on the above mentioned map, seven hundred forty-four (744) feet more or less to the Somers and Steelman line; thence (16) northwestwardly along the Somers and Steelman line to the intersection of the center lines of Oak avenue and Burroughs road; thence (17) northwestwardly along the center line of Burroughs road to the center line of Zion road; thence (18) westwardly along the center line of Zion road to the center line of Cedar bridge and the center of the channel of Patcong creek; thence (19) north-

wardly, along the middle of Patcong creek, to a point where the middle of Maple run intersects the middle of the same; thence (20) northeastwardly and northwestwardly, along the middle of Maple run, the several courses and distances thereof, to a point being seven thousand five hundred and ninety (7,590) feet northwestwardly and measured at right angles from the center line of Shore road; thence (21) northeastwardly, parallel with the center line of Shore road, five thousand nine hundred and forty (5,940) feet more or less to the line of the city of Pleasantville if extended, the point of intersection being seven thousand five hundred and ninety (7,590) feet northwestwardly and measured at right angles from the center line of Shore road; thence (22) southeastwardly, in and along the said line of the city of Pleasantville if extended, and along said city line of Pleasantville to the center line of the Shore road and the place of beginning.

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 27, 1931.

CHAPTER 265.

An Act to incorporate Linwood in the county of Atlantic as a city, and fix the boundaries thereof.

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

Boundaries
of city of
Linwood.

1. All that portion of Atlantic county, in the State of New Jersey, formerly known as "The Borough of Linwood" and bounded as follows: Beginning at the intersection of the center line of Ocean Heights avenue with the center of the channel of Patcong creek; thence (1) southeastwardly along the said center line of Ocean Heights avenue, being the northeasterly line of the city of Somers Point, to the center line of the Shore road; thence (2) southwestwardly along the center line of the

Shore road and still in boundary line of the city of Somers Point two hundred fifty-seven and eighty-three one-hundredths (257.83) feet more or less to the Richard Steelman line and in the extension of the 9th course as recited in deed from Mary S. Fleming to Oakhurst Land Co., dated September 25, 1913, and filed in the clerk's office at Mays Landing, Atlantic county, New Jersey, in Book of Deeds 516, page 262; thence (3) along the said 9th course in the above mentioned deed and still in the said boundary line of the city of Somers Point, south sixty-one degrees east (S 61 degrees E) twelve hundred forty-six (1246) feet to an old ditch near the edge of the upland; thence (4) along the same, being the 10th course in the above mentioned deed, and the boundary line of the city of Somers Point north thirty-five degrees east (N 35 degrees E), two hundred seventy and six-tenths (270.6) feet to a line ditch; thence (5) along the same, being the 11th course in the above mentioned deed and the boundary line of the city of Somers Point, south sixty degrees east (S 60 degrees E), to the center of Scull's creek or thorofare; thence (6) northeastwardly along the center of Scull's creek or thorofare, the several courses thereof to the edge of Scull's bay; thence (7) still northeastwardly, along the westerly edge of Scull's bay the several courses thereof to the center of Mulberry thorofare where the same enters Scull's bay, thence (8) eastwardly along the center of Mulberry thorofare, the several courses thereof, to the center of Isaac's creek; thence (9) northwardly along the center of Isaac's creek to the 6th course as recited in deed from Nicholas W. Young to Oak Crest Land Co., dated April 8, 1903, and filed in the clerk's office at Mays Landing, Atlantic county, New Jersey, in Book of Deeds 287, page 176; thence (10) along the 6th course mentioned in deed filed in Book 287, page 176, north fifty-three degrees west (N 53 degrees W) twenty-seven hundred and six (2706) feet more or less to the edge of meadows and to the 5th course in the last mentioned deed; thence (11) along the said 5th course being the Francis Somer's line, north fifty-eight degrees fifteen minutes west (N 58 degrees 15' W), one thousand nine hundred eighty

(1,980) feet to the center line of the Shore road; thence (12) along the center line of the Shore road; being the 4th course in the last mentioned deed, north forty-seven degrees thirty minutes east (N 47 degrees-30' E), two hundred fourteen and fifty one-hundredths (214.50) feet, more or less, to the 3rd course in the last mentioned deed; thence (13) along the 3rd course in the last mentioned deed, north fifty-nine degrees west (N 59 degrees W), to the center line of Wabash avenue as laid out on map of lots at Central owned by Shore Land Co., revised Sept., 1917; thence (14) northeastwardly along the center line of Wabash avenue to a point one hundred twenty (120) feet southwestwardly from, and measured at right angles to, the southwesterly line of Oak Crest avenue as laid out on the above named map; thence (15) northwestwardly along a line parallel to and one hundred twenty (120) feet, measured at right angles, southwestwardly from the southwesterly line of Oak Crest avenue to a point one hundred twenty-five (125) feet southeastwardly from the southeasterly line of Leeds avenue, as laid out on the above named map; thence (16) southwestwardly, parallel to and one hundred and twenty-five (125) feet southeastwardly from the southeasterly line of Leeds avenue, one hundred forty-five (145) feet to the center line of Vernon avenue; thence (17) northwestwardly along the center line of Vernon avenue to the northwesterly line of the subdivision known as Central as shown on the above mentioned map and to the Samuel Somers line, and the extension of the 2nd course in the above mentioned deed recorded in Book 287, page 176; thence (18) northeastwardly along the northwesterly line of the subdivision known as Central as shown on the above mentioned map, seven hundred forty-four (744-plus) feet more or less to the Somers and Steelman line; thence (19) northwestwardly along the Somers and Steelman line to the intersection of the center lines of Oak avenue and Burroughs road; thence (20) northwestwardly along the center line of Burroughs road to the center line of Zion road; thence (21) westwardly along the center line of Zion road to the center of Cedar bridge and the center of the channel of Patcong creek;

thence (22) along the center of the channel of Patcong creek the several courses thereof to the center line of Ocean Heights avenue and the place of beginning, be and the same is hereby constituted a city of this State, and the inhabitants of the State residing within the limits aforesaid be and they are ordained, constituted and declared to be, from time to time forever hereafter, one body politic and corporate, in fact and in name by the name of Linwood. Corporate name.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 266.

An Act to amend an act entitled "An act appropriating five million dollars to the New Jersey Interstate Bridge Commission," approved March third, one thousand nine hundred and thirty-one.

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

Section 1 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 sum of five million dollars, or so much thereof as may be necessary, when included in any annual or other appropriation bill, is hereby appropriated to the New Jersey Interstate Bridge Commission for the purpose of making public improvements and completing public works authorized pursuant to the provisions of an act entitled "A supplement to an act entitled 'An act authorizing and providing for the appointment of an interstate bridge commission and defining its powers and duties,' approved May sixth, one thousand nine hundred and twenty-nine," now pending before the Legislature, providing said bill becomes a law. Appropriation to Interstate Bridge Commission.

2. This act shall take effect immediately.

Approved April 27, 1931. Proviso.

CHAPTER 267.

A Supplement to an act entitled "An act authorizing and empowering townships and boroughs in this State to appoint a board of assessors to make assessments and taxes therein, and to regulate the salaries and compensation of the members thereof," approved March thirty-first, one thousand nine hundred and twenty-six.

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

Repealing
ordinance.

1. Whenever any borough or township has heretofore, or shall hereafter, accept the provisions of this act, by ordinance, it shall be lawful for such borough or township by its governing body to enact an ordinance repealing the accepting ordinance, and upon the enactment of such repealing ordinance the office of any and all assessors appointed under the accepting ordinance, shall be immediately abolished, and the governing body of said borough or township shall thereupon appoint one assessor, who shall hold office for such time as may be fixed by law for assessors appointed to fill vacancies.

Assessor
appointed.

Referendum.

2. This act shall take effect immediately, but its provisions shall remain inoperative until it shall have been adopted by the legal voters of any such township or borough, as the case may be, at an election to be held for that purpose, at which election shall be submitted the question of the adoption of the provisions hereof. Upon the filing with the township or borough clerk, as the case may be, of a petition signed by ten per centum of the voters of any such township or borough, the respective township or borough clerks shall call a special election within sixty days thereafter. The said township or borough clerks shall cause public notice of the time, place and object of such election to be given by advertisement, signed by such clerk, and set up at least ten days prior to such election in at least ten public places within

Special
election.

Notice.

any such township or borough, which said advertisement shall also be published once in a newspaper circulating within any such township or borough at least ten days prior to such election.

Such election shall be by ballot which shall be conducted by the boards of registry and election of such township or borough, and the registry of voters used at the preceding general election shall be used at such special election, and the said boards of election of any such township or borough shall meet at least ten days prior to the holding of such election for the purpose of revising and correcting the registry list of the voters qualified to vote, and any person residing in any such township or borough whose name appeared upon such registry list shall be entitled to vote at such election. Public notice of the meeting of such boards of registry and election shall be given, by advertisement, set up in at least five public places within the limits of any such township or borough.

How election
conducted.

Registry.

The clerk of any such township or borough shall prepare the official election ballot, and the ballots so prepared shall be used by the voters voting at such election.

Ballots.

Upon the ballot provided for such election shall be printed the following:

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

Marking
ballot.

	Yes.	Shall an act entitled "A supplement to an act entitled 'An act authorizing and empowering townships and boroughs in this State to appoint a board of assessors to make assessments and taxes therein, and to regulate the salaries and compensation of the members thereof,' be adopted?"
	No.	

Proposition.

Counting
votes.

If the voter makes an X or plus mark in black ink or pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of said proposition.

If the voter makes an X or plus mark in black ink or 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 either for or against such proposition.

Result
certified.

The polls shall be opened between the hours of 7 A. M. and 7 P. M. and at the close of said election the respective boards of registry and election shall immediately certify, in writing, under their hands in duplicate thereof the result thereof to the respective township or borough clerks, as the case may be. If a majority of the votes cast at such election shall be in favor of the adoption of said act it shall take effect immediately, and the respective township or borough clerks shall certify the result of such election to the governing body and the township or borough under his hand and seal, and to the county clerk and county board of taxation of the county wherein such borough or township are situated.

Adoption.

Approved April 27, 1931.

CHAPTER 268.

An Act to amend an act entitled "An act providing for the appointment of weighmasters and defining their powers and duties," approved April nineteenth, one thousand nine hundred and twenty.

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 it shall read as follows:

2. The rights and duties of all weighmasters shall be prescribed by said State Superintendent of Weights and Measures, and such weighmasters shall not receive compensation from the State for the duties so performed. The State Superintendent of Weights and Measures is hereby authorized and empowered upon the request of any State official, commission, board, institution or other agency of the State government, to designate and appoint any officer or employee of any such official, commission, board, institution, or other agency of the State government, as a weighmaster, and to issue to such appointee a weighmaster's certificate. Such appointees are authorized and empowered to do and perform all the duties authorized to be performed in the carrying into effect the provisions of this act. Such appointees shall not, however, be required to pay the fee fixed by section nine of this act.

Weigh-
masters.

Representa-
tive of board,
department,
etc., may be
designated
weighmaster.

Duties.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 269.

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:

1. From and after the passage of this act it shall be lawful for the township committee of any township, now or hereafter having a population of not more than five thousand inhabitants, as ascertained by the preceding Federal census, where the board of health shall consist of three members, to appoint a secretary to such board of health, who shall be charged with the enforcement of

Secretary to
board of
health.

Compensation.

the laws of this State and the ordinances of said township relating to public health. The said secretary so appointed shall receive such compensation as shall be fixed by the said board of health, and shall hold his said office during good behavior.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 270.

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:*

Apportionment of ratables of new school district.

Whenever a part of any school district shall become a new school district or a part of another school district then in that case such new district or the district of which it becomes a part shall assume the liability for a proportion of the indebtedness of the whole original district outstanding at the time of secession, which proportion shall be as are the ratables of the seceding part of the district to the ratables of the whole original district. The value of such ratables shall be computed from the records of the Tax Assessor for the year next preceding the date of secession.

Approved April 27, 1931.

CHAPTER 271.

An Act concerning the several counties and other municipalities of this State, and regulating the compensation paid officers and employees therein.

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

1. The promulgation or taking effect of the Federal census for the year one thousand nine hundred and thirty, and/or the passage of an act for the reclassification of counties of this State, shall not operate to increase or decrease the salary or compensation of any officer or employee of any county or other municipality. All such officers and employees shall continue to receive salary or compensation at the rate received by them at the time of the passage of this act. The promulgation and/or taking effect of said census shall not operate to fill in the several counties and other municipalities any additional offices or employments, or grant any pension or increase any pension now paid.

Salaries not
affected by
census.

No additional
officers or
pensions.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 272.

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 three.

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

1. Amend section sixty-four of the act to which this act is an amendment so that it shall read as follows:

Section 64
amended.

School super- intendent.	64. Whenever a superintendent of schools shall be appointed, it shall be by a majority vote of all the members of the board of education for a term not to exceed five years. He shall receive such salary as said board shall determine, which salary shall not be reduced during his employment. After a period of employment rendered prior or subsequent to the passage of this act, a board of education may appoint such superintendent either for a term not to exceed five years, or without term to continue at the pleasure of the board. Under such employment without term the superintendent may be removed by a majority vote of all the members of said board. He shall have a seat in said board and the right to speak on all educational matters, but shall not have the right to vote. Nothing in this act shall be construed as conferring permanent tenure.
Salary.	
Term.	
Removal of superin- tendent.	
Tenure.	
Repealer.	2. All acts and parts of acts inconsistent with this act are hereby repealed. 3. This act shall take effect immediately. Approved April 27, 1931.

CHAPTER 273.

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 145 amended.	1. Amend section one hundred forty-five of the act to which this is an amendment so that it shall read as follows:
Kinder- garten.	145. The board of education of any school district may establish a kindergarten school or a kindergarten department in any school under its control, and may

admit to such kindergarten school or department any child over the age of four and under the age of five and shall admit to such kindergarten school or department any child over the age of five and under the age of six years who shall be a resident of the district; *provided*, that no child under the age of five years shall be admitted to any public school unless such school shall be a regularly organized kindergarten school or shall have a kindergarten department.

Age of admission.

Proviso.

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

Act effective.

Approved April 27, 1931.

CHAPTER 274.

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

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

1. Amend section four of the act to which this act is an amendment so that it shall read as follows:

Section 4 amended.

4. The board of education of any school district may establish and maintain industrial, agricultural and household arts schools or a regional board of education may establish and maintain such schools, or two or more school districts may, as provided in Article XI of the act to which this act is a supplement so far as the provisions of said article are not inconsistent with the provisions of this act, establish and maintain such schools. The board of education of each of such schools established under the provisions of Article XI shall be a body corporate and shall be known as and called "The Board of Education of the Union Vocational School of the

Establishment of vocational schools.

Corporate name.

	School District of
	and (here insert the names of the districts) in the County of.....
Outside pupils.	(here insert the name of the county in which the school shall be located). All such boards of education shall receive pupils from other districts so far as their facili- ties will permit, provided a rate of tuition not exceeding the cost of such education is paid by the sending dis- tricts.
Tuition.	
Section 8 amended.	2. Amend section eight of the act to which this act is an amendment so that it shall read as follows:
Asking for school.	8. Whenever it shall have been determined by resolu- tion of the State Board of Education that a need exists in any county in this State for county industrial, agricul- tural or household arts schools, the said State Board of Education shall transmit a copy of such resolution to the board of chosen freeholders of said county, provided such county vocational school districts organized after July first, one thousand nine hundred and thirty-one shall not include the territory within the school district boundaries of any city having a resident public school enrollment of fifteen thousand or more, provided such city is maintaining a system of vocational education ap- proved for the purposes of Federal or State allotment of vocational funds by the Commissioner of Education under the regulations of the State Board of Education.
Proviso.	The board of chosen freeholders of any such county shall, after receiving a copy of said resolution, vote on the question whether county industrial, agricultural or household arts schools shall be established in said county in accordance with the recommendation contained in said resolution of the said State Board of Education. In case the said board of freeholders shall, by a majority vote, favor the establishment in such county or county industrial, agricultural or household arts schools, such schools shall be forthwith established and maintained in such county and shall be known as the "Vocational Schools in the County of.....," (here insert the name of the county in which such schools shall be located.) The State Board of Education shall prescribe rules and regulations for the organization, management and control of such schools. In all counties
Action by freeholders.	
Legal name.	
Rules and regulations.	

of this State having a population not exceeding one hundred thousand inhabitants, as determined by the preceding Federal census, there may be established and maintained in any such county an industrial, agricultural or household arts school to be known as the "Vocational School in the County of.....,"

Vocational
school.

(Here insert the name of the county in which such schools shall be located.) The State Board of Education shall prescribe rules and regulations for the organization, management, and control of such schools. The boards of education of such schools shall receive pupils from other districts so far as their facilities will permit, provided a rate of tuition not exceeding the cost of such education is paid by the sending districts.

Outside
pupils.

Tuition.

At the request in writing of not less than fifteen per centum of the registered voters of any such county the county clerk of such county shall submit at any general election, and shall cause to be printed upon the ballot to be voted at such general election the following question:

Referendum.

Shall vocational schools be established in the county of..... (Here insert the name of the county), pursuant to the provisions 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 April ninth, one thousand nine hundred and thirteen.

Question.

In squares at the right shall be placed the words "Yes" and "No." Any person desiring the establishment of such schools in said county shall mark an X in the square opposite the word "Yes," and those opposed thereto shall mark an X opposite the word "No."

Marking
ballot.

If a majority of all the ballots so voted shall favor the establishment of such schools, then the same shall be forthwith established and maintained as provided in the act to which this is an amendment. The results from such election shall be returned and canvassed in the same manner and at the same time as other election returns are now canvassed.

Result.

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 275.

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 three.

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

Regional board
of education.

Union schools.

School elec-
tion called.

Result

If in different
counties.

Result ascer-
tained.

1. Whenever the boards of education of two or more school districts and the commissioner of education after study and investigation shall deem it advisable to unite in creating and maintaining a regional board of education for the establishment and development of elementary schools, junior high schools, high schools, vocational schools, special schools, health facilities, or particular educational services or facilities in the territory comprised within said school districts, each of said district boards shall call and conduct an election in the manner provided for the conduct of school elections in Article VII school districts and submit the question of creating and maintaining a regional board of education for any one or more specific purposes. The secretary or district clerk of each board shall transmit to the county superintendent of schools of the county a certificate of the result of such election signed by the chairman and secretary of the several polling places of the district. In case the districts uniting shall be situate in different counties, the secretaries shall transmit a duplicate of the certificate of results of such election to the county superintendent of the county or counties in which the other district or districts shall be situate. If the county superintendent or county superintendents of schools shall ascertain from such certificates that the total number of votes cast in each of said districts in favor of establishing such regional board of education exceeds the total number of votes cast in each district against the same, he or they

shall immediately notify each of the boards of education of the result of such vote.

2. When two or more districts shall have voted to establish a regional board of education as provided in the preceding section, the county superintendent or county superintendents of the county or counties in which the districts are situate shall select for the districts of their respective counties from among the citizens of such districts having the qualifications of members of boards of education in Article VII districts nine members to constitute the regional board of education. The membership shall be apportioned by such county superintendent or county superintendents of schools among the several districts uniting under the regional board as nearly as may be according to the number of their inhabitants as shown by the last published United States census report; *provided*, that each district shall have at least one member on such board of education. The membership as apportioned shall continue to represent the respective districts under the regional board until changed by reapportionment which shall be made immediately succeeding each published United States census report; *provided, however*, that members shall continue in office for the terms for which they were elected. The appointed board of education shall serve until the first Monday in April succeeding the next annual meeting for the election of board members in Article VII districts, when the term of office of the members so appointed shall end; and a new board shall be appointed or elected for terms as follows: The county superintendent or county superintendents appointing the original board shall designate the initial elective terms by providing that three members shall be elected for three years, three for two years, and three for one year, and shall apportion such terms among the districts to provide as nearly as may be that each district to the extent of memberships to which it is entitled shall have memberships for each of the terms beginning with the apportionment to each of the districts, in alphabetical order, a three-year term, and next the two- and one-year terms respectively. When the regional board of education shall have organized as hereinafter provided, the

Membership
selected by
county super-
intendent.

Apportion-
ment of
membership.

Proviso.

Representa-
tion.

Proviso.

Terms.

Initial terms.

Regional
board
notified of
terms.

	county superintendent or county superintendents shall notify the regional board of education of such designated terms and the regional board shall notify the respective districts of the number to be appointed or elected and the terms for which they shall serve. In any district where the local board is appointed by the chief executive officer, the appointment to the regional board shall be made by such officer and in districts where the local board is elected, the board of education shall provide for the election of members to the regional board in the same manner as local members are elected. The term of office of the regional board members shall be for a period of three years and appointments or elections to office after the initial appointments or elections shall be for a term of three years except that vacancies for unexpired terms shall be filled by the respective districts under the same provision as exists for the filling of vacancies on the local board of education.
Future terms.	
Vacancies.	
Corporate name.	3. Each board of education appointed as provided in this article shall be a body corporate, and shall be known as and called "the regional board of education of the school districts of," (here insert the names of the districts and the county or counties in which each such uniting district is situate).
Organization.	4. The regional board of education shall forthwith after its first appointment organize by the election of one of its members as president and one of its members as vice-president and appoint a secretary, who may be a member of the board of education, who shall serve until the first Monday in April next succeeding the election of their successors, and annually thereafter said board shall organize by the election of the officers aforesaid. Said board shall appoint a suitable person as custodian of school moneys and shall fix his salary and term of office. Such custodian shall have the powers and be charged with the duties conferred or imposed upon custodians of school moneys in Article VII school districts, and shall give such bond in such amount and with such sureties as said board shall direct, but said bond shall be for a sum not less than the amount annually apportioned to such board by the county superintendent of schools.
Custodian of school moneys.	
Duties.	
Bond.	

5. In making the annual apportionment of school moneys the county superintendent of schools of the county in which the districts are situate shall make an apportionment to such regional board of education on the basis and in the same manner as to the school districts of that county. If the districts which shall have united in establishing such regional board shall be situate in different counties, the county superintendent of the county in which the constituent districts having the greatest amount of ratables are situate shall apportion to the regional board the quotas fixed by law and five cents for each day of school attendance and shall divide the total apportionment to be made to the regional board among the counties on the basis of ratables of the regional district situate in the respective counties, and each county superintendent shall provide for such amounts in making his annual apportionment of school moneys.

Apportionment of school moneys.

If districts in different counties.

Fixing quota.

6. Except as otherwise provided in this article, the regional board of education shall be vested with authority to carry out in the manner provided for Article VII school districts the purposes for which such regional board shall be specifically authorized, and the powers and duties of boards of education and officers of Article VII districts having application to regional boards are hereby imposed upon such boards and their officers so far as they are not inconsistent with the provisions of this act.

Authority vested in regional board.

7. The schools under each regional board of education shall be under the supervision of the county superintendent of schools of the county in which the constituent districts having the greatest amount of ratables are situate.

Supervision.

8. Meetings for the purpose of raising annual appropriations or for bonding the district for the purchase of land or the construction or repair of buildings for school purposes shall be called and conducted by the regional board of education in the manner provided for such elections under the boards of education in Article VII districts with at least one polling place in each of the uniting districts; *provided*, the elections for annual appropriations shall be held on any day between the fifteenth day of January and the fifteenth day of Febru-

Calling meetings.

Proviso.

Determining result.	ary with the exception of the second Tuesday in February. Only the total vote of all the districts under the regional board shall be considered in determining the result of the election. Any proposition must be authorized by a majority of the total votes cast upon the proposition in all of the territory uniting under the regional board of education without regard to district boundaries. The amounts authorized for annual or special appropriations or the amounts to be raised for interest and the redemption of bonds shall be apportioned among the districts by the regional board upon the basis of ratables of the districts and the amount of money thus determined to be raised by the respective districts shall be certified to the county board or county boards of taxation and to the assessors of the several taxing districts uniting as aforesaid, and the amount thus apportioned to each taxing district shall be assessed, levied, and collected in the same manner and at the same time as other school taxes shall be assessed, levied, and collected therein and shall be paid upon requisition as provided for in Article VII school districts.
Majority to decide.	
Amounts authorized apportioned on basis of ratables.	
Amount certified to assessor.	
Assessment and collection.	
When bonds issued.	9. When bonds are authorized as provided in this article they shall be issued in the corporate name of the regional board of education in conformity with the provision for issuing bonds in Article VII districts. Such bonds when issued shall be a lien upon the real estate situate in all of the districts which shall have united in establishing the regional board of education and the personal estates of the inhabitants of all of such districts as well as the public property of said districts shall be liable for the payment of the same.
Additional duties may be authorized by referendum.	10. Any regional board which is authorized for particular purposes under the provisions of this act may by affirmative referendum vote of the entire district served by such regional board of education, at any subsequent meeting called by the regional board of education, be authorized to carry out the additional duties imposed by the legal voters in conformity with this act.
Adoption of act by districts.	11. All districts which now are conducted under the terms of Article XI of the act to which this is a supplement shall be governed after July first, one thousand

nine hundred and thirty-two, by the provisions of this act.

12. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 276.

An Act to amend "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 eighteen," and April eleventh, one thousand nine hundred nineteen, which amendment was approved April eighth, one thousand nine hundred twenty-one.

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

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

Section 1
amending
section 618
amended.

1. Section six hundred and eighteen of the aforesaid act is hereby amended to read as follows:

618. Any honorably discharged soldier, sailor or marine may be admitted to said home as an inmate upon the certificate of a judge of the court of common pleas upon proof made to his satisfaction by the written certificate of a reputable physician and such other proof as the judge may require, that the applicant has been a soldier, sailor or marine in the army or navy of the United States, and has been honorably discharged therefrom, that he is necessitous and has not the ability to procure the means sufficient for his comfortable support and necessary care and attendance; *provided*, that he shall have been a resident of this State two years previous to the date of his application for admission; in

Admission
of indigent
soldiers, etc.,
to home.

Proviso.

Military
record.

addition to the other matters hereinbefore provided, he shall also state the place of his residence at the time of entering the service, the company and regiment, or vessel, in which he served, and the captain and colonel under whom he served, the time of his service and of his discharge, and further, that he will conduct himself properly and submit to the rules, regulations and discipline of the said home; *provided, however*, that the provisions of this article shall not be construed to prevent any applicant, who has been a soldier, sailor or marine in the army or navy of the United States, who actually served in a New Jersey military or naval organization who is otherwise qualified, from entering the said home, but preference shall be given to any person who has been a resident of New Jersey two years previous to his application for admission.

Provided, further, that any honorably discharged soldier, sailor or marine or nurse who has been a resident of the State of New Jersey for a period of five years, upon furnishing proof of such honorable discharge and of such residence, and upon a written certificate of a reputable physician that such veteran is in need of convalescent care, and upon the approval of the manager or person in charge of said home shall be admitted to said home for a period not exceeding six months, except that the stay of such veterans in said home may be extended for a further period of three months upon the certificate of a reputable physician that such additional three months' stay is necessary or will be of great benefit to said veteran, and the consent of the manager or person in charge of said home to such stay.

Temporary
commitment.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 277.

An Act making appropriations for construction purposes.

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

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.

Appropriations from State fund for building.

1. MEMORIAL HOME FOR DISABLED SOLDIERS, MENLO PARK

Construction of infirmary..... \$160,000 00 Infirmary.

2. DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Expenses for dredging, removal of stumps, and improvement of Lake Musconetcong, provided said sum shall be advanced to the Morris Canal fund from the State Fund and shall be repaid with other indebtedness to the State Fund on final liquidation of the canal property	91,800 00	Lake Musconetcong. Proviso.
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3. DEPARTMENT OF STATE POLICE

Combined gymnasium, swimming pool and school room, at training school, Wilburtha	49,500 00	Wilburtha barracks.
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4. NATIONAL GUARD

Construction of building for 112th Field Artillery	\$20,000 00	Armories.
Addition to Artillery Armory, East Orange....	33,000 00	
Construction of armory, Plainfield	75,000 00	

Addition to Trenton Infantry Armory	25,000 00	
Construction of a hangar, Newark Air Port.....	80,000 00	
Constructing and equipping an armory at Jersey City	400,000 00	
The proceeds from insurance collections, \$112-, 000, are hereby appropriated in addition to the the above amount and the State Military Board authorized to enter into contract in the aggregate amount not exceeding \$875,000.00. The proceeds from the sale of the old property to be deposited to the credit of the State Treasurer when sold under authority and on approval of the Governor.		
		633,000 00

5. NAVAL MILITIA RESERVE

Camden armory.	Construction of an armory at Camden pursuant to Chapter 139, Laws of 1927	150,000 00
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6. COMMISSIONERS OF PALISADES INTERSTATE PARK

Palisades Park.	Grading and resurfacing Henry Hudson Drive and ferry plazas.....	\$60,000 00	
	New boat basin at Alpine..	63,200 00	
	Construction of bulkhead to complete Forest View Boat Basin and dredging	28,020 00	
			151,220 00

7. MANUAL TRAINING AND INDUSTRIAL SCHOOL, FOR
COLORED YOUTH

Remodeling girls' old dormitory	\$45,000 00	Bordentown school.
New dormitory for 100 boys	160,000 00	
Payment of the first item of \$45,000.00 to be made pursuant to Chapter 65, Laws of 1909, payment of the second item of \$160,000.00 to be made from the General State Fund.		
	205,000 00	

8. NEW JERSEY SCHOOL FOR THE DEAF

New wing on industrial building.....	70,000 00	Deaf school.
Said sum to be paid from the general State fund.		

9. STATE NORMAL SCHOOL, JERSEY CITY

Grading and improvement of grounds	\$15,000 00	Jersey City normal school.
Installation of Sanacoustic Tile over cafeteria ceiling	4,472 00	
The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools, are required to be deducted, pursuant to Chapter 65, Laws of 1909.		
	19,472 00	

10. STATE NORMAL SCHOOL, PATERSON

New normal school building (first unit).	400,000 00	Paterson normal school.
Said sum to be paid from the general State fund.		

11. STATE TEACHERS COLLEGE, MONTCLAIR

Montclair
teachers'
college.

Class rooms, auditorium, cafeteria and
special rooms 375,000 00
Said sum to be paid from the General
State Fund.

12. STATE TEACHERS COLLEGE AND STATE NORMAL
SCHOOL, TRENTONTrenton
teachers'
college.

Grading, walks, roads and
improvement of grounds \$10,000 00
Health and physical educa-
tion building 250,000 00
Payment of the first item of
\$10,000.00, to be made
pursuant to Chapter 65,
Laws of 1909, payment
of the second item of
\$250,000.00, to be made
from the General State
Fund.
_____ 260,000 00

13. AGRICULTURAL EXPERIMENT STATION

Experiment
Station.

Agricultural science building..... 280,000 00

14. COMMISSIONERS OF HIGH POINT PARK

High Point
Park.

Three shelter houses..... \$3,000 00
Completion of cafeteria,
water and sewer connec-
tions 18,000 00
New lake, construction of
dam, walls, etc. 50,000 00
_____ 71,000 00

15. COMMISSION ON OLD TAVERN HOUSE (INDIAN KING)

Indian King.

Commission having in charge the Old
Tavern House (now known as Indian
King), for immediate repairs to the
property, pursuant to Chapter 15, Laws
of 1931 2,500 00

16. BOARD OF COMMERCE AND NAVIGATION

Construction of a channel in Manasquan River in the counties of Ocean and Monmouth, extend- ing to Cape May along the Atlantic Coast to Manasquan Inlet, pursu- ant to Chapter 37, Laws of 1931	\$25,000 00	Inland waterways.
Deepening and widening of the channel of the Shrewsbury River, pur- suant to Assembly Bill No. 364, provided said bill becomes a law	30,000 00	Shrewsbury river.
Carrying out the provisions of Assembly Bill No. 434, provided said bill becomes a law	75,000 00	
Construction of works, sea- walls, bulkheads, jetties, and other devices neces- sary and proper to pro- tect the riparian lands of this State:		Jetties, etc., to protect riparian land.
Cape May Point Borough, provided Senate Bill No. 62 becomes a law	20,000 00	
Chapter 166, Laws of 1928		
Sea Bright Borough	15,000 00	
Long Branch City	20,000 00	
Asbury Park City	15,000 00	
Belmar Borough	20,000 00	
Sea Girt Borough	7,500 00	
Chapter 303, Laws of 1929		
Keansburg Borough	7,500 00	
Middletown Township . . .	7,500 00	
Provided Senate Bill No. 235 Becomes a Law		

Monmouth Beach Borough	5,000 00	
Bradley Beach Borough...	5,000 00	
Avon Borough	10,000 00	
Spring Lake Borough....	5,000 00	
Provided Senate Bill No.		
349 Becomes a Law		
Inlet section, Atlantic City	15,000 00	
Margate City	5,000 00	
		287,500 00
		<u>\$3,205,992 00</u>

Appropriations from
Institutional
Fund.

2. For the purpose of further carrying into effect the provisions of Chapter 227 of the Laws of 1930, there is hereby appropriated from the "State Institutional Construction Fund," for the purposes herein enumerated, the several amounts herein set forth:

STATE HOSPITAL, TRENTON

Trenton
asylum.

Building for tubercular in-	
sane	\$150,000 00
Colony building for hous-	
ing inmates	35,000 00
Reconstruction of wards—	
East Side	80,000 00
Reconstruction — two sec-	
tions—West Side	165,000 00
	<u>\$430,000 00</u>

STATE HOSPITAL, GREYSTONE PARK

Greystone
Park
asylum.

Additional water supply..	30,000 00
Additional housing for em-	
ployees	110,000 00
Reconstruction of farm	
buildings	20,000 00

Reconstruction and expansion of power plant and equipment	80,000 00
Reconstruction of main building	75,000 00
	<u>\$315,000 00</u>

STATE HOSPITAL, HILLSDALE

Continuation of construction, fourth unit, including housing for patients, housing for employees, reception classification hospital, administration building and service lines	1,350,000 00
	<u>1,350,000 00</u>

Hillside
asylum.

COLONY FOR FEEBLE-MINDED MALES, NEW LISBON

Reconstruction and installation of service lines and equipment	25,000 00
	<u>25,000 00</u>

New Lisbon
colony.

COLONY FOR FEEBLE-MINDED MALES, WOODBINE

Service building	75,000 00
	<u>75,000 00</u>

Woodbine
colony.

REFORMATORY, ANNANDALE

Horse barn and tool shed.	15,000 00
Young stock and maternity barn	25,000 00
	<u>\$40,000 00</u>

Annandale
reformatory.

REFORMATORY, RAHWAY

Rahway reformatory.	Housing for inmates.....	75,000 00
	Laundry building and equipment	65,000 00
	Repair and reconstruction of main building	25,000 00
		<u>\$165,000 00</u>

SANATORIUM FOR TUBERCULOUS DISEASES, GLEN
GARDNER

Glen Gardner sanatorium.	School building	35,000 00
		<u> </u>

STATE HOME FOR BOYS

Jamesburg school.	Hospital	60,000 00
	Repair and reconstruction of service lines and equipment	25,000 00
	Repairs to buildings.....	25,000 00
	Housing units for inmates	85,000 00
		<u>\$195,000 00</u>

STATE HOME FOR GIRLS

Girls' home.	Recreational building	25,000 00
		<u> </u>

STATE PRISON

State prison.	Repair and reconstruction of service lines and equip- ment	80,000 00
		<u> </u>

STATE PRISON FARM, LEESBURG

Administration building—		Leesburg
housing for employees..	45,000 00	farm.

VILLAGE FOR EPILEPTICS

Construction of power		Epileptic
house service lines and		village.
equipment	100,000 00	
Children's building	60,000 00	
Housing for tubercular pa-		
tients	60,000 00	

\$220,000 00

\$3,000,000 00

Total\$6,205,992 00

3. The appropriations herein made shall remain in force until the moneys herein appropriated are used, or shall lapse by reason of the passage of any subsequent legislation.

Appropriations in force.

4. Before any building, or buildings shall be commenced or work undertaken, for the cost of which money is appropriated by this act, the plans, specifications, and contracts necessary for the entire completion thereof shall, and each of them shall, be submitted and approved pursuant to chapter 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

Ascertaining total cost.

Must not exceed appropriation.

- 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.
- Unexpended balance used for equipment.** 5. Whenever a building or buildings have been erected and completed and there shall be an unexpended balance of the sum of money appropriated therefor after the contract has been performed, such balance may, upon the approval of the Comptroller of the Treasury, be used to pay for the furnishing and equipment of such building or buildings.
- Preliminary procedure before act effective.** 6. Whenever after an act of the Legislature becomes a law, but has not yet become effective, the contract, plans and specifications may be drawn and advertisement 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.** 7. This act shall take effect immediately.
- Approved April 27, 1931.

CHAPTER 278.

An Act to amend an act entitled "An act requiring reports of accidents, report of compensable occupational diseases, and compensation agreements to be made to the Workmen's Compensation Bureau and to insurance carriers," approved March eleventh, one thousand nine hundred and twenty-four.

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

1. Paragraph six of the act referred to in the title of this act is hereby amended to read as follows: Section 6
amended.

6. Any corporation, firm, person or insurance company failing to comply with the terms of this act, shall for each offense, be liable to a fine of not less than ten nor more than fifty dollars, the amount thereof to be determined by and paid to the Commissioner of Labor upon demand. Upon refusal to pay said fine, it shall be recovered in an action of debt, brought by the Commissioner of Labor in the name of the State of New Jersey. Penalty for
violation.

Recovery of
fine.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 279.

An Act to amend an act entitled "An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven.

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

Section 11(x)
amended.

Inguinal
hernia.

Considered a
disease.

Proof
offered.

Application
of provisions.

1. Paragraph eleven (x) of the act referred to in the title of this act is hereby amended to read as follows:

(x) Inguinal Hernia is a disease which ordinarily develops gradually, being very rarely the result of an accident. Where there is real traumatic hernia resulting from the application of force directly to the abdominal wall, either puncturing or tearing the wall, compensation will be allowed. All other cases will be considered as either congenital or slow development and not compensable, being a disease rather than an accidental injury; unless conclusive proof is offered that the hernia was immediately caused by such sudden effort or severe strain that, first the descent of the hernia immediately followed the cause; second, that there was severe pain in the hernial region; third, that there was such prostration that the employee was compelled to cease work immediately; fourth, that the above facts were of such severity that the same was noticed by the claimant and communicated to the employer within twenty-four hours after the occurrence of the hernia, and days when the business is not in operation, such as Sundays, Saturdays or holidays, shall be excluded from this twenty-four hour period; fifth, that there was such physical distress that the attendance of a licensed physician was required within twenty-four hours after the occurrence of the hernia. In the case of hernia as above defined, the provisions of paragraph thirteen, fourteen and eleven

(a) shall apply, until such time as the employee is able to resume some kind of work with the aid of a truss or other mechanical appliance. If the employee refuses to permit of an operation, the employer shall meet the requirements above specified, pay the reasonable costs of the truss or other appliance found necessary, and also pay compensation for twenty weeks, following which the obligation shall cease and terminate, unless death results from the hernia, in which case the provisions of paragraph twelve shall apply. However, if the employee shall elect to undergo an operation, by a physician selected by the employer, the employer shall meet all the expenses incident to such operation and recovery, not in excess of one hundred and fifty dollars, together with compensation as provided in paragraph eleven (a) during the period of disability prior to and following the operation, subject to the provisions of paragraph thirteen. If the employee refuses the services of the physician selected by the employer, preferring one of his own selection, the employer shall be relieved of obligations concerning medical expense due to the operation and recovery, but shall pay compensation during the prior and resulting periods of disability. If death results from the hernia or operation, the provisions of paragraph twelve shall apply.

Employer's obligations.

In case of operation.

2. Paragraph twenty-one (f) is hereby amended to read as follows:

Section 21(f) amended.

(f) An agreement for compensation may be modified at any time by a subsequent agreement, or a formal award reviewed within two years from the date when the injured person last received a payment, upon the application of either party on the ground that the incapacity of the injured employee has subsequently increased, or reviewed at any time on the ground that the disability has diminished. In such case the provisions of paragraph seventeen with reference to medical examination shall apply.

Modification of agreement.

3. Paragraph twenty-three (f) is hereby amended to read as follows:

Section 23(f) amended.

(f) Where a third person or corporation is liable to the employee or his dependents for an injury or death, the existence of a right of compensation from the em-

Where third party liable to employee.

Liability of employer.	ployer under this statute shall not operate as a bar to the action of the employee or his dependents, nor be regarded as establishing a measure of damage therein. However, in event that the employee or his dependents shall recover from the said third person or corporation, a sum equivalent to or greater than the total compensation payments for which the employer is liable under this statute, the employer shall be released thereby from the obligation of compensation. If, however, the sum so recovered from the third person or corporation is less than the total of compensation payments, the employer shall be liable only for the difference. The obligation
Continuance of obligation.	of the employer under this statute to make compensation shall continue until the payment, if any, by such third person or corporation is made. Such employer shall file with the third person or corporation so liable, at any time prior to payment, a statement of the compensation agreement or award between himself and his employee, or the dependents of the employee, and the employer shall thereafter be entitled to receive from such third person or corporation, upon the payment of any amount in release or in judgment by the third person or corporation on account of his or its liability to the injured employee or his dependents, a sum equivalent to the medical expenses incurred and the amount of compensation payments which the employer has heretofore paid to the injured employee or his dependents, which payments shall be deducted by the third persons or corporation from the sum paid in release or judgment to the injured employee or his dependents.
Total payment.	When an injured employee or his dependent fails within six months of the accident, to take legal action against a third party responsible for the injury, or accepts a settlement for less than the compensation obligation of the employer, the employer or his insurance carrier is hereby authorized to proceed legally against such third party; <i>provided, however</i> , if the amount secured by the employer or carrier is in excess of the employer's obligation and the expense of suit, the balance shall be paid to the employee or the dependent.
Legal procedure against third party.	
Proviso.	
Section 23(g) amended.	4. Paragraph twenty-three (g) is hereby amended to read as follows:

(g) Whenever in section two of this act the term "wages" is used it shall be construed to mean the money rate at which the service rendered is recompensed under the contract of hiring in force at the time of the accident, and shall not include gratuities received from the employer or others. Board and lodging when furnished by the employer as part of the wages shall be included and valued at five dollars per week, unless the money value of such advantages shall have been otherwise fixed by the parties at the time of hiring. Where prior to the accident, the rate of wages is fixed by the output of the employee, the daily wage shall be calculated by dividing the number of days the workman was actually employed into the total amount the employee earned during the preceding six months, or so much thereof as shall refer to employment by the same employer. Where the rate of wages is fixed by the hour, the daily wage shall be found by multiplying the hourly rate by the customary number of working hours constituting an ordinary day in the character of the work involved. In any case the weekly wage shall be found by multiplying the daily wage by five or if the employee worked a greater proportion of the week regularly, then by five and one-half, six, six and one-half or seven, according to the customary number of working days constituting an ordinary week in the character of work involved. Five days shall constitute a minimum week.

Wages defined.

Board and lodging.

Fixing rate of wages.

Five days a week.

5. Paragraph twenty-three (h) is hereby amended to read as follows:

Section 23(h) amended.

(h) In case of personal injury or death all claims for compensation on account thereof shall be forever barred unless a petition is filed in duplicate with the secretary of the Workmen's Compensation Bureau, at the State House, in Trenton, as prescribed in paragraph five of the supplement to this act, approved February twenty-eight, one thousand nine hundred and eighteen, as Chapter one hundred and forty-nine, as later amended.

Claims for compensation filed in duplicate.

6. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 280.

An Act to amend an act entitled "A supplement to an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," approved February twenty-eighth, one thousand nine hundred and eighteen.

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

Section 5
amended.

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

Claimant to
file petition
within two
years.

5. Every claimant for compensation under the act to which this act is a supplement, or its supplements or amendments, shall, unless a settlement is effected or a petition filed under the provisions of section four, file a petition in duplicate with the secretary of said bureau in his office, at the State House, in Trenton, within two years after the date on which the accident occurred, or in case an agreement for compensation has been made between such employer and such claimant, then within two years after the failure of the employer to make payment pursuant to the terms of such agreement; or in case a part of the compensation has been paid by such employer, then within two years after the last payment of compensation. A payment or payments made in accordance with the provisions of Section 2 of Chapter 95, Laws of 1911, shall constitute an agreement for compensation. A payment or agreement to pay by the insurance carrier, shall for the purpose of this section be deemed a payment or agreement by the employer. The petition shall state the respective addresses of the petitioner and of the defendant, the facts relating to employment at the time of the injury, the injury in its extent and character, the

Payment
constitutes
agreement.

What petition
to show.

amount of wages received at the time of injury, the knowledge of the employer or notice of the occurrence of said accident and such other facts as may be necessary and proper for the information of the said bureau, and shall state the matter or matters in dispute and the contention of the petitioner with reference thereto. This petition shall be verified by the oath or affirmation of the petitioner. Proceedings on behalf of an infant shall be instituted and executed by a guardian, guardian ad litem, or next friend, and payment, if any, shall be made to such guardian, guardian ad litem, or next friend. Said bureau shall prepare and print forms of petitions and shall furnish assistance to claimants in the preparation of such petitions, when requested so to do.

In case of
minors.

Form
furnished.

2. Paragraph nineteen of the act referred to in the title of this act is hereby amended to read as follows:

Section 19
amended.

19. Any judgment of the Workmen's Compensation Bureau shall be reviewable by certiorari only. (Either party may appeal from the judgment of said commissioner, deputy commissioner or referee, to the Court of Common Pleas of the county in which hearing was held, by filing with the secretary of said bureau, and with the clerk of the county where such hearing was held, a notice of appeal. Such notice shall be filed within thirty days after such judgment has been rendered and shall briefly describe such judgment and state the intention of the party to appeal therefrom. The filing of such notice shall stay the execution of the judgment until the determination or dismissal of said appeal. The appellant shall, within fifteen days after the filing of a notice of appeal, send to the clerk of the Court of Common Pleas of the county in which such hearing was held, a transcript of the record and testimony in said cause, which transcript shall be prepared by said appellant and submitted to the secretary of the bureau for certification. Within five days after the filing of said transcript, the judge of the Court of Common Pleas, upon the application of the appellant, shall fix a time and place for the hearing of such appeal, at least ten days' notice of which shall be served upon the respondent by the appellant. The trial of such appeal shall be based exclusively on the transcript of the record and testimony, and at the time fixed

Right of
appeal.

Notice.

Notice a stay.

Transcript of
record.

Time and
place for
hearing appeal.

Trial.

for the hearing, argument may be presented by each side, to the said judge, who shall in a summary manner decide the merits of the controversy, and the judgments of the Court of Common Pleas, on any such appeal shall be conclusive and binding. This determination shall be filed in writing with the clerk of the Common Pleas Court, and judgment shall be entered thereon in the same manner as in causes tried in the Court of Common Pleas. Subsequent proceedings thereon shall only be for the recovery of moneys thereby determined to be due; *provided*, that nothing herein contained shall be construed as limiting the jurisdiction of the Supreme Court to review questions of law and fact by certiorari. Costs may be awarded by said judge in his discretion, and when so awarded the same costs shall be allowed, taxed and collected as are allowed, taxed and collected for like services in the Common Pleas Courts. In case the respondent in said appeal is unable to pay counsel, the judge of the Court of Common Pleas shall assign counsel to represent such respondent. Any such appeal may be dismissed by the judge of the Court of Common Pleas if the transcript of the record and testimony is not transmitted, or if the appeal is not prosecuted in accordance with the provisions of this act.)

Summary decision.

Determination filed.

Proviso.

Costs.

Counsel assigned.

Dismissal of appeal.

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 281.

An Act validating and confirming conveyances of real property, heretofore made by a husband and wife, where such husband and wife have conveyed by separate deeds.

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

Validating conveyance by separate deeds.

1. Where in any deed of conveyance of real property heretofore made by husband and wife, the husband and wife have conveyed by separate deeds, such deed or

deeds shall be as good and valid and shall vest all estate of the husband and wife signing and acknowledging such deed or deeds in the grantee or grantees in such deed or deeds to the same effect as if they had conveyed by both joining in the same deed; *provided, however,* Proviso. that such deed or deeds are good and valid in all other respects.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 282.

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:*

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

Section 40 amended.

40. The Governor, Chancellor, Vice-Chancellors, the justices of the Supreme Court and judges of the Court of Errors and Appeals, judges of the Circuit Court, Attorney-General, legal assistants to the Attorney-General, Secretary of State, Assistant Secretary of State, State Treasurer, Deputy State Treasurer, State Comptroller, Deputy State Comptroller, Assistant to Comptroller, State Supervisor of Inheritance Tax, standing advisory masters of the Court of Chancery, Clerk in Chancery, Deputy Clerk in Chancery, Clerk of the Supreme Court, the Adjutant-General, Quartermaster-General, the Secretary to the Governor, the Executive Clerk, Clerk to the School Fund, State Librarian, Custodian of the Capitol, Keeper and Supervisor of the State Prison, Superintendent of the New Jersey Reformatory, the Commissioner and Assistant Commissioner of Education, the members of the Board of Fish and Game Commissioners, its secretary and protectors, the Secre-

State official entitled to free transportation on railroads.

tary of the State Board of Agriculture, Commissioner of Banking and Insurance, Deputy Commissioners of Banking and Insurance, Chief, Division of Personal Loan Agencies of the Department of Banking and Insurance, Chief, License Division of the Department of Banking and Insurance, Insurance Investigator of the Department of Banking and Insurance, Commissioner and Special Investigator of the Department of Institutions and Agencies, Parole Agent of the New Jersey State Prison, Chief Parole Officer of the New Jersey State Home for Boys, Chief Parole Officer of the New Jersey Reformatory, Field Parole Officer of the New Jersey Reformatory, Parole Officer of the New Jersey State Home for Girls, State Prison Inspectors, General Agent and Agents of the State Board of Children's Guardians, Commissioner of Labor, Bureau Chiefs of the Department of Labor, the members of the North Jersey Water Supply Commission, the members of the Public Utilities Commission, its counsel, secretary and inspectors, State Highway Commission and its engineer, State Geologist, members of the Civil Service Commission, its Chief Examiner and Secretary, State Purchasing Agent, the Assistant State Purchasing Agent, Director of Public Record Office, Superintendent of Weights and Measures, Commissioner of Municipal Accounts, members of New Jersey Interstate Bridge and Tunnel Commission, members, counsel and secretary of the South Jersey Port Commission, members, secretaries and engineer of the New Jersey Traffic Commission, members of the Rehabilitation Commission, the members and officers of both Houses of the Legislature of this State, and the members of the House of Representatives and United States Senators of New Jersey, during their respective terms of office or employment, shall pass and repass, free of charge, over any and all railroads now or hereafter operated in this State, within the borders of this State. The Secretary of State shall issue a certificate in card form, under his seal of office, to each and every person designated in this section. It shall bear the title of such person's office or state the capacity in which he is employed by the State, the date of issuance to such person and the date of expiration of such person's office,

Certificates
issued in
card form.

or employment. Such certificate shall be signed by the Secretary of State and the holder shall endorse his name on the back thereof. Said certificate shall be produced and shown on request of the conductor or person in charge of the train on which such person is riding, and such presentation as aforesaid shall entitle the person to whom it is issued to pass and repass, without payment of fare, over any and all railroads in the State of New Jersey, within the borders of said State. Any person mentioned in this act loaning such certificate shall be subject to a fine of one hundred dollars (\$100) and costs, to be recovered in an action of debt, in the name of the State of New Jersey; such fine, when recovered, to be paid into the treasury of the State, and in case of failure to pay such fine shall be committed to the county jail for a period not exceeding thirty days, and any such loaning of a certificate shall be a good and sufficient reason for the Secretary of State to revoke such certificate, and he is hereby empowered so to do. Any person who shall use or attempt to use a certificate belonging to another shall likewise be subject to the penalty prescribed by this section. The railroads over whose lines such certificates are used are expressly empowered through their agents to take up any certificate presented by any person other than the person to whom it is issued and return the same to the Secretary of State with a report of such misuse. Upon such report the Secretary of State shall, upon the opinion of the Attorney-General, either restore such certificate or cause the same to be cancelled, and no certificate shall again be issued to the holder of a certificate once cancelled, except by express action on the part of the Secretary of State and the Attorney-General. When the term of office or period of employment of any person or persons mentioned in this section expires, he shall return at once to the Secretary of State the certificate issued to him in accordance with the provisions of this section, and for failure so to do shall be liable to a penalty of twenty-five dollars, to be recovered in an action of debt in the name of the State of New Jersey, such penalty, when collected, to be paid into the State treasury. Nothing herein contained shall in any way modify or alter any charter or statute obligation already existing imposed

Use.

Penalty for
loaning pass.Illegal use
of pass.Pass taken
up for mis-
use.Pass returned
at end of
term.Existing ob-
ligations not
affected.

upon any railroad to pass and repass, free of charge, any officer or employee of this State.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 283.

An Act to amend an act entitled "An act to secure the payment of laborers, mechanics, merchants, traders and persons employed upon or furnishing materials toward the performing of any work in cities, towns, townships and other municipalities of this State" (Revision of 1918), approved March fifth, one thousand nine hundred and eighteen.

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 is hereby amended so that it shall read as follows:

Time to
enforce lien.

4. No lien provided for in this act shall be binding on the funds of the municipality therein referred to, unless an action to enforce the lien claim be brought within sixty days from the time when the whole work to be performed by the contractor for the municipality is either completed or accepted by resolution of the municipality, but if any action be brought by any claimant the lien of any other claimant may be preserved and enforced by filing an answer setting up his claim in said suit within the time provided for in the practice of the court, or such time as may be allowed him by the court in said suit.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 284.

An Act to amend an act entitled "An act authorizing the appointment and defining the powers and duties of commissioners in sewage and drainage districts created for the purpose of relieving the streams and rivers therein from pollution, and to provide a plan for the prevention thereof, and providing for the raising, expenditure and payment of moneys necessary for this purpose," approved March twenty-seventh, one thousand nine hundred and two.

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

1. Section two of an act entitled "An act authorizing the appointment and defining the powers and duties of commissioners in sewage and drainage districts created for the purpose of relieving the streams and rivers therein from pollution, and to provide a plan for the prevention thereof, and providing for the raising, expenditure and payment of moneys necessary for this purpose," approved March twenty-seventh, one thousand nine hundred and two, is hereby amended so as to read as follows: Section 2
amended.

2. The said board shall, as soon as may be after appointment, and annually thereafter, on the first Tuesday in May in each year, organize by the choice of one of its members as chairman, and by the choice of another of its members as vice-chairman, and may elect a clerk, who may or may not be a member of the said board, and may from time to time appoint such agents, officers and servants and employ such engineers and assistants as it may deem necessary to carry out the purposes of this act, and may determine their duties and compensation and remove the same at its pleasure. Organization.

Assistants.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 285.

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 March thirteenth, one thousand nine hundred and twenty-two.

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

Section 18
amended.

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:

Individual
penalty.

18. Any person who shall violate any of the provisions of this act shall be liable for the first violation to a penalty of not more than two hundred dollars; for a second violation to a penalty of not more than five hundred dollars, and for any subsequent violation to a penalty of five hundred dollars; which penalties shall be sued for and recovered by and in the name of the New Jersey Real Estate Commission. Every district court in any city or judicial district in any county, and every court of common pleas in any county is hereby empowered, upon the filing of a complaint in writing, duly verified, which said verification when made by any member of the said New Jersey Real Estate Commission, may be made upon information and belief that any person has violated any of the provisions of this act to issue process at the suit of the New Jersey Real Estate Commission, 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 or judge first being obtained against the person or persons so charged, which process, when in the nature of a summons, shall be returnable in not less than five nor more than fifteen days; such process shall state what provision of the law is alleged to have been violated by the defendant or defendants, and

Jurisdiction.

Process.

on the return of such process, or at any time which the trial shall be adjourned, the said court shall proceed with the trial of said cause and if a jury be demanded the court shall cause a jury to be summoned and shall thereupon proceed 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 and all costs and charges incident thereto, to be committed to the county jail for any period not exceeding thirty 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 courts; that said district courts or court of common pleas 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 or court of common pleas to detain the defendant in safe custody, unless he shall enter into bonds to the said New Jersey Real Estate Commission, with at least one sufficient surety in double the amount of the penalty claimed, conditioned for the 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 commission.

Imprisonment
for not paying
judgment.

Adjourn-
ments.

The convictions in prosecutions under this act shall be in the following or similar form:

Form of
conviction.

State of New Jersey, }
County of } ss.

Be it remembered that on this.....
day of , at.....
in said county, C. D., defendant, was by the district court
of the city of..... or the
court of common pleas of the county of.....
(as the case may be) convicted of violating section
..... of 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 March thirteenth, one thousand nine hundred and twenty-two, in a summary proceeding at the suit of New Jersey Real Estate Commission, 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.

Signing
conviction.

The conviction shall be signed by the judge of the district court or court of common pleas 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 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, 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.

Use of
amount
recovered.

Any penalty recovered for any violation of this act shall be applied by the said commission to the same purposes as other funds of the commission collected in accordance with the provisions of this act. In case any such proceeding is brought in any court of common pleas, the trial thereof shall proceed as above set forth, immediately upon the arrest under warrant of the defendant, or on the return day of the summons, or on any day to which the judge of said court shall continue

the said trial, either during the terms of said court or in vacation.

The clerk of any district court or of any court of common pleas may sign and seal any process required to be issued under this act, except a warrant for commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in actions in said courts, and shall be recovered by the said board in the event of conviction of the defendant.

Signing and
sealing process

Any judgment recovered for a penalty under the provisions of this act in any district court may be docketed in the same manner as judgments in said court are docketed under the provisions of an act entitled "An act concerning district courts," approved June fourteenth, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto. Execution may issue for the collection of any judgment obtained under this act against the goods and chattels and body of the defendant without any order first obtained for such purpose.

Docketing
judgments.

Execution
issued.

The commission may cause to be paid out of the fees, fines and penalties had and received by it all proper expenses incurred by it under the provisions of this act, and in no case shall any of such expenses be paid by the State of New Jersey or be a charge against said State; all moneys received shall be held by the commission and paid out only upon resolution of the commission and warrant of its president, and at least one other member of the commission; the member of the commission selected by the commission to deposit such moneys in bank shall give bond in such sum and with such surety as the commission may from time to time direct and approve; a statement of all moneys received and disbursed by the commission up to and including the thirtieth day of June of each year shall be annually filed with the State Comptroller not later than the tenth day of July, in each year, and the surplus, if any, after payments as aforesaid, shall be paid to the State Treasurer within ten days after the filing of said report with the State Comptroller.

Expenses met
from fees
and fines.

Member
bonded.

Financial
report.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 286.

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 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:

Real estate
dealers
licensed

1. From and after the first day of July, one thousand nine hundred and twenty-five, it shall be unlawful for any person, firm, partnership, association or corporation to engage either directly or indirectly in the business of a real estate broker or salesman, temporarily or otherwise, except as in this act otherwise provided, without first submitting to an examination and thereafter obtaining a license as in this act hereinafter provided. Any single act, transaction or sale shall constitute engaging in business within the meaning of this act.

Single act
subject to
commission.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 287.

An Act to amend an act entitled "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," the supplement having been approved April third, one thousand nine hundred and twenty-eight, being chapter two hundred and fifty-four of the laws of one thousand nine hundred and twenty-eight.

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

1. Section two of said act is hereby amended to read as follows: Section 2 amended.

2. This act shall be inoperative after December thirty-first, nineteen hundred thirty-two. Expiration of act.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 288.

A 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*:

1. Every corporation organized under this act, including every corporation organized under "An act concerning corporations" (Revision), approved April seventh, one thousand eight hundred seventy-five, Disposition of assets.

except railroad and canal corporations, may, by action taken at any meeting of its board of directors, sell or exchange all or substantially all of its property and assets, including its good will, upon such terms and conditions and for such considerations, which may be in whole or in part shares of stock in, and/or other securities of, any other corporation or corporations as its board of directors shall deem expedient and for the best interests of the corporation, when and as authorized by the affirmative vote of two-thirds in interest of the holders of each class of stock having voting powers on such proposal given at a stockholders' meeting duly called for that purpose, or when authorized by the written consent of two-thirds in interest of the holders of each class of stock having voting powers on such proposal. Notice of such meeting or of such consent shall be given to all stockholders of record of the corporation, whether or not they shall be entitled to vote on such proposal. If any stockholder shall at such meeting or within twenty days after such meeting or the receipt of notice of such consent, object to such sale, and demand payment for his shares, such objecting stockholder or the corporation may, within sixty days after such meeting or the receipt of such notice of consent, apply for an appraisal of such stock as provided in section one hundred eight of the act to which this act is a supplement, all of the provisions of which section shall in all respects be applicable.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 289.

A Supplement to "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," being chapter two hundred and twenty-one of the laws of one thousand nine hundred and eleven.

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

1. No subordinate board, department, body, office, position or employment shall be created and no appointments made to membership on any subordinate board, department, body or to any office, employment or position including the position of patrolman and fireman by any board of commissioners or any member thereof heretofore or hereafter elected in any city of the second class under the provisions of the act to which this act is a supplement between the first Tuesday in May and the third Tuesday in May in any year in which an election of a board of commissioners for that city shall be held.

Appointments
not made at
certain period.

2. This act shall take effect immediately.
Approved April 27, 1931.

CHAPTER 290.

An Act to amend an act entitled "An act relative to corporations," approved April fourteenth, one thousand nine hundred and thirty.

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

Section 1
amended.

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

Co-operation
by philan-
thropic
societies.

1. Philanthropic contributions. Any corporation organized under the laws of this State, whether such law be general, special or private, may co-operate with other corporations and with natural persons in the creation and maintenance of community funds or of charitable, philanthropic or benevolent instrumentalities conducive to public welfare, and its directors or trustees may appropriate and expend for such purposes such sum or sums as they may deem expedient and as in their judgment will contribute to the protection of the corporate interests. When, however, in case of a corporation having capital stock, the expenditures for such purposes in any calendar year shall in the aggregate amount to one (1) per centum of the capital stock outstanding, then, before any further expenditure is made during such year for such purposes by the corporation, ten days' notice shall be given to the stockholders in such manner as the directors or trustees may direct, of the intention to make such further expenditure, specifying the amount thereof, and if written objections be made by the stockholders holding twenty-five (25) per centum or more of the stock of the corporation such further expenditure shall not be made until it shall have been authorized at a stockholders' meeting.

In case ex-
penditures
exceeding 1
per centum of
capital.

Action by
stockholders.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 291.

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

Section 42
amended.

42. In case the certificate of sale is held by the municipality the amount required for redemption shall include all subsequent municipal liens with interest and costs; *provided, however*, that in such case with the consent of the governing body of such municipality the redemption may be made in installments, the first of which shall include all past due taxes with interest thereon, together with such costs as are required to be paid upon redemption, also such installment of any assessment or assessments as shall be past due, together with interest on such assessment or assessments to the date of the payment of such installment and the balance of such assessment or assessments shall in that case be paid in such installments and at such times as the same would have been payable but for a default in payment thereof or for such sale for unpaid taxes or assessments. After the payment of the first installment, as aforesaid, the municipality shall not assign such certificate or take any action to cut off or foreclose the right of redemption so long as such installments shall be paid when due and no default shall exist in the payment of municipal liens accruing subsequent to the date of the payment of said first installment.

All municipal
liens included.

Proviso.

Payments by
installments.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 292.

An Act authorizing and providing for the appointment of a second assistant prosecutor of the pleas in counties of this State bordering on the Atlantic Ocean, and now or hereafter having a population in excess of one hundred and thirty thousand inhabitants.

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

Second assistant prosecutor.

1. In all counties of this State bordering on the Atlantic Ocean, and now or hereafter having a population in excess of one hundred and thirty thousand inhabitants, there shall be appointed by the prosecutor of the pleas of such county an official to be known as the second assistant prosecutor of the pleas, who, after having taken an oath or affirmation, before the clerk of the court of common pleas of the county wherein he is appointed, faithfully and impartially to perform the duties of his appointment to the best of his ability, shall hold said appointment during the pleasure and at the will of the prosecutor; such official shall be entitled to have and receive an annual salary of two thousand five hundred dollars, which shall be paid in the same manner as other county salaries are now paid, and shall in conjunction with the prosecutor of the pleas perform all the duties and exercise all the powers delegated by law to the prosecutor of the pleas, including the investigation of alleged crimes and misdemeanors, attendance before the grand jury of the county, and such other work as shall be assigned by the prosecutor of the pleas.

Oath.

Term.

Salary.

Duties.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 293.

A Supplement to an act entitled "An act creating a department to be known as the Board of Commerce and Navigation vesting therein all the powers and duties now devolved, by law, upon the Board of Riparian Commissioners, the Department of Inland Waterways, the inspectors of power vessels, and the New Jersey Harbor Commission," approved April eighth, one thousand nine hundred and fifteen.

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

1. In addition to the powers conferred by the act to which this act is a supplement, the Board of Commerce and Navigation of the State of New Jersey are hereby authorized and empowered to provide for the deepening and widening of the channel of the Shrewsbury river or to contribute towards the cost of the same and to do all things necessary in connection therewith, for effectuating this act. **Improving channel in Shrewsbury river.**

2. There is hereby appropriated and directed to be paid out of the treasury of the State of New Jersey a sum or sums not to exceed in the aggregate the sum of thirty thousand dollars (\$30,000.00) when included partly or wholly in the annual appropriation bill. **Appropriation.**

3. Such appropriation, however, shall not be available until such time as the county of Monmouth shall have contributed twenty-five thousand dollars (\$25,000.00) and the Federal Government shall have contributed one hundred fifty thousand dollars (\$150,000.00) for the aforesaid purpose and shall be expended under the direction of the Federal Government whenever the Federal Government or any agency thereof shall commence and undertake the work of deepening and widening the channel of the said Shrewsbury river, in the county of Monmouth. **Cooperation by county and Federal Government.**

4. Upon requisition of the Federal Government or such agency as shall have charge of the work, then the **Funds paid to Federal Government.**

said sum or any portion or portions thereof, when appropriated, shall be paid over to the Federal Government by the State Board of Commerce and Navigation for the purpose aforesaid.

5. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 294.

An Act to license pawnbrokers and regulate their business as such.

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

ARTICLE I

SHORT TITLE AND DEFINITIONS

- | | |
|-----------------------------|---|
| Title. | 1. Short Title. This act shall be known as the "Pawnbroking Law." |
| Definitions:
Pawnbroker; | 2. Definitions. In this act, unless the context otherwise requires, the word "pawnbroker" means any person, partnership, association, or corporation lending money on deposit or pledge of personal property, other than choses in action, securities, or printed evidences of indebtedness; or purchasing personal property on condition of selling it back at a stipulated price; or doing business as furniture storage warehouseman and lending money on goods, wares or merchandise pledged or deposited as collateral security. |
| Pledge; | The word "pledge" means an article or articles deposited with a pawnbroker in the course of his business, as defined in the preceding paragraph. |
| Pledgor. | The word "pledgor" means a person who delivers the pledge into the possession of a pawnbroker, unless such person discloses that he is or was acting for another, and in such an event, "pledgor" means the disclosed principal. |

ARTICLE II

LICENSING AND SUPERVISION OF PAWNBROKERS

3. No person, partnership, association or corporation shall engage or continue in business as a pawnbroker except as authorized by this act and without first obtaining a license from the Commissioner of Banking and Insurance. No person, partnership, association, or corporation other than a licensee under this act shall display any sign or other device or subterfuge in or about the premises of business or in any advertising matter or other printed matter which in any wise resembles the emblem or sign commonly used by pawnbrokers, nor shall there be any sign displayed which is calculated to deceive, nor shall the word "pawnbroker" be used in or about the premises of business or in any advertising matter or other printed matter nor shall any such person, partnership, association or corporation hold himself or itself out to the public to be a pawnbroker, either through advertising, soliciting, signs or otherwise.

4. Application for such license shall be in writing and shall state the full name and place of residence of the applicant, or, if the applicant be a partnership, of each member thereof, or, if the applicant be a corporation or association, of each officer and stockholder thereof, together with the place or places where the business is to be conducted.

5. Upon application being made to the Commissioner of Banking and Insurance, such official may, in his discretion, issue to the applicant upon payment of the license fee and the filing of a bond as hereinafter provided, a license to do business in this State. Such license shall not be assignable. It shall run from the date of its issuance to the end of the calendar year, and shall be renewed each year thereafter. The fee for such license shall be \$150.00 per annum, if the license be issued on or after August first of any year, then the fee shall be \$75.00 for the remaining part of such year. The Commissioner of Banking and Insurance may require proof to his satisfaction of the financial ability of the applicant to carry on such business.

License.

Form of
application.License to
transact
business.

Fee.

Half fee
after July.

Insurance.	6. Each pawnbroker licensed pursuant to the provisions of this act shall further be required by the Commissioner of Banking and Insurance to furnish proof that he is adequately covered by insurance, bond or cash surplus to cover any pledgor in the event of loss by fire, theft, burglary or otherwise, or his liability to the pledgor.
Fees for use of State.	7. All license fees under this act shall be received by the Commissioner of Banking and Insurance for the use of the State.
Bond and sureties.	8. Any applicant licensed pursuant to the provisions of this act shall file with the Commissioner of Banking and Insurance, before commencing business, a bond in the sum of one thousand dollars (\$1,000), with one or more sufficient sureties to be approved by the Commissioner of Banking and Insurance. The aggregate liability of such sureties shall not exceed the amount stated in the bond. Such bond shall run to the State of New Jersey for the use of the State and of any other person or persons who may have a cause of action against the principal, as licensee, under the provisions of this act.
Amount of sureties.	A separate bond shall be required for each place of business if more than one be conducted by any such licensee. In the event that a judgment be recovered against the licensee in any of the courts of this State, and such judgment be returned unsatisfied, the holder of such judgment or his assignee may, after such return unsatisfied, either in whole or in part, maintain an action in the name of the State for his own use upon such bond in any court having jurisdiction of the amount claimed.
Separate bond for each place of business.	9. The Commissioner of Banking and Insurance may, upon notice to the licensee of five days, and after hearing, revoke any license issued under the provisions of this act for any violation of the provisions hereof or any of the regulations adopted pursuant thereto.
Judgments against licensee.	10. Such license so issued, as aforesaid, shall be kept conspicuously posted in the licensee's place of business and whenever the licensee shall change his place of business, written notice thereof shall be given to the Commissioner of Banking and Insurance, who shall indicate on the license his approval, in writing, of the change of location.
Power to revoke license.	
License displayed.	
Change indicated.	

11. The Commissioner of Banking and Insurance may, at any time, and shall at least once each year, investigate the business of all licensees, either personally or by any person designated by him, and for the purpose of effectuating this act, the Commissioner of Banking and Insurance or the person so designated, shall have free access, during the usual business hours, to the licensee's place of business, to the books, papers, records, safes and vaults of the licensees wherever located, and shall also have the authority to examine, under oath, any person whose testimony he may require relative to such business. The cost and charges of any such examination or investigation shall be borne by the licensee.

Investigation
of licensee's
place of
business.

12. Subject to the provisions of this act, the Commissioner of Banking and Insurance may prescribe the form of such books and records to be kept by the licensee, which books and records shall be preserved for a period of at least two years after making the final entry on any pledge recorded therein and shall be available to all parties in interest. He may adopt and promulgate such other rules and regulations not inconsistent with the provisions of this act as he may deem necessary for the proper conduct of his office and the enforcement of this act, and in the exercise of the powers conferred herein, he shall co-operate with the police and other officials of the several municipalities for the recovery or the restoration of stolen property.

Records kept
by licensee.

13. Every pawnbroker shall, on or before the first day of February in each year, submit to the Commissioner of Banking and Insurance, on such forms as may be prescribed by him, a report, under oath, giving the number and amount of loans made during the preceding calendar year, and the balance of all loans outstanding at the close of the year, rates of interest charged and such other information as the Commissioner of Banking and Insurance may require.

Annual report
by licensee.

ARTICLE III

PLEDGE, CONTRACT AND RECORD

14. Every pawnbroker shall keep a book in which shall be recorded, in ink, at the time of making each loan, the

Recording of
loans.

name and address of the pledgor, or, where a pledge is made by a person acting as agent for a disclosed principal, the names and addresses of principal and agent; the date of the transaction; amount of the loan; the article or articles pledged; and the serial number of the loan. There shall also be recorded in such book the date on which each loan was canceled, and whether it was redeemed or renewed or whether the collateral was sold at auction. In a separate book, the licensee shall record, in ink, all sales of unredeemed pledges, showing number, date, amount, and duration of each loan, the date of sale, the amount realized from the sale of the collateral, the amount charged to the pledgor as interest, commission and expenses of sale, the amount of the surplus or deficit, as the case may be, the date on which and the person to whom the surplus, if any, was paid. All entries herein provided for shall be made in the English language.

Unredeemed
pledges
recorded.

Pledgor to
sign.

15. The pawnbroker shall, at the time of making a loan, require the pledgor or his agent to write his signature and address on a card bearing the serial number of the loan corresponding to that recorded in the pawnbroker's book, as provided in the last preceding paragraph. If such person is unable to write, he shall sign by mark, and in such event the pawnbroker shall record on the signature card such information as will enable him to identify the person in case of the loss of the ticket.

Form of
ticket.

16. The pawnbroker shall, at such time, deliver to the pledgor or his agent a memorandum or ticket on which shall be legibly written or printed the name of the pledgor; the name of the pawnbroker and the place where the pledge is made; the article or articles pledged; the amount of the loan; the date of the transaction; the serial number of the loan; the rate of interest; and a copy of paragraphs twenty-three and twenty-five of this article. A pawnbroker may insert in such ticket any other terms and conditions not inconsistent with the provisions of this act; *provided, however*, that nothing appearing on a pawn ticket shall relieve the pawnbroker of the obligation to exercise reasonable care as provided in this act in the safekeeping of articles pledged with him.

Proviso.

17. Except as otherwise herein provided, the holder of such ticket shall be presumed to be the person entitled to redeem the pledge; and the pawnbroker shall deliver the pledge to the person presenting the ticket upon payment of principal and interest.

Bearer of
ticket able
to redeem
pledge.

18. When a ticket, instead of being presented in person, is sent to the pawnbroker by mail or express, accompanied with a money order or bank draft for the amount due, including the charges for shipment as desired, and twenty-five cents for packing, the pledge shall be securely packed and forwarded by the pawnbroker in accordance with the remitter's instructions, if any. If the remittance is insufficient to cover the amount due, the charges of shipment as desired, and packing, the pawnbroker shall either notify the remitter of the amount of the deficiency or send the pledge subject to the payment of shipping charges by the consignee. The pawnbroker's liability for the pledge shall cease upon delivery thereof to the carrier or his agent.

Tickets
forwarded by
mail.

19. Upon the presentation of the ticket, and the tender of not less than five dollars as an installment on the principal together with accrued interest, the pawnbroker shall accept the same and issue a new ticket for the reduced amount.

Part pay-
ment.

20. If such ticket be lost, destroyed or stolen, the pledgor shall so notify the pawnbroker in writing. The receipt of such notice shall be treated by the pawnbroker as a stop against the loan, and thereafter the provisions of the three last preceding paragraphs shall not apply to such loans. Before delivering the collateral or issuing a new ticket, in such event, the pawnbroker shall require the pledgor to make affidavit of the alleged loss, destruction, or theft of the ticket. Upon receipt of such affidavit, the pawnbroker shall permit the pledgor either to redeem the loan or to receive a new ticket upon the payment of accrued interest; and the pawnbroker shall incur no liability for so doing, unless he has previously received written notice of any adverse claim.

Loss of
ticket.

Affidavit
taken.

21. The alteration of a ticket shall not excuse the pawnbroker who issued it from liability to deliver the pledge according to the terms of the ticket as originally issued, but shall relieve him of any other liability to the pledgor or holder of the ticket.

Alteration
of ticket.

Spurious tickets.	22. If a ticket is presented to a pawnbroker which purports to be one issued by him, but which is found to be spurious, the pawnbroker may seize and retain same without any liability whatsoever to the holder thereof. Any such tickets so seized shall be delivered to the Commissioner of Banking and Insurance.
Rate of interest.	23. A pawnbroker shall not charge or receive interest on a loan in excess of two per centum per month or a fraction thereof, <i>provided, however</i> , he may charge a minimum of fifteen cents where the interest herein amounts to less. In no event shall any other charges be made for any reason whatsoever, except as permitted by the Commissioner of Banking and Insurance.
Proviso.	
Form of receipt.	24. A pawnbroker, when requested for a receipt at the time of redemption, renewal or reduction of a loan, shall furnish to the person redeeming, renewing or reducing the loan, a receipt setting forth the name of the pawnbroker, setting forth his address, the date and number of the pledge, the amount of principal and interest, and the date of the payment for redemption, renewal or reduction of the loan.
Pawnbrokers' liability.	25. A pawnbroker shall be liable for the loss of any pledge or part thereof, or for injury thereto, whether caused by fire, theft, burglary, or otherwise, resulting from his failure to exercise reasonable care in regard to it; but he shall not be liable, in the absence of an express agreement to the contrary, for the loss of a pledge or part thereof, or for injury thereto, which could not have been avoided by the exercise of such care. The burden of proof to establish reasonable care shall be upon the pawnbroker.
Disposal of unredeemed pledges.	26. All unredeemed pledges shall be sold at public auction, but not before the expiration of twelve months from the date of the loan, unless otherwise agreed in writing, between the pawnbroker and the pledgor, or authorized by the Commissioner of Banking and Insurance for due cause shown.
Notice to pledgor before sale.	27. All unredeemed pledges shall be sold at public auction, but not before a notice in writing shall have first been mailed subsequent to the date of maturity of the loan, to the last known address of the pledgor and at least twenty days prior to the date of such public sale.

Notice shall also be published in three consecutive issues of a daily or weekly newspaper published in the city or county where the pawnbroker's business is conducted; such notice shall specify the time and place of sale and the inclusive dates and numbers of the unredeemed loans, but shall not exceed fifty agate lines of space.

Advertised in newspaper.

28. The proceeds of such sale shall be applied for the purposes and in the order here specified; auctioneer's charges; principal and interest of the loan; and a proportionate share of the expense of publishing the notice of the sale, as well as a proportionate share of other specified written or printed notice sent by mail, determined by dividing the total expense of such inclusive notice by the number of loans sold. The surplus, if any, shall be paid, upon proof of identification, to the pledgor or anyone else who would have been entitled to redeem the pledge if it had not been sold. Notice of such surplus, if any, shall be mailed to the last known address of the pledgor, within thirty days after the sale.

Proceeds of sale, how used.

Surplus to pledgor.

29. If a surplus be not paid or claimed within five years from the date on which it accrued, it shall revert to the pawnbroker for his own use and benefit. Interest on unpaid surplus, at the rate of six per centum per annum, shall accrue only after the pawnbroker's refusal to pay the same, upon lawful demand thereof.

Reversion to pawnbroker.

ARTICLE IV

MISCELLANEOUS PROVISIONS

30. A pawnbroker shall have a first lien on all pledges for the amount of his loan and interest in all cases except where the pledging or possession thereof by the pledgor constituted proven larceny at the common law, or except where a prior lien exists by virtue of any other statute.

Lien on pledges.

31. Except as otherwise provided in this act, a pawnbroker shall not be required, by legal process or otherwise, to deliver a pledge except upon surrender of the ticket, unless the ticket be impounded or its negotiation enjoined by a court of competent jurisdiction.

Surrender of ticket.

- In case of doubt. 32. If more than one person shall claim the right to redeem a pledge, the pawnbroker shall incur no liability for refusing to deliver the pledge until the respective rights of the claimants shall have been adjudicated. In case that action be brought against the pawnbroker for recovery of the pledge, he may, as a defense, require all known claimants to interplead. If no action be brought against the pawnbroker by either party within the period for which he is required, under this act, to hold the pledge, or within thirty days of notice of an adverse claim, he may proceed to sell the pledge and hold the surplus, if any, subject to adjudication or other adjustment of the parties' rights.
- Forbidden: 33. A pawnbroker shall not:
- Pledging minors; (1) Accept a pledge from any person who is under the age of sixteen years.
- Business hours. (2) Transact any business on Sunday; nor between the hours of six o'clock in the evening and eight o'clock in the morning; *provided, however*, that on Saturday or any other day preceding a legal holiday, he may transact business until the hour of ten o'clock P. M.
- Proviso. 34. Any person, partnership, association or corporation who shall violate any of the provisions of this act shall be guilty of a misdemeanor, punishable by a fine of not less than \$100.00 nor more than \$500.00.
- Penalty for violation. 35. If any section or provision of this act be decided by the courts to be unconstitutional or invalid, such adjudication shall not affect the validity of the act as a whole or of any other portion thereof, which can be given reasonable effect without the provision held to be unconstitutional or invalid.
- As to validity of act. 36. All acts or parts of acts inconsistent herewith are hereby repealed.
- Repealer. 37. This act shall take effect immediately.
- Approved April 27, 1931.

CHAPTER 295.

An Act to repeal an act entitled "A supplement to an act entitled 'An act authorizing and regulating the use of probation and suspension of sentence in certain courts and providing for the appointment of probation officers, and defining their powers and duties' (Revision of 1929), approved April twenty-second, one thousand nine hundred and twenty-nine," which said supplement was approved April eighteenth, one thousand nine hundred and thirty.

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

1. Section one of an act entitled "A supplement to an act entitled 'An act 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), approved April twenty-second, one thousand nine hundred and twenty-nine," which said supplement was approved April eighteenth, one thousand nine hundred and thirty, be and the same is hereby repealed.

Chap. 183,
P. L. 1930,
repealed.

2. This act shall take effect immediately.
Approved April 27, 1931.

CHAPTER 296.

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*:

Sec. 87
amended.

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

Fees for
filing
certificates.

87. On filing any certificate, executed by an insurance company of this State, in the department of banking and insurance, there shall be paid to the Commissioner of Banking and Insurance, for the use of the State, the following fees: for certificate of incorporation, twenty cents for each thousand dollars of the total amount of the capital stock authorized, but in no case less than twenty-five dollars; increase of capital stock, twenty cents for each thousand dollars of the total increase authorized, but in no case less than twenty dollars; consolidation and merger of companies, twenty dollars; extension of corporate existence, the same as required by this section for the original certificate of incorporation; dissolution of company, change of name, change of nature of business, or for amended certificates of incorporation (other than those authorizing increase of capital stock), decrease of capital stock, increase or decrease of par value or number of shares, twenty dollars, and for all certificates not hereby provided for, five dollars; *provided*, that in all cases where several amendments are contained in one certificate the fee payable to the Commissioner of Banking and Insurance shall be twenty dollars for each amendment; said commissioner shall also charge and collect for his services under the provisions of this act and pay into the State treasury the following fees: for filing the certified copy of the charter, deed of settlement or certificate of organ-

Proviso.

ization of an insurance company of another State or foreign country, twenty dollars, and for filing the statement of any such company on admission, twenty dollars; for filing each annual statement of each insurance company, twenty dollars; for each certificate of authority to an agent of an insurance company of another State or foreign country, two dollars; for each license to an agent to procure insurance in unauthorized fire insurance companies, twenty dollars; for computing the value of policies of life insurance companies thirty cents per thousand dollars of value so computed for the first million dollars of such value, ten cents per thousand for the next nine million, five cents per thousand for the next two hundred and forty million, two cents per thousand for the next two hundred and fifty million and one cent per thousand for that part of such value so computed in excess of five hundred million dollars; *provided, however*, that until such time as the fee so computed exceeds the fee paid for the 1930 valuation, the latter amount shall be paid instead, which fee so determined shall be paid into the State treasury as aforesaid; for each certificate of valuation of such policies, one dollar and for each certificate of the condition or qualification of an insurance company, one dollar; for each service of lawful process upon said commissioner as attorney, two dollars; for each copy of any paper filed in the department of banking and insurance, twenty cents a sheet or folio of one hundred words and one dollar for certifying the same; for services in connection with deposits of securities by domestic insurance companies the depositing company shall pay to said commissioner an annual fee of ten dollars on January first of each year and on each substitution of securities an additional fee of five dollars; and all other fees and charges due and payable into the State treasury for any official act or service of said commissioner.

Computing
value of
life insurance
policies.

Proviso.

Deposit of
securities.

2. This act shall take effect immediately.
- Approved April 27, 1931.

CHAPTER 297.

An Act to authorize the purchase of a supplement to the Compiled Statutes of New Jersey one thousand nine hundred and twenty-five to one thousand nine hundred and thirty, inclusive.

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

Supplement
to compiled
statutes
prepared.

1. The publishers of the supplement to Compiled Statutes of New Jersey, nineteen hundred and eleven to nineteen hundred and twenty-four inclusive, have published another supplement to the Compiled Statutes, nineteen hundred and twenty-five to nineteen hundred and thirty, inclusive, directly supplementing the cumulative supplement to the Compiled Statutes of New Jersey, nineteen hundred and eleven to nineteen hundred and twenty-four inclusive and containing the laws of a general and permanent nature with annotations construing the laws also index and tables.

Title.

2. The said work is entitled "Supplement to Compiled Statutes of New Jersey, Nineteen Hundred and Twenty-five to Nineteen Hundred and Thirty, Inclusive," and is approved by the Chancellor and to be approved by the Chief Justice.

Authorized
payment
upon delivery.

3. Upon delivery to the State House custodian of five hundred copies of said supplement, bound in American law buckram, delivery to be made not later than one month after this act becomes effective, the State Treasurer, upon proper warrant from the State Comptroller, is hereby authorized and directed to pay to the publishers of said supplement, fifteen dollars per copy. The said books shall be distributed in the same manner as the Law and Equity Reports of this State are now distributed, and one copy to each member of the present Legislature.

Distribution.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 298.

A Supplement to 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:*

1. Upon the trial of any indictment for murder every person summoned as a juror may be examined under oath, in open court, before being sworn as such juror, without the interposition of any challenge, upon such matters as shall relate to the competency of such person to serve as a juror in the said trial. Such examination shall be conducted under the supervision and control of the trial court. Preliminary examination of juror.

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

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 299.

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

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

1. Section ten of "An act concerning conditional sales and to make uniform the law relating thereto," approved April fifteenth, one thousand nine hundred and nineteen, amendment to which was approved April fifth, one Section 10 amended.

thousand nine hundred and twenty, be and the same is hereby amended to read as follows:

Record kept
by county
clerk.

10. The filing officer shall mark upon the contract or copy filed with him the day and hour of filing, and shall file the contract or copy in his office for public inspection. He shall keep a separate book in which he shall enter the names of the seller and buyer, the date of the contract, the day and hour of filing, a brief description of goods, the price named in the contract and the date of cancellation thereof; except that for contracts mentioned in section seven, the filing officer shall keep a separate book designated "Conditional Sale Contracts affecting goods attached to Realty," in which he shall enter the same information aforesaid, and, in addition, the name of the record owner of the title of the realty to which the goods are or are to be affixed and a brief description of the realty, taken from the seller's statement prescribed in section seven, said seller's statement to contain the name of said record owner; and except that in entering the contracts mentioned in section eight, the Secretary of State shall record either the sum remaining to be paid upon the contract or the price of the goods. Such book shall be indexed under the names of both seller and buyer, and in case of contracts mentioned in section seven under name of record owner also. For filing and entering such contract or copy, the filing officer shall be entitled to a fee of one dollar, except that for filing and entering a contract described in section eight the Secretary of State shall be entitled to a fee of one dollar.

Separate book.

Exception.

Index.

Filing fee.

Approved April 27, 1931.

CHAPTER 300.

A Supplement to an act entitled "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," approved May sixth, one thousand nine hundred and twenty-nine.

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

1. In addition to its general powers, and not in limitation thereof, the State Water Policy Commission shall have power to acquire any lands, water rights and/or interest therein, and/or property, including structures erected thereon and/or rights therein by gift, devise, purchase or condemnation for the purpose of carrying out and administering the terms and provisions of Chapter 226, of the Laws of 1930, being an act entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of seven million dollars for the acquisition of lands and interest therein, water rights and interest therein, for the purpose of appropriating, conserving and protecting the potable waters of this State; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof; and providing for the submission of this law to the people at a general election," approved April eighteenth, one thousand nine hundred and thirty, all procedure for such condemnation to be in accordance with the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or

General
powers of
water policy
commission.

Authority.

taken for public use" (Revision 1900), approved March twentieth, one thousand nine hundred, and the several amendments thereof and supplements thereto.

Hearings.

2. In addition to its general powers, and not in limitation thereof, the State Water Policy Commission shall have power to conduct hearings by one or more of its members in place and stead of the full commission, unless any party in interest appearing before said commission shall object thereto, providing that when any such hearing shall be so held by less than a majority of the members of said commission all testimony shall be taken stenographically and a transcribed copy thereof shall be furnished each member of said commission. Thereafter the action of said commission upon the matter upon which said hearing was so held shall be as effective as though the hearing was held before the commission.

Constitution-
ality of act.

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.

Repealer.

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

5. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 301.

An Act to further amend an act entitled "An act concerning the welfare of children," approved April eighth, one thousand nine hundred and fifteen.

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

Section 6
amended.

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

Petition
setting forth
child's con-
dition.

6. Whenever the court shall determine that the parent, guardian or person having the custody and control of any child or children are unable to support it or them, or

are dead, or cannot be found, and there is no person legally liable for the support of said child or children, or whenever a child or children have been abandoned, abused, neglected or cruelly treated, a petition may be filed by any person, association or corporation having as one of its objects the prevention of cruelty to children, interested in the said child or children, with the court of common pleas, or the judges of the courts for the trial of juvenile offenders in every county of the State, of the county where the child has a settlement, setting forth the facts in the case, and, where the case was not tried before the court in which the petition is filed, a copy of the record of the conviction shall be filed with the petition. If, upon the filing of said petition and copy of record, the court is satisfied that the best interests of the child or children require that the said child or children be placed under proper guardianship, the said court may make an order committing the said child or children to the care, custody and control of the New Jersey State Board of Children's Guardians, and the said child or children shall thereupon become the legal ward of said board, which shall also contain a provision ordering the county to pay expenses for the care of said child or children, including the board, clothing, medical care and surgical treatment while the child or children are under the guardianship of the New Jersey State Board of Children's Guardians, and said order shall also contain a provision fixing the date from which said payment of expenses for the care of said child or children shall be chargeable to the county, the date being not later than the date of the filing of the petition praying for said relief. Upon the making of such commitment, as aforesaid, the State Board of Children's Guardians shall thereupon become and be constituted the guardian of said juvenile dependent or dependents, and shall be invested with all the powers and duties now exercised by them in the same manner and to the same effect as if the said child or children had been committed to said New Jersey State Board of Children's Guardians as a public charge or charges.

Commitment
of children
to board of
guardians.

Responsibility
of guardians.

Approved April 27, 1931.

CHAPTER 302.

An Act to amend chapter three hundred and thirty-seven of the laws of nineteen hundred and twenty-one, being an act entitled "An act to amend 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 March twelfth, nineteen hundred and six,' and which amendment was approved April fifteenth, one thousand nine hundred and twenty," and which said chapter was approved April twelfth, one thousand nine hundred and twenty-one.

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

Returns made
to tax com-
missioner.

1. All corporations incorporated under the laws of this State, other than those which are subject to the payment of a State franchise tax assessed upon the basis of gross receipts shall make annual return to the State Tax Commissioner on or before the first Tuesday of February in each year, and shall state therein the amount of the capital stock of such corporation issued and outstanding, on the first day of January preceding the making of said return, together with such other information as may be required by said commissioner to carry out the provisions of this act and shall pay an annual license fee or franchise tax of one-tenth of one per centum on all amounts of capital stock issued and outstanding up to and including the sum of three million dollars; on all sums of capital stock issued and outstanding in excess of three million dollars and not exceeding five million dollars, an annual license fee or

Franchise tax.

Rate.

franchise tax of one-twentieth of one per centum, and the further sum of fifty dollars per annum per one million dollars, or any part thereof, on all amounts of capital stock issued and outstanding in excess of five million dollars; and any shares of stock either fully paid or partially paid in cash or by property purchased whether issued or otherwise shall be deemed to be shares of stock issued and outstanding until such shares or any substitute therefor shall have been retired and actually cancelled; *provided*, that any corporation issuing shares of stock without nominal or par value shall pay an annual license fee or franchise tax upon all shares of stock issued and outstanding, up to and including twenty thousand shares, the sum of three cents per share; on all shares in excess of twenty thousand shares and not exceeding thirty thousand shares, the sum of two cents per share; on all shares in excess of thirty thousand shares and not exceeding forty thousand shares, the sum of one cent per share; on all shares in excess of forty thousand shares and not exceeding fifty thousand shares, the sum of five mills per share, and the further sum of two and one-half mills per share on all shares of such stock issued and outstanding in excess of fifty thousand shares; *provided, however*, that every corporation subject to tax under this act shall pay a minimum annual license fee or franchise tax of not less than five dollars; *and provided further*, that this act shall not apply to railway, canal or banking corporations, or to savings banks, cemeteries or religious corporations, or purely charitable or purely educational associations not conducted for profit, or manufacturing, or mining, or agricultural, or horticultural corporations at least fifty per centum of whose capital stock issued and outstanding is invested in mining, or manufacturing, or agricultural, or horticultural pursuits carried on within this State, and which mining, or manufacturing, or agricultural, or horticultural corporation shall have stated in its return to the State Tax Commissioner where the mining, or manufacturing establishment, or the agricultural, or horticultural pursuits of such corporation or corporations is or are located, the character of the ores mined or the goods manufactured, or the agricultural or horticultural pur-

Proviso:
in case no
par value.

Proviso:
general tax.

Proviso:
corporations
excepted.

In case of
mining,
manufactur-
ing, etc.,
companies.

Location of
investments.

Act effective.

suits engaged in, the total amount of its capital stock embarked in the business of mining or manufacturing or in agricultural, or horticultural pursuits, and the amount of capital stock actually employed in New Jersey in carrying on such mining, or manufacturing business, or agricultural, or horticultural pursuits. If any manufacturing, or mining, or agricultural, or horticultural corporation carrying on business in this State shall have less than fifty per centum of its capital stock issued and outstanding, invested in business carried on within this State, such corporation shall pay the annual license fee or franchise tax herein provided for corporations not carrying on business in this State, but shall be entitled, in the computation of such tax, to a deduction from the amount of its capital stock issued and outstanding of the assessed value of its real and personal estate so used in manufacturing, or mining, or agricultural or horticultural pursuits. In the case of a corporation engaged in the business of manufacturing, or mining, or in agricultural, or horticultural pursuits in this State as aforesaid, which has all or a part of its shares issued without nominal or par value, the location of the investment of the capital represented by such shares without nominal or par value, shall be used in determining the applicability of this act or the deduction to be made as aforesaid.

2. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 27, 1931.

CHAPTER 303.

An Act to amend chapter two hundred and twenty-eight of the laws of nineteen hundred and nine, being an act entitled "An act to tax the transfer of property, of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, nineteen hundred and nine.

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

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

Section 1
amended.

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:

Transfer tax
on decedent's
property.

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.

Resident of
State.

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.

Non-resident.

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

Of property
transferred
before death to
take effect
afterwards.

Transfer
within two
years of
death taxable.

to the contrary, be deemed to have been made in contemplation of death within the meaning of this section.

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.

In case of
property held
jointly.

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 State Tax Commissioner 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.

Rate of tax
payable to
tax commis-
sioner.

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 State Tax Commissioner and deposited with the Treasurer of the State, when and as collected, 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 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.

Liability of
executors,
trustees, etc.

Market value—

Debts
deducted.
Proviso.

Certain
necessary
expenses
deducted.

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;

Public use:

(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 non-resident 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

Insurance:

and paid or payable, at or after the death of such decedent, to the trustee or trustees under such trust deed or agreement;

Trust funds.

(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 non-resident 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.

Rate for churches, hospitals, libraries, etc.

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.

Rate for certain relatives of decedent.

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 five per centum on any amount up to three hundred thousand dollars (\$300,000);

Schedule of inheritance tax.

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);

Tax rate on property passing to certain other relatives.

Two per centum on any amount in excess of fifty thousand dollars (\$50,000), up to one hundred thousand dollars (\$100,000);

Schedule of inheritance tax.

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 (\$1,400,000);

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);

Maximum rate.	Sixteen per centum on any amount in excess of one million seven hundred thousand dollars (\$1,700,000);
Proviso.	<i>provided, however,</i> that nothing in this act contained shall be construed to repeal or in anywise impair the
Payment to counties.	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.

Persons dying prior to July, 1927.

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

Section 3 amended.

3. Where an instrument creates an executory devise, or an estate in expectancy of any kind or character which is contingent or defeasible, the property transferred in accordance with such executory devise, or the property in which such contingent or defeasible interest is created by any such instrument, shall be appraised immediately at its clear market value, and after deducting from such appraisement the value of the life estate, or estate for a term of years, created by such instrument, the tax on such life estate, or estate for a term of years, if taxable under this act, shall be immediately levied and assessed but the tax on the balance of said appraised value of such estate shall not be levied or assessed until the person or corporation entitled to said property comes into the beneficial enjoyment, seizin or possession thereof, and if taxable shall then be taxed. Where an instrument creates a power of appointment, the life estate, or estate for a term of years, created and transferred by such instrument, if taxable, shall be immediately appraised and taxed at its clear market value, but the appraisal and taxation of the interest or interests in remainder to be disposed of by the donee of power shall be suspended until the exercise of the power of appointment, and shall then be taxed, if taxable, at the clear market value of such property, which value of such property shall be determined as of the date of the death of the creator of the power.

When property contingent or defeasible.

Appraisement and deduction.

When balance due.

If power of appointment, life estate taxed immediately.

A tax on an estate for life, or on an estate for a term of years, levied and assessed as directed in this section,

Time of payment.

shall be due and payable as provided in section five of this act. All other taxes levied and assessed as directed in this section and all taxes on any property which may be transferred to the residuary legatees, heir or next of kin of any decedent, or which may revert to the heir of any decedent by reason of the failure of any contingency upon which any remainder may be limited, shall be due and payable within two months after the person entitled to the property shall come into the enjoyment, seizin or possession thereof, and if not paid shall thenceforth bear interest at the rate of ten per centum per annum until paid. No executor or trustee shall turn over any property of an estate mentioned in this section until the tax due thereon, and interest, if any, shall have been paid to the State Tax Commissioner, and any executor or trustee who shall turn over any property prior to the payment of the tax due thereon, together with interest, shall be personally liable for such tax and interest, which said liability may be enforced by an action of debt in the name of the State of New Jersey.

Executors and trustees not to turn over estate until tax due is paid.

Tax commissioner may agree to compound taxes.

The State Tax Commissioner is hereby empowered and authorized to enter into an agreement with the executors or trustees of any estate in which remainders or expectant estates have been of such a nature, or so disposed and circumstanced that the taxes therein were held not presently payable, or where the interest of the legatees or devisees were not ascertainable at the death of the testator, grantor, donor or vendor, and to compound such taxes upon such terms as may be deemed equitable and expedient; and to grant discharge to said executors and trustees upon the payment of the taxes provided for in such composition; *provided, however*, that no such composition shall be conclusive in favor of said executors or trustees as against the interest of such cestuis que trust as may possess either present rights or enjoyment or fixed, absolute or indefeasible rights of future enjoyment, or of such as would possess such rights in the event of the immediate termination of particular estates, unless they consent thereto, either personally, when competent, or by guardian or committee.

Proviso.

Proviso.

Provided further, however, that if the executor, trustee or the person or persons, or body politic or corporate,

beneficially interested in the property chargeable with the tax shall elect to defer the adjustment of the taxes until the said person or persons, or body politic or corporate, shall come into actual possession or enjoyment of the said property, such person or persons, or body politic or corporate, or the executor or trustee, shall execute a bond to the State of New Jersey, in a penalty of twice the amount of the tax imposed at the highest possible rate, with such surety or sureties as the State Tax Commissioner shall approve, conditioned for the payment of said tax and interest thereon at such time or period as hereinabove provided, which bond shall be filed in the office of the State Tax Commissioner. Upon the filing and approval of said bond, the State Tax Commissioner shall be authorized to issue consents permitting the transfer of any and all property disclosed in the proceeding.

Deferring
adjustment
of taxes.

Bond given.

Consent to
transfer.

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

Section 5
amended.

5. All taxes imposed by this act shall be due and payable at the death of the testator, intestate, grantor, donor or vendor, unless in this act otherwise provided, and if not paid within one year from the date of the death of the testator, intestate, grantor, donor or vendor, such tax shall bear interest at the rate of ten per centum per annum, to be computed from the expiration of one year from the date of the death of such testator, intestate, grantor, donor or vendor, or until the same is paid, and in all cases where the executors, administrators, grantees, donees, vendees or trustees do not pay such tax within one year from the death of the decedent, they shall be required to give a bond to the State of New Jersey in double the amount of the tax, conditioned to pay said tax, and any interest which may fall due thereon, said bond to be approved as to the form and sufficiency thereof by the State Tax Commissioner.

When taxes
due.

Penalty if
not paid
within year.

All taxes levied and assessed under this act shall be and remain a lien on all property owned by the decedent as of the date of death until paid or secured by bond, as provided for in the several provisions of this act.

Taxes a lien.

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

Section 9
amended.

Payment
within 30
days.

9. Any sum of money retained by any executor, administrator or trustee, or paid into his hands for any tax due under this act, shall be paid by him, within thirty days thereafter, to the State Tax Commissioner, and the person so paying shall be entitled to receive a receipt signed by the Treasurer of this State and countersigned by the State Tax Commissioner thereof, for such payment, which receipt shall be a proper voucher in the settlement of the account of any such executor, administrator or trustee.

Statement of
fact issued
by commis-
sioner.

Whenever the tax and interest chargeable has been paid in full or secured by bond, as is provided for in the several provisions of this act, or whenever any estate is determined by the State Tax Commissioner to be exempt from the payment of any inheritance tax to the State of New Jersey, there shall be issued to the executor, administrator or other proper representative of the estate, a statement of the fact in such form as may be adopted by the State Tax Commissioner, which statement shall include a concise but definite description of the real property disclosed in the proceeding and shall be signed by the State Tax Commissioner. Such statement may also be recorded in the clerk's office of the county in which said real property is situated, in the book which shall be kept by the clerk for such purpose, labeled "Inheritance Tax," for which recording and indexing the said clerk shall receive a fee at the same rates as those charged for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents.

Statement
recorded in
county clerk's
office in
"Inheritance
Tax" book.

Section 10
amended.

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

Tax commis-
sioner in-
formed of
passage of
real estate.

10. Whenever any of the real estate of which any decedent may die seized shall pass to any body politic or corporate, or to any devisee or beneficiary other than the corporations, institutions and organizations specifically exempted under the provisions of this act from the tax imposed hereby, it shall be the duty of the heirs, devisees, executors, administrators or trustees of such decedent to give information thereof in writing to the State Tax Commissioner within six months after they obtain title thereto or undertake the execution of their respective duties, or, if the fact be not known to them within that

period, then within one month after the same shall have come to their knowledge.

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

Section 11
amended.

11. Whenever any debts shall be proven against the estate of the decedent, after the payment of the legacies or distribution of property from which the said tax has been deducted, or upon which it has been paid, and a refund is made by the legatee, devisee, heir, or next of kin, a proportion of the tax so paid shall be repaid to him by the executor, administrator or trustee, if the said tax has not been paid to the State Tax Commissioner, or by the State Treasurer, if the same has been paid into the State treasury.

Refund in
case of
debts proven
after payment
of legacies.

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

Section 12
amended.

12. If a foreign executor, administrator or trustee shall assign or transfer any stock or obligations in this State standing in the name of a decedent, or standing in the joint names of such a decedent and one or more persons, or in trust for a decedent, liable to any such tax, the tax shall be paid to the State Tax Commissioner on the transfer thereof. No safe deposit company, trust company, corporation, bank or other institution, person or persons having in possession or under control, securities, deposits or other assets belonging to or standing in the name of a decedent who was a resident, or belonging to or standing in the joint names of such a resident decedent and one or more persons, including the shares of the capital stock of, or other interests in, safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer herein provided, shall deliver or transfer the same to the executors, administrators or legal representatives of said decedent, or to the survivor or survivors when held in the joint names of a decedent and one or more persons, or upon their order or request, unless notice of the time and place of such intended delivery or transfer be served upon the State Tax Commissioner at least ten days prior to said delivery or transfer; nor shall any such deposit company, trust company, corporation, bank or other institution, person or persons deliver or transfer any securities,

Tax on trans-
fer of securi-
ties by foreign
executor paid
tax commis-
sioner.

Notice of
intended
transfer of
securities
given to tax
commis-
sioner.

deposits or other assets belonging to or standing in the name of a resident decedent, or belonging to or standing in the joint names of a resident decedent and one or more persons, including the shares of the capital stock of, or other interests in, the safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer, without retaining a sufficient portion or amount thereof to pay any tax and interest which may thereafter be assessed on account of the delivery or transfer of such securities, deposits, shares of stock, or other assets, including the shares of capital stock of, or other interests in, the safe deposit company, trust company, corporation, bank or other institution, making the delivery or transfer under the provisions of this act, unless the State Tax Commissioner consents thereto in writing. And it shall be lawful for the said State Tax Commissioner, either personally or by representative, to examine said securities, deposits or assets of a resident decedent, at the time of such delivery or transfer. Failure to serve such notice or failure to allow such examination, or failure to retain a sufficient portion or amount to pay such tax and interest as herein provided shall render said safe deposit company, trust company, corporation, bank or other institution, person or persons, liable to the payment of the amount of the tax and interest due or thereafter to become due upon said securities, deposits, shares of stock, or other assets, including the shares of capital stock of, or other interests in, the safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer, and in addition thereto a penalty of one thousand dollars; which liability for such tax and interest, or the penalty above described, or both, shall be enforced in an action of debt in the name of the State of New Jersey, and the same, when recovered, shall be paid into the treasury of the State of New Jersey for the use of the State; *provided*, there shall be no liability for the payment of such tax and interest, or for such penalty of one thousand dollars in any case where such safe deposit company, trust company, corporation, bank or other institution, person or persons shall make delivery of securities, deposits, shares of stock or other assets,

• Penalty for
illegal
transfer.

Enforce-
ment.

Proviso.

including the shares of capital stock of, or other interest in, the safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer, belonging to or standing in the names of two or more persons, without knowledge or reasonable ground to believe, that one of the persons to whom such securities, deposits or other assets belong or in whose name they stand is dead.

No corporation of this State shall transfer any stock of said corporation standing in the name of or belonging to a decedent, resident or nonresident, or in the joint names of a decedent and one or more persons, or in trust for a decedent, unless notice of the time of such intended transfer be served upon the State Tax Commissioner at least ten days prior to such transfer, nor until said Commissioner shall consent thereto in writing. Any corporation making such a transfer without first obtaining the consent of the State Tax Commissioner as aforesaid shall be liable for the amount of any tax which may thereafter be assessed on account of the transfer of such stock, together with the interest thereon, and in addition thereto a penalty of one thousand dollars, which liability for such tax and interest and the said penalty prescribed may be enforced in an action of debt in the name of the State of New Jersey, said penalty, when recovered, to be paid into the treasury of the State of New Jersey.

Notice of intended transfer of stock given by corporation.

Penalty.

Nothing in this section contained shall apply to the assignment or transfer of any stock or obligations of corporations of this State or of national banking associations located in this State standing in the name of or belonging to a nonresident decedent who dies on or after July first, one thousand nine hundred and twenty-six, or standing in the joint names of such a nonresident decedent and one or more persons, or in trust for such a nonresident decedent, and nothing in this section contained shall require notice of any such intended transfer of any such stock or obligations to be served upon the State Tax Commissioner or shall require the consent in writing of said Commissioner thereto.

Exceptions.

A tax shall be assessed on the transfer of property made subject to tax as aforesaid in this State of a nonresident decedent if all or any part of the estate of such

Tax assessed on estate of nonresident decedent.

- decedent, wherever situated, shall pass to persons or corporations taxable under this act, which tax shall bear the same ratio to the entire tax which the said estate would have been subject to under this act if such nonresident decedent had been a resident of this State, and all his property, real and personal, had been located within this State, as such taxable property within this State bears to the entire estate, wherever situated; *provided*, that nothing in this clause contained shall apply to any specific bequest or devise of any property in this State.
- Proviso.**
- Section 13 amended.** 8. Section thirteen of the act of which this act is amendatory is hereby amended to read as follows:
- Liability of property investigated.** 13. The State Tax Commissioner, either personally or by any of his employees, may investigate the question of the liability of any property to any tax due prior to the passage of this act, and if said Commissioner is satisfied that any taxes are due this State, he shall report such fact to the register of the prerogative court, or surrogate of the proper county, whereupon said register or surrogate shall cause said property to be taxed.
- Section 15 amended.** 9. Section fifteen of the act of which this act is amendatory is hereby amended to read as follows:
- Refunding erroneous payments.** 15. When any amount of said tax shall have been paid erroneously to the State Tax Commissioner, it shall be lawful for the Comptroller of the Treasury, on satisfactory proof rendered to the State Tax Commissioner of such erroneous payments, and duly certified by him to the Comptroller, to draw his warrant on the State Treasurer, in favor of the executor, administrator, person or persons who have paid any such tax in error, or who may be lawfully entitled to receive the same, for the amount of such tax so paid in error; *provided*, that all such applications for the repayment of such tax shall be made within two years from the date of such payment.
- Proviso.**
- Section 16 amended.** 10. Section sixteen of the act of which this act is amendatory is hereby amended to read as follows:
- Tax commissioner notified by register or surrogate.** 16. The register of the Prerogative Court and every surrogate of any county in this State shall, within ten days after the probate of any will, either foreign or domestic, of the filing of a copy of any foreign will, or the taking out of letters of administration, notify, in writing, the State Tax Commissioner of such probate

or administration; and any surrogate or the register of the Prerogative Court failing to notify said Commissioner in writing of the probate of any will, or the filing of a copy of any foreign will, or the taking out of any letters of administration, shall be liable to a penalty of two hundred dollars, to be recovered in an action of debt in the name of the State of New Jersey.

Penalty.

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

Section 17 amended.

17. The State Tax Commissioner, either personally or by his assistant or other employee, is hereby empowered to examine any and all papers, documents and files which now are or hereafter may be filed or lodged with the register of the prerogative court, or with the surrogate of any county or with any other official of this State or of any municipality thereof, or with any person or corporation, for the purpose of ascertaining what, if any, property is, or shall be, liable to the payment of the tax provided for by this act.

Tax commissioner empowered to examine papers, records, etc.

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

Section 18 amended.

18. In order to fix the value of property of persons whose estates shall be liable to the payment of a tax under this act, whether the same be in the ownership of a resident or nonresident decedent, the State Tax Commissioner on the application of any interested party, or upon his own motion, shall appoint some competent person as appraiser as often as and whenever occasion may require. Every such appraiser shall forthwith give notice, by mail, to such persons as the State Tax Commissioner shall direct, of the time and place when and where he will appraise such property. He shall at such time and place appraise the same at its fair market value, and for that purpose the said appraiser is authorized to issue subpoenas and to compel the attendance of witnesses, and to take the evidence of such witnesses under oath concerning such property and the value thereof, and he shall make report thereof, and of such value, in writing to said State Tax Commissioner, together with such other facts in relation thereto as the said State Tax Commissioner may, by order, require, which report and other data required by said Commissioner shall be filed

Appointment of appraisers.

Notice of intended appraisement.

Report.

Appeal may be taken to ordinary.	in the office of such Commissioner, and from said report the said State Tax Commissioner shall forthwith assess and fix the cash value of such estate and levy the tax to which the same is liable, and shall immediately give notice thereof, by mail, to all parties known by said State Tax Commissioner to be interested therein. Any person or corporation dissatisfied with said appraisement or assessment may appeal therefrom to the Ordinary of this State within sixty days after the making and filing of such assessment, on giving a bond, approved by the Ordinary of this State, conditioned to pay said tax so as aforesaid levied by the said State Tax Commissioner, together with interests and costs, if the said tax be affirmed by the Ordinary. Any person failing to attend before an appraiser after service of a subpoena, or refusing to give evidence concerning any estate, shall be liable to a penalty of two hundred dollars, to be recovered in an action of debt by the State Tax Commissioner.
Bond required.	
Penalty for not obeying subpoena.	
Section 19 amended.	13. Section nineteen of the act of which this act is amendatory is hereby amended to read as follows:
Misconduct of appraiser.	19. Any appraiser appointed pursuant to the provisions of this act who shall take any fee or reward, either directly or indirectly, from any executor or administrator, or any other person liable to pay any tax or any portion thereof, under the provisions of this act, shall be guilty of a misdemeanor, and, on conviction, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year, or both, at the discretion of the court, and, in addition thereto, the State Tax Commissioner shall immediately dismiss such appraiser from his employment. The compensation of said appraisers shall be a sum not exceeding five dollars per day, to be fixed and determined upon by the said State Tax Commissioner, and to be paid out of the treasury of this State. Such appraisers shall also be reimbursed for all actual expenses incurred in the discharge of their duties.
Penalty.	
Compensation per diem and expenses.	
Section 21 amended.	14. Section twenty-one of the act of which this act is amendatory is hereby amended to read as follows:
If accrued tax not paid, register to issue citation.	21. If it shall appear to the State Tax Commissioner that any tax which has accrued under this act has not been paid according to law said Commissioner shall

report such fact, in writing, to the register of the Prerogative Court, and said register shall issue a citation citing the persons or corporations interested in the property liable to said tax to appear before the Ordinary on a certain day, not more than three months from the date of such citation, and show cause why such tax should not be paid; the service of such citation and the subsequent proceedings had thereon shall conform to the practice prevailing in the Prerogative Court. Upon the making of any decree the register of the Prerogative Court shall, upon the request of the State Tax Commissioner furnish one or more copies of said decree, and the same shall be docketed and filed by the clerk of the Supreme Court, or by the county clerk of any county in this State, upon the request of the State Tax Commissioner, and the same shall have the same effect as a lien by judgment, and execution shall issue thereon according to the rules and practice appertaining to other judgments docketed and filed with said respective clerks.

Practice followed.

Decree filed, same effect as lien by judgment.

15. Section twenty-two of the act of which this act is amendatory is hereby amended to read as follows:

Section 22 amended.

22. Whenever the State Tax Commissioner shall have reason to believe that any tax is due and unpaid under this act, after the neglect and refusal of the persons or corporations interested in the property and liable to said tax to pay the same, he shall notify the Attorney-General of this State, in writing, of such failure to pay such tax, and the said Attorney-General, when so notified, if he have probable cause to believe that a tax is due and unpaid, shall prosecute the proceeding before the Ordinary of this State, as provided for in section twenty-one of this act, and the State Treasurer shall, on the warrant of the Comptroller, and the certification of the State Tax Commissioner, pay all the expenses of said proceeding.

Attorney-General to prosecute for unpaid taxes.

16. Section twenty-three of the act of which this act is amendatory is hereby amended to read as follows:

Section 23 amended.

23. The State Tax Commissioner shall keep a record in his department of all returns made by appraisers, cash value of annuities, life estates and term of years, and the amount of all taxes assessed by him; in addition to the foregoing the said Commissioner may enter in said books all other information and data which he may deem desir-

Records to be kept by tax commissioner.

Privacy of
records.

able or proper. All returns made by appraisers and all data otherwise gathered by the State Tax Commissioner, shall be considered as privileged communications and the same shall not be exhibited for inspection to any person or persons other than the executor or the administrator or a beneficiary entitled under the terms of the last will and testament or the intestate laws to share in the estate, or the duly authorized attorney of said executor, administrator or beneficiary. Nothing in this section shall be construed as prohibiting the use of such returns made by appraisers and all data otherwise gathered by the Commissioner in legal proceedings involving the assessment, collection or abatement of taxes provided for by the various inheritance tax statutes prevailing in this State.

Use of
returns.

Section 24
amended.

17. Section twenty-four of the act of which this act is amendatory is hereby amended to read as follows:

Information
as to property
liable to tax.

24. Whenever a resident of this State has died, or shall hereafter die, testate or intestate, seized or possessed of any property liable to the payment of a tax under the provisions of this act, and no letters testamentary or of administration have or shall have been taken out on such estate within one year from the date of the death of such person, or whenever there is property, real or personal, within this State owned by a non-resident decedent which is liable to the payment of a tax under this act, and such nonresident decedent has been deceased for a period of three months without the tax due this State having been paid, it shall be lawful for the State Tax Commissioner to enter into an agreement, in writing, with any person giving him information of the existence of property so liable to a tax, to pay to such person or persons out of any sum which may be collected from any such estate an amount not exceeding ten per centum thereof.

Allowance to
informant.

Act effective.

18. This act shall take effect on the first day of July, nineteen hundred and thirty-one.

Approved April 27, 1931.

CHAPTER 304.

A Supplement to 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 commission or its successors created pursuant to the act to which this act is a supplement to maintain, operate and extend the water works acquired pursuant to said act, in addition to the powers now vested in it by laws, shall have the power to acquire by condemnation, purchase, lease or agreement any property, or any interest therein, or any right to divert water therefrom, or any additional source of water supply, which may be necessary or convenient for the operation, maintenance or enlargement of the water works purchased pursuant to the act to which this act is a supplement, or to prevent or settle litigation growing out of diversion of water by said commission, and to utilize the same in connection with said water works. The said commission shall have the power to acquire by agreement with any municipality represented by it, or any other municipality, the ownership of or the right to use any water supply, or part thereof or interest therein, or any distribution system of water mains and connections, or any part thereof, which any such municipality may own or control, and to utilize the same in connection with the water works condemned

Acquiring
additional
water rights.

Acquiring
municipal
water plant.

Agreement.	under the act to which this act is a supplement. Such agreement may contain such provisions as to payment for the property acquired as may be agreed upon between the commission and the municipality for which said property is acquired.
Sale of surplus water.	2. The said commission or its successor, shall have the right to sell any surplus water not needed to supply the municipalities represented by it, to any consumer or any municipality outside of the municipalities represented by the commission, as provided by contracts with the water company which the said commission took over as part of the property condemned, and outside of any territory supplied in whole or in part by the water company at the time of taking over the water works; and to lay, construct and maintain such pipe lines and mains as may be necessary for such purpose in any public highway or place, or to acquire by purchase or condemnation any private lands or rights in lands for said purpose; <i>provided</i> , the consent of the public body charged with the repair and maintenance of any public highway or place shall be obtained, or in case such board or body shall refuse such consent, then in such place and in such manner as the Board of Public Utility Commissioners after hearing may fix and determine; <i>provided</i> that the consent of the governing body of the municipality in which such customers are to be supplied with water shall be first obtained.
Lay pipes, etc.	
Proviso.	
Proviso.	
Contracts.	3. It shall be lawful for such commission to make all necessary and proper contracts, in the manner herein-after provided, and to elect or appoint any and all engineers, surveyors, officers, agents and employees that they may deem necessary or convenient for accomplishing the purposes of providing and supplying with water any municipality and its inhabitants which it is authorized to supply, and to define their duties, regulate their compensation and provide for their removal.
Engineers, assistants.	
Inviting proposals for work and materials.	4. Whenever any work to be performed or materials to be furnished may involve an expenditure of any sum exceeding five hundred dollars, the said commission shall designate the time when they will meet at the usual place of meeting to receive proposals in writing for doing such work or furnishing such materials, as the case may be, and shall thereupon order that the notice shall be

given by advertising the same in one or more newspapers circulating in one or more of the municipalities represented by the commission, at least ten days before the time of such meeting, which advertisement shall specify the dimensions and quality of the work to be done or materials to be furnished. All such proposals shall be publicly opened in the presence of those who choose to attend, and said commission shall be empowered to reject any or all of said proposals, and to advertise for new proposals, and the contract for such work and materials, when awarded, shall be awarded to the lowest responsible bidder; *provided*, that this section shall not be construed to apply to the compensation of specially retained advisers; *and provided, further*, that when the exigency of the service of an emergency threatening the continuity of the water supply shall by resolution passed by the unanimous vote of the members of the said commission, which resolution shall set forth the nature of such exigency or emergency, and shall state the approximate cost of the work in excess of five hundred dollars necessary to be done to meet such exigency or emergency, then and in such case the necessity for advertising and receiving proposals provided for in this section shall not apply.

Opening bids.

Proviso.

Proviso.

In emergency.

5. All such contracts shall be in writing, and shall be executed by the president and secretary of said commission, on behalf of and in the name of the said commission, and under the seal thereof. No party shall be allowed to enter upon any work or furnish any material until such contract shall have been so executed. Every person or corporation entering into any such contract with the said commission, shall give satisfactory security for the faithful performance of such contract according to its terms, with surety to be approved by said commission.

Execution of contract.

6. Said commission may make, enforce, amend and repeal all such resolutions and regulations as said body may deem necessary and proper for the distribution, supply, use and protection of the said water supplies, and the safety, security and protection of the buildings, machinery, canals, aqueducts, reservoirs and other works and appurtenances thereto; for the installation and protection of meters, and for fixing and collecting the water

Resolutions pertaining to water supplies.

Furnishing water for special purposes.	rents or prices for water, and for imposing penalties in addition to cutting off the water for nonpayment thereof.
Proviso.	7. Said commission may enter into a contract with any person or persons, corporation or corporations, to supply such person or persons, corporation or corporations, with water for fire protection, manufacturing and irrigation and other special purposes, at rates and upon conditions to be designated by said commission, and upon any such contract being entered into the said person or persons, and corporation or corporations shall pay to the commission the rate and all other charges stipulated therein, instead of the usual rates charged to other customers of said commission; <i>provided</i> , that nothing herein contained shall alter or affect the lien hereinafter imposed for unpaid water rents or rates, nor change the rights of said commission to collect unpaid water rates or rents in accordance with the provisions hereof.
Right of entry on land or water.	8. All engineers, surveyors, officers, agents, employees or committeemen appointed for the purposes herein provided are hereby authorized and empowered to enter upon any land or water for the purpose of making any and all surveys and examinations necessary, and at all reasonable hours to enter any dwelling or other place where the water so furnished is taken or used, and where unnecessary waste thereof is known or suspected, and examine and inquire into the cause thereof; and the said engineers, surveyors, officers, agents, employees or committeemen, shall have full power to examine all service pipes, stopcocks and other apparatus connected with the water supply or drainage works, for the purpose of ascertaining whether the same are of the character and dimensions, and fixed in the manner by the rules of the said commission regulating the same; and if any person or persons shall refuse to permit such examination, or oppose or obstruct any such engineers, surveyors, officers, agents, employees or committeemen in the performance of such duties, he, she or they so offending shall have the supply of water shut off until the required examination is made and such alteration and repairs as may be necessary shall be completed.
Examination of equipment.	The owner of any house, tenement, building or lot shall each be liable for the payment of the price or rent
Water shut off on refusal to permit inspection.	
Liability for water rent.	

as fixed by the said commission for the use of water by such owner or by the occupier, and for the installation, purchase price, repair and testing of any water meter or water meters, water service, water services, connections, appliances or parts, and renewals thereof, heretofore or hereafter furnished or made by such commission, in or upon such house, tenement, building or lot, or connecting with such house, tenement, building or lot, and the interest and penalties charged; and such price or rent so fixed, and the other costs, expenses, interest and penalties aforesaid, shall be a lien upon said house, tenement, building or lot, until the same shall be paid and satisfied, and shall be enforceable by an action in debt in any competent court. Said commission shall have authority to require payment in advance for the use or rent of water furnished by said commission and for any work to be done or materials to be furnished.

Rent a lien.

May require advance payment.

In case prompt payment of any water rent or rents, or for work done or materials furnished, is not made when the same shall become due, the water may be shut off from such houses, tenements, buildings, or lots, and shall not be again supplied thereto until such arrears with interest and penalties shall be fully paid.

Water shut off for non-payment of charges.

9. Said commission may grant to consumers a rebate or discount for the prompt payment of water rent or rates within a specified time after said water rent or rates shall become due. Such rebate or discount shall not exceed the sum of ten cents on each one dollar or fraction thereof due for water rent or rates, and no rebate or discount shall be granted unless such rents or rates be paid within thirty days after the same shall become due, which sum so granted as a rebate or discount shall be fixed and determined by resolution of said commission.

Rebate for prompt payment.

Amount of rebate.

10. It shall be lawful for said commission to increase the capacity of any water works, plant or plants which it owns, either by the construction and erection of new and additional buildings or otherwise, and the purchase of other or larger pumps, machinery and apparatus; and to extend any system of water distribution either within or without any municipality authorized to be supplied by it, by laying additional mains or lateral

Increasing capacity of plant.

Additional pipe lines.	connections, or by relaying or enlarging existing mains and pipes, as the said commission shall deem necessary; and to cause to be constructed additional pipe lines or mains to connect any reservoir or water supply in the control of said commission, located outside the limits of the municipalities represented by the commission, with any reservoir or supply pipes or mains within such municipalities.
May contract for additional supply with private owners.	11. Said commission shall have power to enter into a contract or contracts from time to time, for a period not exceeding fifteen years, with any other municipality in this State having water works, or with any private corporation owning or controlling water works, to obtain any additional supply of water for public and private uses of the inhabitants of the municipalities represented or supplied by the commission.
Supplying water to mu- nicipalities.	12. It shall be lawful for the said commission to make a contract with any municipality or municipalities in this State, to furnish a supply of water for such other municipalities and their inhabitants, for public and private uses, for the term of a year or years; <i>provided</i> , there shall first be obtained the approval of the State board or department having jurisdiction of such matters, which approval and consent said commission or other board or departments may withhold or grant upon such terms as it may deem proper, but in case approval and consent are withheld, the reason for such withholding shall be furnished by said department or board to the commission applying therefor.
Proviso.	
Serving dwellers along line.	13. It shall and may be lawful for said commission to supply with water dwellers in municipalities, other than those represented by the commission, through which their mains may pass; and for that purpose to lay mains and pipes in or under any street, road, avenue, alley or public place in such other municipality; <i>provided</i> , that such water shall be supplied to such dwellers in other municipalities upon the like or as favorable terms and conditions as water shall be furnished to other similar customers of the said commission; <i>and provided further</i> , the consent of the municipal authorities of such other municipality to the supplying of its dwellers with water shall be first had and obtained.
Proviso.	
Proviso.	

14. It shall be lawful for the said commission to adopt all ordinances and resolutions, enter into all agreements and contracts, and do any and all other acts and things necessary to provide water for the public and private uses of its customers in accordance with the provisions hereof.

General
powers.

15. If the commission and the owner of any property, or interest therein which said commission is authorized to acquire, cannot agree on terms for the sale or lease thereof, the said commission is authorized to acquire the same by condemnation in the manner prescribed in section three of the act to which this act is a supplement.

Acquiring
property by
condemna-
tion.

16. Nothing in this act shall be construed to affect the power or authority of the North Jersey District Water Supply Commission or the South Jersey District Water Supply Commission, or the State Water Policy Commission.

Excepted
from pro-
visions of act.

17. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 305.

An Act to amend an act entitled "An act concerning the employment of persons by the State of New Jersey, or of any county or municipality thereof," approved April fourteenth, nineteen hundred and thirty.

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

1. No person of the age of forty years or over applying for employment in the service of the State, or of any county or municipality thereof, shall be discriminated against by reason of age; nor shall the State or any agency thereof or any county or municipality make any rules or regulation designed to bar any such person from any position or employment as aforesaid; *provided, however,* that the provisions of this act shall not apply

No discrimi-
nation by
reason of
age.

Proviso—
exceptions.

to policemen and firemen of any county or municipality, or to guards employed in the service of any penal institution of the State or of any county or municipality.

Not eligible
for pension
fund

2. Any person of the age of forty years or over, accepting any employment in the State, or any county or municipality thereof, shall not be eligible to join any pension fund maintained by the State or any county or municipality thereof; *provided*, that this act shall not apply to 'teachers' as defined in Chapter 80, P. L. 1919, the amendments thereof or supplements thereto, nor to any person eligible to membership in the Teachers' Pension and Annuity Fund.

Proviso:
teachers
excepted.

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 306.

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*:

Tests and
examinations.

1. State tests and examinations in all grades of the public schools shall be conducted as provided in the act to which this act is a supplement, except that requirements for examinations at specific times and in specific grades shall not hereafter be effective.

Approved April 27, 1931.

CHAPTER 307.

An Act to amend an act entitled "An act to supplement an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April fourteenth, one thousand nine hundred and fourteen.

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

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

Section 2
amended.

2. Every parent, guardian or other person having custody and control of a child between the ages of seven and sixteen years shall cause such child regularly to attend the public schools of such district or to attend a day school in which there is given instruction equivalent to that provided in the public schools for children of similar grades and attainments or to receive equivalent instruction elsewhere than at school unless such child is above the age of fourteen years and has completed the work of the eighth grade in the public school or equivalent work in a private school, or is above the age of fifteen years and has completed the work of the sixth grade or has completed an approved educational program in lieu thereof and has been granted an age and schooling certificate and is regularly and lawfully employed in some useful occupation or service. Such regular attendance shall be during all the days and hours that the public schools are in session in said school district, unless it shall be shown to the satisfaction of the board of education of said school district that the mental condition of the child is such that he or she cannot benefit from instruction in the school or that the bodily condition of the child is such as to prevent his or her

Schooling
required.

Regular
attendance.

- Proviso. attendance at school; *provided*, that every parent, guardian or other person having custody and control of a child between the ages of fourteen and sixteen years to whom an age and schooling certificate has been granted and who is temporarily unemployed shall cause such child regularly to attend a continuation school for at least twenty hours each week or to attend regularly a day school as required for a child not holding an age and schooling certificate.
- Attendance at continuation school. Every parent, guardian or other person having custody and control of a child between the ages of fourteen and sixteen years to whom an age and schooling certificate has been granted and who is regularly and lawfully employed shall cause such child to attend a continuation school for a period of at least six hours during each week for at least thirty-six weeks in each year. Such attendance shall be in the school district or the county in which said child is employed and shall be during the hours when said continuation school in such district or county is in session; *provided*, that if there is no continuation school in the district in which the child is employed and a county school is not convenient of access, then such child shall attend a continuation school in the school district where he or she resides, if there be one, or the continuation school for the county of his or her residence if such school is convenient of access.
- Children regularly employed must attend continuation school.
- Proviso. 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.
- Repealer. 3. This act shall take effect July first, one thousand nine hundred and thirty-one.
- Act effective. Approved April 27, 1931.

CHAPTER 308.

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

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

1. If the voters in any school district in which the appropriations are voted by the inhabitants of that district shall reject the entire budget or any items of appropriation necessary to meet the annual cost of education in the district submitted at the annual district school election, the board of education shall within twelve days submit again at a special district school election called for that purpose, the items that were rejected at the annual district school election. The items to be submitted at this special district meeting may be in the same or less amounts than those submitted at the said annual election. Should the voters at the second election reject any of the items as submitted, the governing body of the municipality in which said school district is located after consultation with the local board of education shall within ten days after receipt of the proposed school budget from said board of education, certify to the county board of taxation the amount or amounts which said governing body of such municipality determines to be necessary to provide a thorough and efficient system of schools in said district. The amount or amounts so certified shall be included in the tax levied for such municipality for school purposes. If prior to the passage of this act the voters have failed to authorize appropriations for a deficit necessary to meet the cost of education or there has been a failure to vote the annual budget at an election called under the provisions of the act to which this is a supplement in time for the budget to be certified to the county board of taxation for inclu-

Procedure
when budget
rejected.

Another
election.

Resubmis-
sion.

Second
rejection.

Municipal
action.

Amount placed
in tax levy.

Certifying to
tax board.

Borrowing
to meet
temporary
conditions.

sion in the annual assessment, the amount necessary to meet such deficit or the amount necessary to conduct the schools for such year, or both, shall be certified in like manner by the governing body of the municipality in which said school district is located and assessed by the county board of taxation in the next annual assessment. The board of education of such district is hereby authorized to borrow on notes in the corporate name of the district the amount or amounts thus certified for appropriations until such time as the collected taxes for the next annual appropriations are due and payable to the school district when such amounts will be due also and payable to the school district by the municipality.

Repealer.

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

3. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 309.

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:*

Districts
added to
union or
regional
school
districts.

1. Whenever two or more school districts shall have united or shall hereafter unite to establish a union graded school district or a regional board of education and one or more other boards of education believe it is desirable that the union graded district or regional board of education shall also include the districts under such other boards of education, the boards of education of each of the districts included in the union graded district or under the regional board of education and the board of education or boards of education desiring to unite under the provisions for union graded school districts

or regional boards of education, shall call an election in their respective districts in the manner now prescribed for calling elections in Article VII districts at which there shall be submitted the question of uniting to form a union graded school district or regional board of education. If the vote in each school district is in favor of uniting as aforesaid, then on June thirtieth next ensuing the former union graded school district or regional board of education shall cease to exist and a new union graded school district or regional board of education shall become effective in the manner which is now or may hereafter be prescribed for union graded school districts or regional boards of education. All districts so uniting shall become responsible for the bonded or other indebtedness of the original union graded school district or regional board of education.

Election.

New district created.

Responsibility for indebtedness.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 310.

An Act to amend the title of an act entitled "An act to enable municipalities of this State to create and establish water districts, to construct, operate and maintain water systems within the districts, and to provide for the payment of the cost thereof," approved March twenty-sixth, one thousand nine hundred and twenty-eight, and to amend and supplement said act.

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

1. The title of the act to which this act is an amendment and supplement is hereby amended so as to read as follows:

Title amended.

An act to enable municipalities of this State to create and establish water districts, to install, construct, operate and maintain, or contract for the installation, construction, operation and maintenance of, water systems within

New title.

the districts, and to provide by contract or otherwise, for a water supply for such district, and to provide for the payment of the cost thereof.

Section 1
amended.

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

Water dis-
tricts in mu-
nicipalities.

1. It shall hereafter be lawful for the governing body of any municipality of this State to provide by ordinance for the creation and establishment within designated boundaries of a water district or districts, and to provide for the construction, operation and maintenance of water systems, which may include water works and pumping stations in such district or districts, and/or to provide by contract with any individual, or any municipal or private corporation, for the installation, construction, operation and maintenance of such water systems, and/or for a good and sufficient supply of water for such district; *provided*, the approval of the State Water Policy Commission for the diversion of water from any new or additional source of water supply is first obtained.

Proviso.

Section 2
amended.

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

Notice given
of proposed
districting.

2. Public notice of the intended creation and establishment of such proposed water district or districts, and the installation, construction, operation and maintenance of such water systems, and the method of supplying water for said district or districts, shall be given to the owner whose lands and real estate may be affected thereby. Such notice shall state the place where and the time when such governing body will consider said ordinance, and shall briefly describe the proposed boundaries and the improvements intended to be made in such district or districts. Such notice shall be published once in a newspaper circulating in the municipality at least fifteen days, and be mailed to the known owners of all lands and real estate affected, at their last known post office address, at least ten days before the date so fixed.

Section 3
amended.

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

3. No water district or districts shall be created or established, or water systems constructed, or any contract entered into for the installation, construction, operation or maintenance of such systems or for a supply of water, in any municipality of this State, where objections thereto in writing are filed with the clerk of such municipality, before the final reading of the ordinance, by the owners of fifty-one per centum in value of the lands and real estate in the district proposed to be assessed for benefits.

When majority objects.

The question as to whether the necessary fifty-one per centum have joined in such objections, shall be determined by the governing body of the last preceding valuation for the purpose of taxation.

Determining majority.

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

Section 5 amended.

5. The cost of any and all of the work contemplated under the provisions of this act may be paid for by notes or bonds under the provisions of an act entitled "An act to regulate and authorize the issuance of bonds and other obligations and 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 amendments thereof and supplements thereto.

Provision for expenses.

6. Section six of the act of which this act is an amendment and supplement is hereby amended so as to read as follows:

Section 6 amended.

6. The cost of the creation and establishment of such water district or districts and the installation and construction of such water systems, as provided for in this act, shall be assessed against the lands and real estate benefited 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.

Cost assessed against property benefited.

Assessment a lien.

Validity.	No assessment shall be invalid by reason of failure to receive notice or any other informality.
Section 7 amended.	7. Section seven of the act of which this act is an amendment and supplement is hereby amended so as to read as follows:
Expense of operation met by taxation.	7. The expense of the operation and maintenance of such water systems, water works and pumping stations, shall be met by taxes to be assessed and levied on the property lying and being in the water district or districts; and such assessment and levy shall be made and such taxes collected as other taxes are assessed, levied and collected.
Financing expenses.	8. To meet the expense of operation and maintenance of such water systems, tax anticipation and/or tax revenue notes or bonds may be issued by the governing body of the municipality, which notes or bonds shall be issued as now provided by the laws of this State, but such notes or bonds shall be issued and charged only against taxes for the district supplied with water.
Meeting first year's operation.	To meet the expense of operation and maintenance of any water system for the calendar year in which the system is installed, tax anticipation notes or bonds may be issued by the governing body of the municipality, against taxes to be levied and assessed for the following year against property in the district, which notes or bonds shall mature not later than December 31st of such following year, and may be extended or refunded as other tax anticipation notes or bonds may be extended or refunded under the laws of this State. Any tax anticipation or tax revenue note issued under authority of this act, shall state, in addition to any statement required under present laws, that it is issued against taxes for the certain water district.
Contract for supervision and maintenance.	9. Any contract entered into in pursuance of this act may provide for supervision and maintenance of the water system and the distribution, public or private, by both or either party to the contract, and may further provide for the collection by either party of rental charges for the supplying of said water to the users thereof.
Authority bestowed.	10. The municipality and/or the party so supplying water, their officers, agents or servants, shall have the

necessary rights and powers to carry out the provisions of this act.

11. If any provision of this act shall be held unconstitutional or invalid, it shall not be construed to invalidate any other provision of the act. Constitution-
ality of act.

12. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 311.

A Further Amendment to an act entitled "An Act Providing for Divorce and for Decrees of Nullity of Marriage, and for Alimony and the Maintenance of Children" (Revision of 1907), approved May seventeen, 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, as amended by an act approved March nineteenth, one thousand nine hundred and twenty-eight (chapter sixty-five of the laws of one thousand nine hundred and twenty-eight), is hereby further amended to read as follows: Section 1
amended.

1. Causes for decrees of nullity. Decrees of nullity of marriage may be rendered in all cases when: Causes for
decrees of
nullity:

Other wife or husband living. Either of the parties has another wife or husband living at the time of a second or other marriage; Husband or
wife living;

Relation within prohibited degrees. The parties are within the degrees prohibited by law, but when any such marriage shall not have been annulled during the lifetime of the parties the validity thereof shall not be inquired into after the death of either party; Consanguin-
ity;

Impotence. The parties, or either of them, was at the time of marriage physically and incurably impotent; *provided*, the party making the application was ignorant of Impotence;
Proviso.

	such impotency or incapability at the time of the marriage, or has not subsequently ratified the marriage;
Incapacity;	Incapacity to consent. The parties, or either of them, was, at the time of the marriage, incapable of consenting thereto and the marriage has not been subsequently ratified;
Proviso.	provided, that where the party capable of consent is the applicant such party shall have been ignorant of the other's incapacity at the time of the marriage, and shall not have confirmed the marriage subsequently to the other party regaining capacity;
Wife under age;	Wife under age. At the suit of the wife, when she was under the age of eighteen years at the time of the marriage, unless such marriage be confirmed by her after arriving at such age;
Husband under age.	Husband under age. At the suit of the husband, when he was under the age of eighteen at the time of the marriage, unless such marriage be confirmed by him after arriving at such age;
Legitimacy.	Effect of decree on legitimacy of issue. A decree of nullity of marriage shall not render illegitimate the issue of any marriage so dissolved, except where the marriage, not being a ceremonial marriage, is dissolved because either of the parties to such marriage had another wife or husband living at the time of a second or other marriage. Such marriage shall be deemed void from the beginning, and the issue thereof shall be illegitimate.
Repealer.	2. All acts or parts of acts inconsistent herewith are hereby repealed. 3. This act shall take effect immediately. Approved April 27, 1931.

CHAPTER 312.

An Act to supplement an act entitled "An act respecting the office of the Treasurer," approved April seventeenth, one thousand eight hundred and forty-six.

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

1. The State Treasurer shall prepare, every three months beginning October first, nineteen hundred and thirty-one, a true and complete record, showing the balance of State funds on deposit with each bank. Quarterly record of State funds in each bank.

2. Said record shall be a public record, open to the inspection of any citizen of this State, at all reasonable hours, on written application made in such form and subject to such reasonable rules and regulations as the State Treasurer may prescribe. Record open to inspection.

Approved April 27, 1931.

CHAPTER 313.

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 thirty-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 37 amended.

37. Route No. 44, Westville to Penns Grove, by way of Paulsboro and Bridgeport to Penns Grove. S-44, Route 44, Route S 44, spur extending westerly from vicinity of Bridgeport to pier of Bridgeport-Chester Ferry.

Approved April 27, 1931.

CHAPTER 314.

An Act concerning roads.

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

Upkeep of
roads by
agreement of
freeholders
and municip-
ality.

1. It shall be lawful for the board of chosen freeholders and the governing body of any municipality located in the county to enter into an agreement whereby said municipality shall agree to pay to the said board such sum toward the upkeep and maintenance of streets or highways of such municipality as therein set forth, which streets or highways have been improved under Section 1128, Article XI, Chapter 185, P. L. 1918, as amended. Such agreement shall in every case provide what work shall be done and the amount of money to be used therefor.

Sum con-
tributed.

2. The amount of money contributed by the board of chosen freeholders in such case shall not exceed seventy-five per centum (75%) of the cost of such repairs, which amounts the said board of chosen freeholders is hereby authorized to appropriate.

Municipal
roads.

3. Such roads, however, repaired under the provisions of this act shall still remain roads of the municipality and under its control, and the work shall be done by the board of chosen freeholders.

Work done
by freeholders.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 315.

An Act authorizing the expenditure, under the direction of the Board of Commerce and Navigation, from the State fund, of a sum of money for the construction in whole or in part of such works and structures including seawalls, bulkheads and jetties and other approved devices necessary and proper to protect the riparian lands and taxable property of this State in municipalities bordering on the Atlantic ocean from destruction by encroachments of the Atlantic ocean and other destruction agencies of the sea.

WHEREAS, The coast and seashore of the State of New Jersey in many cases and in many locations has been or is likely to be encroached upon by the Atlantic ocean, thereby causing a great destruction of the riparian lands and to taxable property of great value from which, and from riparian leases, annually, by taxation for State purposes large sums may be and are derived by the State; and Preamble.

WHEREAS, Such encroachments by the ocean can, in the judgment of the Legislature, be checked and prevented by the construction and maintenance of seawalls, bulkheads and jetties along said ocean and by other approved devices; therefore, Preamble.

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

1. There is hereby appropriated and directed to be paid out of the treasury of the State of New Jersey a sum or sums not to exceed in the aggregate one hundred and fifty thousand dollars, which when included partly or wholly in any appropriation act shall be used and expended under the direction of the Board of Commerce and Navigation of the State of New Jersey, for the construction of such works, seawalls, bulkheads and jetties and other devices necessary and proper to pro- Appropriation to protect riparian land in municipalities from encroachments by ocean.

protect the riparian lands of this State or property for which this State receives a revenue by taxation or for rents for riparian leases, bordering upon any municipality located in this State which borders upon the Atlantic ocean, from the encroachments of the Atlantic ocean, which sum of money, or so much thereof as may be necessary, is to immediately become available and payable. The plans for all such works or work built in whole or in part shall be approved by the Board of Commerce and Navigation of the State of New Jersey, and the selection and designation of the section or sections of the sea coast to be protected shall also be determined by said board, and said board is hereby empowered to make such rules and regulations respecting the doing of such work and the inspection and approval thereof as it may deem necessary; said board is hereby authorized to assume the construction of any part of or the whole of any work or works approved by it, and provided the cost thereof does not exceed the amount set aside for any such work or works; *provided, however*, that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works in any single municipality than is appropriated by such municipality in which or upon the borders of which such work or works are to be constructed, and is available for expenditure therefor; *and provided, further, however*, that no amount greater than fifty thousand dollars shall be available for the purpose of such protective work or works within or upon the borders of any single municipality.

Plans.

Section protected.

Regulations.

Proviso—municipal aid.

Proviso—amount spent in one municipality.

2. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 316.

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:

1. In any county now or hereafter having by any State or Federal census three hundred thousand or more inhabitants, the salaries of all judges of the court of common pleas hereafter appointed in and for such counties shall be thirteen thousand dollars per annum, and in any county now or hereafter having by any State or Federal census five hundred thousand or more inhabitants, the salaries of all judges of the Court of Common Pleas hereafter appointed in and for such counties shall be fifteen thousand dollars per annum, payable in the manner now provided by law, and such judges hereafter appointed shall devote their entire time to their judicial duties and shall not engage in the practice of law. The provision hereof shall not apply without his consent to any judge heretofore appointed but any such judge heretofore appointed in and for any such county may file in the office of the county clerk of the county for which he was appointed his consent in writing accepting all the provisions of this act, whereupon all the provisions of this act shall apply to such judge so filing said consent.

Salary of
common pleas
judges in
certain
counties.

Devote entire
time to
position.
Consent by
judge.

2. Whenever, in the judgment of the Supreme Court justice presiding in the county, the services of such judge are not required in the discharge of his judicial duties as judge of the courts of common pleas, oyer and terminer, quarter sessions, special sessions or orphans court, it shall be the duty of such judge to hold the circuit court upon the request of such Supreme Court justice.

As to holding
circuit court.

3. Whenever any judge falling within the provisions of this act shall hold the circuit court of any county, he

County com-
pensated for
services.

shall not receive for such services any compensation or allowance in addition to his annual salary, but the Treasurer of the State shall pay the treasurer of the county in and for which he was appointed, for the use of the county, the sum of forty dollars for each day he shall hold any circuit court.

Repealer.

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

5. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 317.

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

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

Section 37
amended.

1. Section 37 of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

County
circuit court
held by judge
of common
pleas.

37. It shall be the duty of the Chief Justice of the Supreme Court to designate and assign judges of the Courts of Common Pleas to hold the Circuit Court in counties other than those of their appointment whenever in his judgment the administration of justice would be thereby expedited, and any judge of any of the Courts of Common Pleas in any of the counties of this State is hereby required and empowered to hold any county Circuit Court in any of the counties of this State when thereunto designated and assigned by the said Chief Justice. In the absence of such designation and assignment by the Chief Justice and whenever in the judgment of the Supreme Court Justice presiding in the county in and for which any Common Pleas judge was appointed the services of such judge are not required in the discharge of his judicial duties as judge of the Courts of

Assignment
by justice.

Common Pleas, Oyer and Terminer, Quarter Sessions, Special Sessions or Orphans' Court, it shall be the duty of such judge to hold the Circuit Court in said county in and for which he was appointed upon request of said Supreme Court Justice presiding therein. While holding the Circuit Court pursuant to any such designation, assignment or request by the Chief Justice or Justice of the Supreme Court, the said judge of the Common Pleas Court shall have and possess all the powers and authority with which in that respect a justice of the Supreme Court is by the laws of this State invested.

Powers and authority.

2. Section thirty-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:

Section 38 amended.

38. Whenever the Chief Justice or a justice of the Supreme Court shall desire to make the designation mentioned in the foregoing section, he shall cause a rule to that effect to be entered in the minutes of the appropriate Circuit Court; and in the event the judge of the Court of Common Pleas, so designated and assigned, is one who has been appointed in and for a county having by any State or federal census less than three hundred thousand (300,000) inhabitants, he shall, in addition to his regular salary, be entitled to the sum of forty dollars (\$40.00) per diem while so presiding in said Circuit Court; and in the event the judge of the Court of Common Pleas so designated and assigned is one who has been appointed in and for a county now or hereafter having by any State or federal census three hundred thousand (300,000) or more inhabitants, he shall be entitled only to his necessary and reasonable expenses during the period he shall be engaged in holding said Circuit Court. Such expenses shall be certified by him to the State Comptroller and shall be paid by the State Treasurer upon the warrant of the Comptroller and a certified copy of said rule of the Chief Justice or justice making the designation, assignment or request as entered in the minutes of the Circuit Court.

Rule of assignment entered.

Per diem compensation.

Expenses.

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

Repealer.

4. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 318.

An Act to amend an act entitled "An act to protect persons providing labor or furnishing materials for the construction, alteration or repair of public works," approved February sixteenth, one thousand nine hundred and eighteen.

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

Section 3
amended.

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

Sureties
notified.

3. Any person, firm or corporation, to whom any money shall be due on account of having performed any labor, or furnished any material in the construction, erection, alteration or repair of any such building, work or improvement at any time before the acceptance thereof by the duly authorized board or officer or within eighty (80) days thereafter shall furnish the sureties on said bond a statement of the amount due to any such firm, person or corporation. No suit shall be brought against any said sureties on said bond until the expiration of eighty (80) days after the acceptance thereof by the duly authorized board or officer. If said indebtedness shall not be paid in full at the expiration of said eighty (80) days, said person, firm or corporation may bring an action in his, their or its own name upon such bond, said action to be commenced within one year from the date of the acceptance of said building, work or improvement.

Bringing
action.

Approved April 27, 1931.

CHAPTER 319.

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 addition to the powers conferred upon counties by the act to which this act is a supplement, the board of chosen freeholders of any county may, by contract, join with the governing body or bodies of any municipalities within such county or adjoining such county or of any other county or counties or of any district, to acquire or construct any public improvement or works, do any act, maintain any department or render any service which any such municipality or municipalities, county or district are empowered to acquire, construct, do, maintain or render; *provided*, that no county under any such contract as aforesaid may acquire, construct, maintain or operate any property or service defined as a "public utility" by the act entitled "An act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers", approved April twenty-first, one thousand nine hundred and eleven, and the acts amendatory thereof and supplemental thereto, until a majority of the legal voters in the county affected at an election advertised, held and conducted in accordance with the general laws of this State, shall vote in favor of the proposition "Shall the county of acquire or construct, and maintain and operate a (here insert brief description of the public utility proposed to be established and/or operated)?"

Counties may join with municipalities in public work.

Proviso.

In case of public utilities.

Referendum.

2. Any contract or contracts so entered into shall set forth the proportion of the cost each party thereto shall assume and shall specify all the details of the management of the joint undertaking and any other matters that may be deemed necessary for insertion therein. Any

Details set out in contract.

such contract may be amended from time to time by the contracting parties.

Acquire
property,
erect and
equip build-
ings.

3. For the purpose of carrying into execution any such contract, any county, as a party thereto, may acquire lands as tenants in common by purchase, gift or condemnation, erect buildings thereon and equip the same, acquire and hold any property in common, appoint such officers and employees as may be necessary for such joint enterprise and generally enter into any contract or contracts which such board of chosen freeholders or any municipality or district with which they may contract is authorized to enter into separately.

Financing.

4. Such board of chosen freeholders shall have power to raise and disburse all necessary money, either by taxation or the issuance of bonds in the manner now provided by law, to pay its respective share of the cost of carrying out any joint contract herein authorized.

Repealer.

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

6. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 320.

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:

Municipali-
ties may join
with county
in public
work.

1. In addition to the powers conferred upon municipalities by the act to which this act is a supplement, the governing body of any municipality, may by contract, join with the board of chosen freeholders of the county in which such municipality is located or with the governing body or bodies of any other municipality or municipalities or with the board of chosen freeholders of such county and the governing body or bodies of any other municipality or municipalities within said

county or adjoining such county or of any district, to acquire or construct any public improvement or works, to do any act, to maintain any department or to render any service which any such municipality or county or district is empowered to acquire, construct, do, maintain or render; *provided*, that no municipality under any such contract as aforesaid may acquire, construct, maintain or operate any property or service defined as a "public utility" by the act entitled "An Act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers", approved April twenty-first, one thousand nine hundred and eleven, and the acts amendatory thereof and supplemental thereto, until a majority of the legal voters in the municipality affected voting at an election advertised, held and conducted in accordance with the general laws of this State, shall vote in favor of the proposition "Shall the municipality of acquire or construct, and maintain and operate a (here insert brief description of the public utility proposed to be established and/or operated)?"

Proviso.

In case of
public utilities.

Referendum.

2. Any contract or contracts so entered into shall set forth the proportion of the cost each party thereto shall assume and specify all the details of the management of the joint undertaking, and any other matters that may be deemed necessary for insertion therein. Any such contract may be amended from time to time by the contracting parties.

Details set
out in
contract.

3. For the purpose of carrying into execution any such joint contract any municipality, as a party thereto, may acquire lands as tenants in common by purchase, gift or condemnation and may erect buildings thereon and equip the same and may acquire and hold any property in common, may appoint such officers and employees as may be necessary for such joint enterprises and generally enter into any contract or contracts which such municipality or municipalities and such board of chosen freeholders is authorized to enter into separately.

Acquire
property,
erect and
equip build-
ings.

4. Every municipality shall have power to raise and disburse all necessary money, either by taxation, the assessment of special benefits, or the issuance of bonds, in the manner provided by law to pay its or their respec-

Financing.

tive share of the cost of acquiring, constructing, maintaining and/or operating any improvements, public works, utility or service or the acquisition of any property provided for by such joint contract or contracts.

Repealer.

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

6. This act shall take effect immediately.

Approved April 27, 1931.

CHAPTER 321.

An Amendment to an act entitled "An act to authorize the issuing of licenses to honorably discharged soldiers, sailors and marines for hawking, peddling and vending of merchandise within this State," being chapter one hundred and forty-one of the laws of one thousand nine hundred and four.

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

Section 2
amended.

1. Amend section two of said act so that it shall read as follows:

Application
for peddler's
license—
what to show.

2. On the presentation to the clerk of any county in which any soldier, sailor or marine may reside, and an application sworn to by said applicant together with a certificate of discharge from the army, navy or marine corps of the United States, which application shall also set forth that the applicant has resided within the State of New Jersey for at least six months and in the county at least three months immediately preceding his said application for license. Upon filing such application such county clerk shall issue without cost to such soldier, sailor or marine a license certifying him to be entitled to the benefits of this act.

License issued
without cost.

Photograph
and signature.

3. Before the said license shall be valid the licensee shall affix his signature thereto in the presence of the county clerk or of a duly authorized representative thereof, who shall sign as witness, and who shall affix thereto a photograph of the licensee which shall be sup-

plied by the licensee, and shall be two inches by three inches in size. No license shall be valid without this photograph attached.

4. Any city magistrate or recorder, after due notice and a hearing, shall have power to order the cancellation of any license which has been sold or transferred by the original licensee. The city magistrate or recorder shall mail the order of cancellation to the county clerk in whose county the license was granted and thereupon the clerk of said county shall cancel the same of record and file the order of cancellation in his office.

Cancellation
of license.

5. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 322.

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

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

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

Section 3
amended.

3. When any improvement resolution shall require the taking of lands and 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. Where any building is located wholly or partly upon the land to be

Resolution
as to taking
land.

Map.

Location of
buildings
shown.

taken for highway purposes, said map shall show the location of said building, together with any building or buildings upon the remaining adjoining land of the same owner, sufficiently to enable the commissioners to determine whether it is practicable to remove said building back from the line of the land to be taken and upon the remaining adjacent land of the owner; but such representation of building by said map shall not be taken as evidence of intention to acquire title to said building with said land, and said resolution requiring the taking of land or real estate may request said commissioners if after notice and hearing as hereinafter provided they shall determine that it is practicable and to the interest of the county and just to the owner, that the title to said building shall not pass to the county with the land, but shall remain in the owner with the right of removal, that said commissioners shall determine the amount of damages payable to the owner by reason of the taking of the title to the land and the removal and restoration, as far as practicable, of such buildings as aforesaid, and considering any other items of damage in determining the difference in market values of the entire property of said owner before and after such taking, removal and restoration.

Moving building back.

Title to building.

Fixing damages

Section 4 amended.

Map and resolution filed with commission.

Record filed with county clerk.

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

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 by such county, and notice of the pendency of the proceedings, naming the parties interested, with description by reference to said map sufficiently to identify the plot of land of each owner to be taken, shall be filed in the county clerk's office and shall be recorded in the same manner and place and for the same fees as notices for suits pending in chancery, in default whereof persons acquiring an interest in the property pending the proceedings without notice thereof, shall not be bound thereby.

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

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 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 with or without the building, if any, thereon, and the removal and restoration as far as practicable of any such building if such removal is so determined to be practicable and in the interest of the county, and just to the owner, and in any such case the award made shall state the total amount of damages awarded and that part of the amount which is awarded for such removal and restoration. After the filing and recording of such award any such owner shall have sixty days within which to remove such building from the date of such filing and recording, and the amount awarded therefor may be paid when such building has been so removed. If not so removed, and no appeal shall have been taken from the award, such building may be removed by the county and the cost thereof may be deducted from that portion of the award, but the owner shall not be liable for any excess cost of removal above the amount awarded therefor. Where an award is made under this act said commission shall make its report in writing to the board of chosen freeholders,

Section 6
amended.

Award.

Adjournment.

Witnesses.

Damages.

Payment of
award and
removal by
owner.

When removed
by county.

Report to
freeholders.

Copy filed
with register
of deeds.

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 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 record of deeds are kept.

Consideration
of value by
new frontage.

Where the land to be taken for highway purposes is not for the widening of an existing road but is for an extension, cut-off or alteration which will afford to any owner of adjoining land a new frontage upon a county road so being laid out and opened, the commissioners shall consider in determining the amount of damages to be awarded to any such owner for the taking of such land or real estate, any increase in the market value of his entire tract from which such land is taken, by reason of such new road frontage given as part of the proceeding, but they shall not take into account any proposed future paving or improvement not a part of said proceedings to acquire land to open said road.

Acquiring
title to
building by
county.

Said commissioners, in any case where a building is partly upon the land to be taken and partly upon the owner's remaining land and where said commissioners shall deem it to the interest of the county and just to the owner that the title to the building be also acquired by the county for removal or destruction, the commissioners shall show in their award that the title to the necessary land and to the building, is to be acquired upon payment of the award, and in such case the county shall be obligated at its own cost and expense to raze or remove the building from the remaining land within sixty days from the time of payment, tender, or payment into chancery of said award as hereinafter provided, if no appeal therefrom is taken, and for that purpose the county shall have the right, after such payment or tender, to go upon the owner's remaining land.

Razing or
removing
building.

Section 7
amended.

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

7. In case of uncertainty as to who is entitled to the amount award, or where the board of chosen freeholders is unable to tender said award by reason of the incapacity or absence of any person entitled thereto, or where there exists an unsatisfied lien upon such land or real estate so to be taken, or where any person or persons refuse to receive such award, or where appeal from such award is taken, 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 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.

5. That all acts or parts of acts inconsistent with the provisions of this act be and are hereby repealed.

Approved April 28, 1931.

In case of
uncertainty.

Award paid
into chancery.

Interest
ceases.

Aggrievances
settled by
trial by jury.

How trial
conducted.

Proviso.

Repealer.

CHAPTER 323.

A Supplement to an act entitled "An act to provide for the purification of the waters of the Passaic river within the Passaic Valley Sewerage District, prohibiting the discharge of sewage or other polluting matter into said portion of the said river after a fixed date, and authorizing municipalities lying in whole or in part within the Passaic Valley Sewage District, from the territory of which sewage or other polluting matter is or may be discharged into said portion of said river, to enter into contracts with each other and with the Passaic Valley Sewerage Commissioners for the intercepting and disposal of such sewage and other polluting matter, and to provide the necessary funds therefor," approved March eighteenth, one thousand nine hundred and seven.

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

Pollution of
certain section
of Passaic
river for-
bidden.

1. No person or persons, corporation or corporations, shall place or permit to be placed, or discharge, or permit to be discharged into the waters of the Passaic river at any point between Great Falls, in the city of Paterson, and the mouth of the said river at Newark bay, or into any tributary or tributaries of the Passaic river which empty into the Passaic river between said points, any sewage, or waste matter, article or substance, liquid or solid, of any kind which creates odors or gases or fumes, due to the putrefaction of organic matter or the presence of chemicals, or results in the presence of oil or grease on the surface of the waters of said river, or its tributaries.

Penalty for
violation.

2. Any person or persons, corporation or corporations (other than municipal corporations) who or which shall after not less than ten days' or more than six months'

notice by the Passaic Valley Sewerage Commissioners violate the provisions of section one of this act shall be liable to a penalty of one hundred dollars (\$100.00) and a further penalty of twenty-five dollars (\$25.00) a day for each day the offense is continued, to be sued for and recovered by and in the name of the Passaic Valley Sewerage Commissioners.

3. Nothing in this act contained shall in anywise be construed to alter, repeal or amend any of the provisions of the act to which this is a supplement, or of any of the amendments or supplements thereto.

Approved April 28, 1931.

CHAPTER 324.

An Act to amend an act entitled "An act concerning cities of the third class, and providing for the organization of the government thereof," 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 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 annual meeting of the common council, or other governing body, in any city of the third class shall be held on the second day of January, at the hour of twelve o'clock noon, unless such council, or other governing body, shall by resolution fix some other hour on a day prior to the fifth day of January for such meeting; *provided*, that should the second day of January fall on Sunday and no other time for the meeting has been fixed, the said meeting shall be held on the following day.

Annual meet-
ing of council.

Proviso.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 325.

An Act to amend an act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven, 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 8
amended.

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

Grain, coal,
etc., sold by
weight.

Proviso.

Delivery
ticket.

Proviso.

What tickets
to show.

8. All grain, coal, coke, charcoal, coal briquets or other patent fuel, regardless of quantity, shall be sold by weight; *provided*, that all grain, coal, coke, charcoal, coal briquets or other patent fuel, shall be weighed by a certified weighmaster appointed by the State Superintendent of Weights and Measures. No person, firm or corporation shall deliver or cause to be delivered any grain, coal, coke, charcoal, coal briquets or other patent fuel, without each sale or delivery being accompanied by a delivery ticket and duplicate thereof; *provided*, that there shall be a delivery ticket and duplicate thereof delivered with each load or part of load of grain, coal, coke, charcoal, coal briquets or other patent fuel, sold and delivered. On both tickets there shall be distinctly and indelibly expressed, in ink or otherwise, the quantity or quantities in pounds of grain, coal, coke, charcoal, coal briquets or other patent fuel, contained in the cart, wagon or other vehicle or container used in such delivery, the name of the purchaser thereof, the name of the dealer from whom purchased, and the name and official number of the weighmaster who performed the weighing, together with

an impress of the official seal of the said weighmaster. One of such tickets shall be delivered to the person receiving such grain, coal, coke, charcoal, coal briquets or other patent fuel, and the other ticket shall be retained by the seller of the grain, coal, coke, charcoal, coal briquets or other patent fuel; *provided, however*, that the provisions of this section shall not apply to grain, coal, coke, charcoal, coal briquets or other patent fuel, sold to be delivered by the entire car or cargo direct from the vessels, boats or cars containing the same to one destination, and accepted by the purchaser on the original bill of lading or invoice as proof of weight; *provided, further*, that grain, coal, coke, charcoal, coal briquets or other patent fuel, sold or offered for sale in this State in quantities of thirty pounds or less, in paper bags, sacks, or similar containers, where the name of the dealer and the net contents in terms of avoirdupois weight are distinctly marked on such paper bags, sacks or similar containers, in Gothic type not less than one-half of an inch in height, shall be exempt from the provisions of this section requiring delivery tickets and duplicates thereof.

Disposition
of tickets.

Proviso.

Proviso.

Containers
of small lots
marked.

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

Section 36
amended.

36. Any person violating any of the provisions of this act for which a specific penalty has not been provided shall be liable to a penalty of not less than twenty-five dollars (\$25.00).

Penalty.

3. This act shall take effect immediately.
Approved April 28, 1931.

CHAPTER 326.

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:*

Assistant
clerk in
district court.

Duties.

Term.

Salary.

1. The judge of any district court in any county of the second or third class, whenever the business of said court shall require it, may appoint one or more clerical helpers to assist the clerk in the performance of his or her duties; said clerical helper or helpers shall be under the direction of the clerk of said court, and in the absence of said clerk the helper may be designated by said clerk to act as the clerk and sign the name of the clerk and to issue any writ or other document during the illness, absence or disability of such clerk and any writ or document so signed shall be as valid in law as if signed and issued by such clerk; said clerical helper shall hold office during the pleasure of the judge, or until the business of said court no longer warrants it; the salary of such clerical helper or helpers shall be not less than six hundred dollars (\$600.00) nor more than twelve hundred dollars (\$1200.00) per annum and shall be paid by such city or other governing body wherein the court is located from the time of the hiring or appointment in semi-monthly installments. The salary of said helper shall be fixed by the judge of said court and certified by him to the governing body in which the district court is located.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 327.

An Act authorizing and empowering cities of this State now or hereafter having a population of not less than one hundred and twenty-five thousand nor more than three hundred thousand inhabitants to make an award of damages to firemen who are permanently disabled in the performance of their duties.

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

1. It shall be lawful for the governing body of cities of this State now or hereafter having a population of not less than one hundred and twenty-five thousand nor more than three hundred thousand inhabitants in their discretion to provide by resolution for the awarding of damages to firemen who are permanently disabled through injuries received in the performance of their duties, and to fix the amount of such award and the manner of payment thereof; *provided, however,* that such award shall not exceed the amount paid any such person when employed in the municipal service.

Awarding
damages to
injured
firemen.

Proviso.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 328.

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 1
amended.

Association
for purpose
of insurance.

Fire, storms,
drought, acci-
dents, etc.

Disease or
insects.

Vehicles.

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

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, and against perils to property arising from the use of aircraft, automobiles or other motor vehicles, bombardment, invasion, insurrection, riot, civil war or commotion, military or usurped power, and by explosion, whether fire ensues or not, except explosion of steam boilers and fly wheels; 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;

II. Against any and all kinds of loss or damage to:

(a) Vessels, craft, aircraft, cars, automobile and vehicles of every kind, including all kinds of automobile and aircraft insurance (excepting 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, transshipment or reshipment incident thereto, including marine builder's risk and all personal property floater risks, and

(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.

III. Upon the lives or health of persons, and every insurance appertaining thereto, and to grant, purchase or dispose of annuities; 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 (\$100.00) 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; Accident and health.

V. Against loss or damage resulting from accident to or injury suffered by any person for which loss or damage the insured is liable; Surety.

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 Explosions.

	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, acceptances 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 non-payment 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;
Credit.	IX. Against loss from bad debts, commonly known as credit insurance;
Theft.	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;
Glass.	XI. Against the breakage of glass;
Damage by water.	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.

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

Section 2 amended.

2. No company shall be formed for the purpose of engaging in any other kind of insurance than that specified in some one of the sub-divisions of the preceding section, or more kinds of insurance than are specified in a single sub-division, except that a company may be formed (1) for the purposes specified in sub-divisions first, second, twelfth and fourteenth; or (2) for the purposes specified in sub-divisions third and fourth; or (3) for any or all of the purposes specified in sub-divisions fourth to fourteenth, both inclusive, contracts for each of the kinds of insurance specified in the sub-divisions of the preceding section shall be in separate and distinct policies, except that the same policy may embrace risks specified in sub-divisions fourth and fifth; except also that companies electing to issue policies on residences and private apartments may embrace in one policy risks specified in sub-divisions fourth, fifth, sixth, tenth, eleventh, twelfth, thirteenth and fourteenth, or any one or more of them; and except also that a life insurance company, whether incorporated under this act or under a special act, may provide in its policies of insurance or in separate policies supplementary thereto, for the payment

Must engage in insurance specified.

Larger amount for accident.	of a larger amount of insurance if death is caused by accident, and may incorporate therein, or in its annuity contracts, or in separate policies or contracts supplementary thereto, provisions for the waiver of premiums, and/or for the granting of other benefits, in the event that the insured becomes disabled from any cause.
Waiver of premiums.	
Section 77 amended.	3. Section seventy-seven of the act to which this act is an amendment is hereby amended to read as follows: 77. Standard Fire Policy.
Standard form of fire insurance policy.	The commissioner of banking and insurance shall prepare 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 or added thereto, and form a part of such contract or policy, and file the same in the office of the department of banking and insurance, on or before the first day of July, one thousand nine hundred and thirty-one, and which form so filed shall be identical in respect to the conditions contained in lines one to one hundred and twelve, both inclusive, of the contract or policy of fire insurance filed by the said commissioner, as required by law, in the office of the Secretary of State, on the first day of July, one thousand eight hundred and ninety-two, and the provisions, agreements or conditions as may be endorsed thereon or added thereto and form a part of such contract or policy so to be filed shall also be identical with the provisions, agreements or conditions forming a part of the contract or policy of fire insurance previously filed by the said commissioner in the office of the Secretary of State, as aforesaid, and such form when filed shall be known and designated as the "standard fire insurance policy,"
What to set out.	which designation shall include the name of the State of New Jersey and may include the name of any other State or States in which it is used as standard and 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 sub-division I, XII and XIV 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:

Form of supplemental contract.

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;

Name of company, location, date.

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 printed or written upon or attached or appended to any policy issued on property in this State;

Matters clearly expressed.

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 Commissioner 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 provi-

Legal provisions may be printed.

Proviso. sion 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 type-written with any size of type or of any size or shape of paper which shall have the written approval of the Commissioner of Banking and Insurance. The name, with the 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.

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.

4. This act shall take effect immediately.
Approved April 28, 1931.

CHAPTER 329.

A Supplement to an act entitled "An act concerning juries" (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:

Division of panel of jurors.

1. In any county where by law the criminal causes are tried at the county seat and Supreme and Circuit Court causes are tried at a place other than the county seat, the justice of the Supreme Court holding the circuit, or the Circuit Court judge holding the circuit, may, as often as in the opinion of said justice of the Supreme Court or the Circuit Court judge it is deemed as advisable, divide the general panel of jurors into two or more separate parts, and designate in which court each of said parts shall serve, and the period of time, within the term, of such service under such division.

Drawing panel.

2. The panel of jurors for each of said parts shall be drawn from the box in open court by the sheriff or clerk

or some other person under the direction of the justice of the Supreme Court or Circuit Court judge holding the circuit and in the presence of such justice of the Supreme Court or Circuit Court judge or a judge of the court of common pleas of said county.

3. The jurors of such parts, drawn as aforesaid, shall each constitute a separate panel for service in the courts designated in said order for the period aforesaid and in drawing a jury for the trial of any issue or cause in the said courts, the sheriff or other officer shall put into the box only the names of the jurors constituting the separate panel designated for service in that court, and proceed therefrom to draw the jury in the usual way.

Trial jury
drawn only
from separate
panel.

4. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 330.

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. The board of chosen freeholders of any county of this State with a population of more than three hundred and fifty thousand inhabitants shall have power, by resolution passed by a majority vote, to establish in and for said county a county water supply commission to consist of five persons who shall be appointed by said board of freeholders, who shall serve without compensation and be known as and by the name "The County Water Supply Commission." The commissioners first appointed shall be appointed for the following terms, to wit, one for one year, two for two years and two for three years running from the first day of February in the year in which they are appointed; all subsequent appointments shall be for a term of three years. In case

County water
supply com-
mission estab-
lished.

Legal name.
Terms.

Vacancies.

of vacancies the same shall be filled for the unexpired term.

Powers.

2. Said water supply commission shall, subject to the approval of the board of freeholders, have power to provide and supply water, or an additional supply of water, for public and private use to any municipality in said county and/or the inhabitants in such county in any one or more of the following methods:

Methods:

By contract with authorized bodies;

(a) By entering into a contract or contracts with any State board, commission or department authorized and empowered to contract with a municipality of this State for the obtaining, maintenance and operation of water supplies; *provided, however*, that such State board, department or commission shall not for the purpose of such contract exercise the power of eminent domain for the purpose of acquiring any then existing water works or any part thereof then supplying water to municipalities and inhabitants of such county.

Proviso.

By contract with municipality or private company;

(b) By entering into a contract or contracts with any municipality in this State having waterworks or with any private corporation owning or controlling waterworks to obtain a supply of water.

Acquire rights, property;

(c) Such water supply commission may purchase, lease or contract for the use of and/or the ultimate purchase or acquisition of all of the rights, property and franchises, except the franchise to be a corporation, of any water company supplying water to any municipality or municipalities within such county, or to consumers therein; *provided*, that if such commission shall purchase, lease or otherwise acquire the rights, property and franchises of any water company which in addition to supplying water within such county shall also supply water in territory outside of such county, such commission shall continue to supply such territory outside of such county with water, which supply of water in such territory outside of such county shall be subject to regulation by the Board of Public Utility Commissioners as to service, rates or charges, to the same extent as a private water company. Such water supply commission

May sell certain parts of property;

may sell all or any part of such property and franchises so purchased by it which may be located or exercised

outside of such county, to any municipality in which such property and franchises may be located or exercised, or to a water supply commission or other board or body authorized to supply water therein. Any such purchase may be made subject to any bonds or other obligations which are liens or are secured by liens on the property or franchises so purchased.

Purchase
subject to
liens;

(d) Any such water supply commission may purchase or otherwise acquire the necessary lands or rights and interest in lands or water rights and rights of flowage or diversion within or without such county, or within or without the State of New Jersey, or partly within and partly without such county or State or both, for the purpose of such water supply, or an additional water supply, and may purchase, acquire, construct, erect, maintain and operate dams, canals, aqueducts, reservoirs, pavements, stand pipes, buildings, purification plants, filtration plants and all necessary pipe lines and other works and may drill, dig, construct, operate and maintain artesian wells when in its judgment the same or any of the same may be needed for the purpose of such water supply and may provide for the protection of the same from pollution by the construction of sewers, or by other means and may completely furnish and equip any such waterworks with all necessary and useful machinery and other appliances.

Where right
and property
acquired;

Authorization
as to con-
structing
dams, reser-
voirs, etc.;

(e) All property acquired under the provisions hereof shall be acquired in the name of the county.

Title in name
of county.

3. Any such water supply commission shall have power to sell such water acquired by it in any one of the aforesaid manners to any municipality or to any inhabitant or corporation located therein, and for the purpose of supplying the same shall have power to lay and maintain pipes and mains in and under any streets, roads, avenues and public places of any municipality and through private property.

Sale of
water.

Laying pipes.

4. Such water supply commission may make, in its name, all necessary and proper contracts and may appoint or employ any and all engineers, surveyors, officers, agents and employees that may be necessary or convenient for accomplishing the purpose of providing and

Engineers and
assistants.

supplying such county and its inhabitants with water, with the advice and consent of the board of chosen freeholders.

Financing by
bond issue or
taxation.

5. For the purpose of providing the funds that may be required to carry out the provisions hereof, the board of chosen freeholders of such county may from time to time, on recommendation of said water supply 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, such sums of money as may be appropriated therefor by said board of chosen freeholders; *provided, however*, that no contract, expenditure or appointment shall be made by said water supply commission except by and with the approval of the board of chosen freeholders of said county.

Proviso.

Exception to
powers.

6. Nothing herein contained shall be construed to in any way limit or affect the present powers of the New Jersey Water Policy Commission or the North Jersey District Water Supply Commission.

Repealer.

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

Approved April 28, 1931.

CHAPTER 331.

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 bay, 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

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:

Preamble.

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

1. There is hereby appropriated the sum of thirty-five thousand dollars, or so much thereof as may be necessary, which, when included partly or wholly in any appropriation act, shall be expended under the direction of the Board of Commerce and Navigation of the State of New Jersey, for the construction of such works, seawalls, bulkheads and jetties and other devices necessary and proper to protect the riparian lands of this State or property for which this State receives a revenue by taxation or for rents for riparian leases, bordering upon 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, is to immediately become available and payable. The plans for all such works or work built in whole or in part shall be approved by the Board of Commerce and Navigation of the State of New Jersey, and the selection and designation of the section or sections of the said shore to be protected shall also be determined by said board, and said board is hereby empowered to make such rules and regulations, respect-

Appropriation to protect certain riparian land in Monmouth County.

Seawall, jetties, authorized.

Approval of plans.

- Construction.** ing 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 or of 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.
- Proviso.** 2. This act shall take effect immediately.
Approved April 28, 1931.

CHAPTER 332.

An Act to amend an act entitled "A further 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 thereon,' being chapter three hundred and nineteen, P. L. one thousand nine hundred and twenty-seven, approved April twenty-first, one thousand nine hundred and thirty."

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

**Section 1
amended.**

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

**Additional
State road.**

1. The State Highway Commission shall, as soon as practicable, lay out and construct as a part of or as an addition to the State Highway System, as determined by the act to which this act is a supplement, the following described route:

Jersey City to Ledgewood by way of Jersey City and Route.
Kearny, crossing the Passaic river at Kearny, East Newark or Harrison, thence by way of 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 number six at or near Ledgewood.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 333.

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

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

1. Section thirty-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 37
amended.

37. It shall be the duty of every magistrate of the proper county to issue, on information, or his own view, his warrant or process to apprehend any disorderly person, within the intent and meaning of this act. In any proceeding instituted pursuant to the provisions of this act, the magistrate is authorized and empowered, after conviction or after a plea of guilty or non-vult, 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 six (6) months nor more than one year, which said probation shall be affected and administered pursuant to the provisions of an act entitled "An act authorizing and regulating the use of probation and the

Warrant to
arrest dis-
orderly person.

Suspension
of sentence.

Defendant
put on pro-
bation.

Act regulating
probation.

suspension of sentence in certain courts and providing for the appointment of probation officers and defining their powers and duties. (Revision of 1929), approved April twenty-second, one thousand nine hundred and twenty-nine.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 334.

An Act to validate acknowledgments or proofs of deeds.

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

Acknowledg-
ments
validated.

1. All acknowledgments or proofs or deeds heretofore made or taken, after the lapse of six years from the date of such acknowledgment or proof, notwithstanding any errors or imperfections in said acknowledgments or proofs, shall be taken and held to be good and sufficient in law; *provided, however*, that all such deeds shall have been already recorded for the period of at least five years.

Proviso.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 335.

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:*

Age for ap-
pointment to
police force.

1. No person shall be appointed an officer or member of the police force of any municipality who is less than

twenty-one or more than forty years of age at the time of his appointment; *provided, however*, this act shall not apply to municipalities not having an organized paid police department, nor shall it apply to part time officers or special officers who are appointed to take care of emergencies, or to take care of special duties. Proviso.

2. This act shall not affect an officer or member of any police force holding office at the time this act takes effect. Present members excepted.

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 336.

An Act to establish a State Tax Department and to define its powers and duties; and vesting therein all the powers and duties now devolved by law upon the State Board of Taxes and Assessment except those relating to the review, hearing and determination of all appeals concerning the assessment, collection, apportionment or equalization of taxes.

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

1. There is hereby established a department, to be known as the "State Tax Department". Said department shall succeed to and exercise exclusively all the powers and perform all the duties now exercised or performed by or conferred and charged upon the State Board of Taxes and Assessment by virtue of any existing law or laws, excepting those relating to the review, hearing and determination of all appeals concerning the assessment, collection, apportionment or equalization of taxes. Said department shall have such other and further powers and perform such other and further duties in connection with the assessment, collection, apportionment or equalization of taxes and the administration of the tax laws, as may be conferred or imposed. State tax department established.
Powers and duties.

Matters
pending
continued.

Tax com-
missioner.

Term.

Salary.

Oath.

Bond.

Continuance
of bond.

Duties of
tax commis-
sioner.

Transfer of
records,
papers, etc.

upon it, from time to time. All proceedings pending before the State Board of Taxes and Assessment excepting tax appeals, shall continue before and be determined by the State Tax Commissioner.

2. The chief officer of said department, to be denominated the "State Tax Commissioner", shall be appointed by the Governor, by and with the advice and consent of the Senate, to serve for the term of five years and until his successor shall be appointed and qualified, unless sooner removed by the Governor for cause. Said commissioner shall receive compensation at the rate of seventy-five hundred dollars per annum. Before entering upon the discharge of his duties, he shall make and subscribe an oath to be filed in the office of the Secretary of State that he will faithfully, impartially and without fear, favor or prejudice discharge the duties of his office and will carefully preserve all records, papers, writings, or property entrusted to him for safe keeping by virtue of his office, and make such disposition of the same as may be required by law, and he shall give bond, to be approved by the Governor, in the sum of fifty thousand dollars, made by any bonding company authorized to do business in this State, and conditioned for the faithful performance of his duties. Neither expiration of term of office nor removal therefrom shall operate as a discharge of said bond, and it shall remain in full force and effect until its lawful term, to wit, sixteen years from the date thereof, shall have passed. The premium on said bond shall be paid by the State. He shall do and perform all acts now required by any law to be done and performed by the State Board of Taxes and Assessment except the hearing and determination of tax appeals.

3. All books, blanks, papers, documents and other records whatsoever, other than those relating to the review, hearing and determination of pending tax appeals, in the possession or custody of the State Board of Taxes and Assessment, shall, on demand, be delivered and transferred to the State Tax Commissioner, when appointed, and thereafter remain in the State Tax Department, in the charge and custody of the State Tax Commissioner.

4. The State Tax Commissioner shall carry into effect and execute the provisions of this act. He shall appoint such clerical, technical and other assistants as may be necessary, fix their compensation and prescribe their duties, subject to the provisions of Chapter one hundred and fifty-six of the Laws of nineteen hundred and eight as supplemented and amended, and appropriations made therefor.

Executing act.
Assistants.

5. The State Tax Commissioner may establish and from time to time reorganize such divisions in the State Tax Department, as he may deem advisable.

Reorganizing
department.

6. The officers and employees in the employ of the State Board of Taxes and Assessment when this act becomes effective, other than the members of said board, shall be retained in their offices or positions, and shall continue as employees of the State Tax Department unless removed in accordance with the provisions of Chapter one hundred and fifty-six of the Laws of nineteen hundred and eight, as supplemented and amended. The State Tax Commissioner may, however, abolish any office or position what he may find and determine to be unnecessary to retain.

Retention of
present
employees.

May abolish
unnecessary
position.

7. Any person, firm, corporation, taxing district, municipality, or county aggrieved by any act, proceeding, ruling, decision, or determination of the State Tax Department or of the State Tax Commissioner, may appeal therefrom to the State Board of Tax Appeals by filing a petition of appeal to said board in manner and form and within the time and subject to such terms and conditions as said board shall by reasonable rules and regulations prescribe unless by statute the time and terms are fixed.

Appeal from
decision of
commissioner.

8. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall be liberally construed and shall take effect on the first day of July, nineteen hundred and thirty-one.

Repealer.

Act effective.

Approved April 28, 1931.

CHAPTER 337.

An Act to annex parts of the townships of Wall and Neptune in the county of Monmouth to the borough of Belmar in the county of Monmouth.

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

Portions of
township of
Wall and
Neptune
annexed to
Belmar.

1. All those certain tracts or portions of land lying and being in the townships of Wall and Neptune in the County of Monmouth and State of New Jersey, which are included in the boundaries hereinafter described, be and the same are hereby set off from the townships of Wall and Neptune in the county of Monmouth and annexed to and included in the borough of Belmar in the county of Monmouth. Said territory being described as follows:

Boundaries
of annexed
portions.

Beginning at the intersection of the easterly line of the New York and Long Branch Railroad Company's right of way with the center line of the south channel of Shark river and extending thence northerly two hundred and fifty feet more or less to a point within two feet of the northerly abutment of the New York and Long Branch Railroad South Channel Bridge, thence westerly and southwesterly following the bulkhead line of the Shark River Islands within two feet thereof to a point eighteen hundred and fifty (1850) feet more or less west of the New York and Long Branch Railroad, thence northerly along said bulkhead line within two feet thereof to a point in the center of the North Channel of Shark River; thence continuing westwardly in line with the last course of said channel about two thousand (2,000) feet to a point in Shark river distant two hundred and fifty (250) feet eastwardly from the bulkhead line on the westerly shore of said Shark river; thence southwardly and westwardly parallel with the said last mentioned bulkhead and distant two hundred and fifty (250) feet therefrom to a point in the easterly line of Cliffwood drive extended in the township of Neptune:

thence southwardly along the easterly line of said Cliff-wood drive extended, sixteen hundred (1600) feet to a point in said Shark river; thence southeastwardly in a straight line about twenty-eight hundred (2800) feet to the most northwesterly corner of the borough of Belmar; thence northeastwardly along the northly boundary line of the said borough of Belmar the various courses thereof to the easterly line of the New York and Long Branch Railroad Company's right of way; thence northwardly along the easterly line of the said railroad company's right of way to the point or place of beginning.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 338.

An Act to amend an act entitled "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, approved March seventeenth, one thousand nine hundred and twenty-three.

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 to read as follows:

Section 1
amended.

1. Boards of chosen freeholders in counties of this State having over three hundred thousand inhabitants shall consist of nine members; in counties having between one hundred and thirty-five thousand and three hundred thousand inhabitants, said boards shall consist

Membership
of boards of
freeholders.

of seven members; in counties having between seventy thousand and one hundred and thirty-five thousand inhabitants said board shall consist of five members; in counties having less than seventy thousand inhabitants, said board shall consist of three members; *provided, however*, that where any county having a population of less than fifty thousand, and in addition thereto being a county of the fourth class, in such counties the boards of chosen freeholders shall consist of five members. The boards of chosen freeholders in counties of the fourth class, as now constituted, shall continue until the general election held in the year in which this act becomes operative, and at such election the additional members provided for in this act shall be elected and shall hold office pursuant to the provisions of this act and exercise the powers provided in the act to which this act is amendatory. They shall be elected by the voters of each county at the same time that members of the General Assembly are elected, and shall hold office for three years from the first Monday in January next after their election and until their successors are elected and qualified; *provided, however*, that at the first election in each county of this State that hereafter adopts the provisions of this act, the members of the boards of chosen freeholders for such counties shall be elected as follows: In counties having over three hundred thousand inhabitants, three shall be elected for the term of one year, three for the term of two years, and three for the term of three years; in counties having between one hundred and thirty-five thousand and three hundred thousand inhabitants, two shall be elected for the term of one year, two for the term of two years, and three for the term of three years; in counties having between seventy thousand and one hundred and thirty-five thousand inhabitants, one shall be elected for the term of one year, two for the term of two years and two for the term of three years; in counties having less than seventy thousand inhabitants, one shall be elected for the term of one year, one for the term of two years and one for the term of three years; and in counties having less than fifty thousand inhabitants and being counties of the fourth class, one shall be elected for one year, two for two years, and two for three years, but

Proviso.

Continuance of members of fourth class counties.

When elected and term.

Proviso.

in no case shall this act be construed to vacate the term of any freeholder now holding office, and the ballots voted at such elections shall designate which are to serve for the term of one year, which for the term of two years and which for the term of three years.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 339.

An Act to amend an act entitled "An act to provide for and authorize the establishment of courts to be known as 'The Recorder's Court for the Trial of Small Causes' in certain townships and boroughs of this State," approved April fourteenth, one thousand nine hundred and thirteen.

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

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. In any township or borough in any county of this State, other than counties of the first-class, having a population of more than three thousand inhabitants, as shown by Federal census, and forming a part of and located in any county of this State in which one or more district courts are established, the Governor shall, upon application of the mayor and council of such borough or the township committee of such township in the form of a resolution adopted by the mayor and council or township committee and certified to by the clerk of such governing body, as the case may be, appoint some fit person, who must be an attorney-at-law residing in said township or borough, who shall be known and designated as recorder, who shall hold office for three years and whose compensation shall be fixed and determined by the township committee or the mayor and council of the municipality for which he is appointed.

Recorder's
court.

Governor to
appoint
recorder.

Term.

Salary.

which compensation shall not exceed five hundred dollars per annum and shall be in lieu of all fees; all fees collected by such recorder shall be accounted for to the township committee or the mayor and council of the borough, said recorder to make quarterly report, setting forth all fees and costs collected by him, and submit the same to the mayor and council or the township committee quarterly and with such report the said recorder shall pay to the treasurer of the township or the collector of the borough, as the case may be, all fees and costs collected and received by him.

Fees turned in.

Quarterly report.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 340.

An Act concerning municipal finances.

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

ARTICLE I

CONSTITUTION OF THE COMMISSION

In case of
municipal
default.

Summary
investigation.

Witnesses.

Order declar-
ing default
filed in Su-
preme Court.

101. Whenever it shall be made to appear to a justice of the Supreme Court from any petition filed with him by or on behalf of the holder of any notes or bonds of any municipal corporation of this State, verified by the petitioner, or his or its duly authorized agent, that such municipality has defaulted for over sixty days in the payment of the principal or interest of any of its outstanding notes or bonds held by such petitioner, it shall be lawful for said justice of the Supreme Court to make a summary investigation into the facts disclosed in said petition, and for that purpose he shall have the power to subpoena witnesses and call before him any officers of said municipality. If it shall be established to the satisfaction of said justice that said municipality is so in default, he shall make an order to that effect and

file the same, together with the said petition, in the office of the clerk of the Supreme Court.

102. Upon the filing of said order, the Attorney-General, the State Tax Commissioner, when the act creating the office of the latter has become a law, and the Commissioner of Municipal Accounts shall constitute a commission which shall be known as the "Municipal Finance Commission," hereinafter designated as the "commission." Until the act creating the office of State Tax Commissioner becomes operative, the president of the State Board of Taxes and Assessment shall perform the duties cast upon such State Tax Commissioner by this act.

Commission
on municipal
finance.

103. The commission authorized in the preceding section shall also come into being with all the powers conferred by this act upon the filing in the office of the Clerk of the Supreme Court of a certified copy of a resolution adopted by the governing body of the municipality, reciting in general terms that due to unusual conditions the municipality is not in a position to meet all of its notes or bonds promptly, in spite of the endeavors of its officers, and asking that said commission authorized by this act shall function in said municipality.

Resolution
by municipal
governing
body declaring
inability to
meet
obligations.

ARTICLE II

POWERS

201. The commission shall have power from time to time to prepare and certify to the governing body of such municipality resolutions providing for the funding or refunding of notes or bonds, or other indebtedness of the municipality, and the interest thereon, which the commission shall have found after public hearing to be outstanding and unpaid, and to be due or about to become due.

Funding in-
debtedness.

202. Any proposed resolution providing for the issuance of notes or bonds, if such notes or bonds are payable more than one year from the date of issue, shall be certified as aforesaid only after a public hearing by the commission; but no resolution or amendment thereto determining or altering the form of notes or bonds or pro-

Public hearing
on resolution
to issue notes
or bonds.

	viding for their sale, execution or delivery shall require any public hearing before such certification.
Adoption of resolution.	203. Such resolution shall, on direction of the commission, be adopted by the proper officials of such municipality in the form certified by the commission.
This act to govern.	204. Such resolutions and any notes or bonds issued thereunder shall not be subject to the limitations or other provisions of any other act.
Resolutions published.	205. Such resolutions shall be published once in a newspaper circulating in the municipality, and shall take effect immediately upon such publication. Thirty days after such publication any such resolution shall be conclusively presumed to have been duly and regularly adopted by such municipality, and to comply with the provisions of this and every other law; and the validity of any such resolution shall not thereafter be questioned by either a party-plaintiff, or a party-defendant, except in a suit, action, or proceeding commenced prior to the expiration of such thirty days.
Validity.	206. Subject only to the limitations of this act, such resolutions or resolutions supplemental thereto shall determine the terms and the form of notes or bonds to be issued thereunder, and provide for their sale, execution and delivery by such officers of the municipality as shall be therein designated, and it shall be mandatory upon such officers to sell, execute, and deliver such notes or bonds as so determined and provided.
Form of securities, sale, execution.	207. All such notes or bonds, if payable more than one year from the date of issue, and if not sold to a duly authorized sinking fund or State fund, shall be sold at public sale on notice setting forth the terms and conditions of sale, published in such newspaper circulating in the municipality, and in such financial newspaper, as shall be designated by the resolution; except that, with the approval in writing of the commission, any such notes or bonds may be exchanged for any notes or bonds to be funded thereby. Such notes or bonds, or any part thereof, may be sold to and be purchased by any State fund at private sale.
Mandate to municipal officers.	
Sale of notes or bonds.	
May be sold to State fund.	208. Unless a suit, action or proceeding questioning the validity of notes or bonds, purporting to be issued by virtue of any such resolution, be commenced prior
Validity of notes and bonds.	

to the expiration of the thirty-day period hereinabove provided, any such notes or bonds reciting that they are issued pursuant to this act shall, after their issuance and delivery, if no suit relating thereto is then pending, be conclusively presumed to be fully authorized by all the laws of this State and to have been issued, sold, executed and delivered by the municipality in conformity therewith, and shall not be questioned by the municipality or any taxpayer thereof in any court, anything herein or in other statutes to the contrary notwithstanding.

Issue unquestioned.

209. In order to conserve the financial resources of the municipality, its governing body without the assent in writing of said commission shall pass no ordinances or resolutions authorizing the issuance of notes or bonds of any kind or character or creating any obligation or indebtedness of the municipality, except tax anticipation or tax revenue notes or bonds for the current year. Nor shall such governing body, without like consent, include in any annual budget or tax ordinance a total for local expenditures for the first year more than ten per centum in excess of the like totals for the preceding budget, exclusive of appropriations for the purpose of raising the principal and interest on the public debt, and for subsequent years more than ten per centum in excess of the maximum of the total which were permissible for the preceding year under the terms of this act. After an appropriation has been approved by the commission, the actual expenditure thereunder shall be made by the municipal authorities.

Assent of commission required in authorizing issue of notes or bonds by municipality.

Amount in budget.

Expenditures by municipal authorities.

ARTICLE III

ADDITIONAL POWERS

301. For the purpose of enabling the commission to carry out the provisions of this act, the commission shall have power to employ an auditor and such assistants, legal, clerical or otherwise, and to fix their compensation, and to incur such other expenses, as it may deem necessary, but no expenses shall be incurred exceeding \$10,000 per annum for any one municipality without the approval of a justice of the Supreme Court.

Auditor.

Assistants.

Expenses limited.

Office; access
to books, etc.

302. Such auditor shall have an adequate office in the municipal building, if any, and shall have access to all books of account, records, papers and memoranda of such municipality.

Appeals from
taxation.

303. Notice of all appeals from taxation affecting such municipality shall be given by the county board of taxation to such auditor, and the commission shall be entitled to be represented at hearings on all such appeals.

Meeting
expenses of
commission.

304. The commission shall from time to time certify to the proper officials of the municipality the amount of its expenses, which amount shall be forthwith raised and paid to the commission.

Expenses of
bond issue
included in
debt.

305. The expense of issuing and selling any bonds under this act shall at the request of the governing body be included in the amount of indebtedness to be refunded under this act.

Reassess-
ment.

306. The commission shall have power to require a reassessment of the taxable ratables of the municipality to be made by the proper municipal authorities as the basis for any subsequent tax levy; and any tax duplicate based on such reassessment shall be used for all purposes in connection with the levy, apportionment and collection of taxes.

Cost of
reassess-
ment.

307. The cost of such reassessment shall at the request of the governing body, be included in the amount of indebtedness to be refunded under this act.

ARTICLE IV

MISCELLANEOUS

Majority
to rule.

401. The act of a majority of the commission shall be deemed the act of the commission.

Authority of
commission
to effect its
directions.

402. Whenever any direction of the commission authorized under this act has not been fully performed or carried out by the officials of the municipality affected, the commission shall have power to perform directly, or cause to be performed by its agents, in the name of the municipality, any act so directed by the commission under the provisions of this statute, including the power to execute, sell, issue and deliver any bonds or notes directed to be issued under a resolution certified in accordance with section 201 of this act.

403. The commission hereby created shall continue in force in such municipality, and shall exercise the powers and perform the duties herein conferred, until all bonds or notes or other indebtedness of the municipality which has fallen due, and all bonds or notes which will fall due within one year, and the interest thereon, have been paid or funded or refunded, excepting tax anticipation or tax revenue notes or bonds of the current year, at which time its authority under this act shall cease. Thereafter the Commissioner of Municipal Accounts shall have the power to continue the employment of the auditor as provided for in Section 301, and to exercise the powers of the commission under Section 209, until the gross and net debt of such municipality, including notes or bonds issued under this act, is within all statutory limits, at which time his authority under this act shall cease.

Continuance
of commis-
sion.

When com-
missioner of
municipal
accounts to
exercise
powers.

404. The powers granted and the duties imposed by this act shall be construed to be independent and severable. If any one or more sections, clauses, sentences, or parts of this act shall for any reason be questioned in any court, and shall be adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remaining provisions thereof, but shall be confined in its operation to the specific provision so held unconstitutional or invalid.

Powers and
duties sever-
able.

As to consti-
tutionality
of act.

405. It is declared and enacted that this act is intended by the Legislature to meet the public emergency arising from a default in the payment of municipal obligations, and the resulting impairment of public credit, requiring intervention by the State to provide for the payment of existing obligations in such a way as to cause the least embarrassment to property owners as taxpayers; that this act is remedial in nature, and that the powers hereby granted shall be liberally construed.

Remedial law
to meet
emergency.

406. This act shall take effect immediately, and, as to the subject matters hereof, shall supersede the provisions of all other laws; *provided, however*, that nothing contained in this act shall be construed to impair in any way the obligations of any contract, or the existing remedies of any creditor of any municipality.

Supersedes
existing law.

Proviso.

Approved April 28, 1931.

CHAPTER 341.

An Act to amend an act entitled "Supplement to 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," which said supplement was approved March twenty-third, one thousand nine hundred.

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

Section 1
amended.

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

Corporation
not dissolved
until all
taxes due
State are
paid.

1. Hereafter no corporation organized under any law of this State shall be dissolved by its stockholders until all taxes levied upon or assessed against such corporation by the State of New Jersey in accordance with the provisions of 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, and all acts amendatory thereof or supplementary thereto, shall have been fully paid, and a certificate to that effect, signed by the State Tax Commissioner, shall have been annexed to and filed with the certificate of dissolution.

Act effective.

2. This act shall take effect on the first day of July, one thousand nine hundred and thirty-one.

Approved April 28, 1931.

CHAPTER 342.

An Act to amend "An act to supplement an act entitled 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," which said supplement was approved March seventh, one thousand nine hundred and twenty-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 it shall read as follows:

Section 1
amended.

1. Hereafter, no corporation organized under any law of this State may merge or consolidate under the provisions of the act of which this act is a supplement unless and until all taxes levied upon or assessed against any such corporation by the State of New Jersey, under and by virtue of the provisions of 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, and all acts amendatory thereof and supplementary thereto, shall have been fully paid, and a certificate to that effect, signed by the State Tax Commissioner, shall have been annexed to the agreement of merger or consolidation and filed therewith in the office of the Secretary of State.

Corporations
may not
merge until
all taxes
due State
are paid.

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

Act effective.

Approved April 28, 1931.

CHAPTER 343.

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 five 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 five thousand inhabitants, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways,” and which title was so amended by an act approved April twenty-second, one thousand nine hundred and twenty-nine, be and the same is hereby further amended so that the same shall read as follows: “An act regulating the days of employment of uniformed members of said police departments in municipalities of this State, including all paid uniformed police officers having supervision or regulation of traffic upon county roads, parks and parkways”.

New title.

Section 1
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:

Six days to
constitute a
week's duty.

1. The days of employment of uniformed members of any paid police department in any municipality of this State, 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

Proviso—
in emer-
gencies.

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.

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 344.

An Act relative to dower.

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

1. Whenever it shall appear to the satisfaction of the Chancellor that any person, entitled to or having a right of dower, an estate in dower assigned, whether in possession or not, or an inchoate right of dower in any lands, tenements or hereditaments, is incapacitated by mental infirmity or disease from executing a valid release or relinquishment of the same or from joining in a conveyance or mortgage thereof, and that the interest of such person and the owner of such lands, tenements or hereditaments, the remaindermen as well as those in possession, require and will be promoted by a sale or mortgage of the same, the Chancellor may direct such release, relinquishment or joinder to be made by any master of the Court of Chancery, whose release, deed or mortgage executed in behalf of such person shall release and bar all the dower or right of, or estate in, dower which such person may have or be entitled to, or would at any time succeed or become entitled to, in the lands, tenements or hereditaments therein mentioned, whether inchoate or assigned.

Disposition of right of dower, etc., of an incompetent by master in chancery.

2. Upon a petition filed for any of the purposes specified in section one of this act, the Chancellor may, in a summary manner, proceed to inquire into the merits of the application by reference or otherwise. The doweress shall be made a party to the proceeding herein authorized, by order or otherwise as the Chancellor shall direct; and, if said doweress shall not cause her appearance to

Summary inquiry by chancellor. Appointment of guardian. ad litem.

be entered in said proceeding, the Chancellor shall appoint a guardian ad litem to represent her therein.

Bond to
protect
doweress.

3. If a release, conveyance or mortgage is allowed and ordered by the Chancellor in conformity with the prayer of the petition, a bond shall be given by the owner of such lands, tenements or hereditaments to the Chancellor or to the guardian of such incapacitated person, in such penalty and with such surety as the Chancellor may direct, to secure to the guardian of any such person so entitled to a right of dower or an estate in dower assigned the enjoyment during her life of a fund equal to such an amount of the whole proceeds of the sale or other conveyance of said lands, tenements and hereditaments, or of their value, as will equal the amount of the dower to which said doweress is or shall be entitled under the law in existence at the time when her right of or estate in dower accrued or vested, or, if the dower interest be inchoate, to secure the enjoyment of such fund to the person so entitled during her life, after such dower has become fixed and assigned.

Investment
and interest.

In lieu of said bond, if the dower interest of any such person consists of a right of dower or an estate in dower assigned, whether in possession or not, and it shall appear satisfactory to the Chancellor, the fund constituted as aforesaid shall be invested under the direction of the Chancellor, and the interest thereon shall go to the widow during her life, or the Chancellor may direct the guardian of such person to accept such sum in gross as may be approved by the Chancellor as a just and reasonable satisfaction for the same. If the dower interest be inchoate the said sum shall be invested as aforesaid, and the interest thereon, during the joint lives of the husband and wife, shall go to the husband, and, upon his death, to the widow during her life; or, if the petition so requests, the Chancellor shall cause an admeasurement of said lands, tenements and hereditaments to be made, and a gross sum to be paid or secured to the guardian of such person in consideration of the release or relinquishment of her inchoate right of dower therein, and the Court of Chancery shall have full power over such admeasurement.

Cash
settlement.

4. Whenever any release, relinquishment or conveyance of an inchoate right of dower has been or shall be made by any master of the Court of Chancery, in accordance with the provisions of this act, and it shall thereafter appear to the satisfaction of the Chancellor that the person entitled to such inchoate right of dower in the lands, tenements and hereditaments released, relinquished or conveyed, has been restored to her reason and is of sound mind and understanding, the Chancellor, upon the execution and filing with him of a release or relinquishment of the right of dower of such person, acknowledged in the manner prescribed by law for that purpose, may 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 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 Chancellor shall find entitled thereto.

On restoration to health, provisions for settlement.

5. Whenever any person whose inchoate right of dower has been or shall be conveyed or released in accordance with the provisions of this act, and such person, having been restored to her reason and being of sound mind and understanding, shall not execute a relinquishment or release of her dower interest in such property as provided in section four of this act, the Chancellor shall have authority 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 as aforesaid, 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 Chancellor may ascertain and determine.

Determining gross sum to be paid.

6. The Court of Chancery shall have full power to make all orders and decrees relative to the final disposition of the bond or funds aforesaid and as may be

Court of Chancery to have complete powers.

Sundry acts
repealed.

necessary to give full and complete relief to any and all parties, their heirs, devisees and assigns.

7. The following acts and parts of acts, and all acts and parts of acts inconsistent with this act, be and the same are hereby repealed:

"An act relative to inchoate dower," approved March twenty-seventh, one thousand eight hundred and seventy-eight.

"An act relative to dower," approved March twenty-third, one thousand eight hundred and ninety-two.

"An act relative to dower assigned and in possession of the doweress," approved March thirty-first, nineteen hundred and eleven.

"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 providing for the determination, release or purchase of such inchoate right of dower," approved April first, nineteen hundred and twelve.

"An act to amend an act entitled 'An act relative to dower,' approved March twenty-third, one thousand eight hundred and ninety-two," approved April eighth, nineteen hundred and fifteen.

"An act to amend an act entitled 'An act relative to dower assigned and in possession of the doweress,' approved March thirty-first, one thousand nine hundred and eleven," approved March fourteenth, nineteen hundred and twenty-seven.

"An act to amend an act entitled 'An act relative to dower,' approved April eighth, one thousand nine hundred and fifteen," approved March fourteenth, nineteen hundred and twenty-seven.

"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," approved April twenty-second, nineteen hundred and twenty-nine.

8. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 345.

An Act to remove any disabilities heretofore existing against any person by reason of a criminal conviction whereon sentence was suspended and where no subsequent conviction has been had against such person after a lapse of twenty years and to prescribe the procedure to obtain the benefits of this act.

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

1. In all cases wherein a criminal conviction has been entered against any person whereon sentence was suspended and no subsequent conviction has been entered against such person, it shall be lawful after the lapse of twenty years from the date of said conviction for the person so convicted to present a duly verified petition to the court wherein such conviction was entered, setting forth all the facts in the matter and praying for the relief provided for in this act.

Seeking relief
from conviction
after
twenty years.

Petition.

2. Upon reading and filing such petition the said court may by order fix a time, not less than ten nor more than thirty days thereafter for the hearing of said matter, a copy of which order shall be served in the usual manner upon the prosecutor of the pleas for the county wherein said court is located, within five days from the date of said order, and at the time so appointed the court shall hear the said matter and if no material objection is made and no reason appears to the contrary, an order may be granted directing the clerk of said court to expunge from the records all evidence of said conviction and that the person against whom such conviction was entered shall be forthwith thereafter relieved from such disabilities as may have heretofore existed by reason thereof.

Hearing.

Order to
expunge evi-
dence of
conviction.

3. The same fees shall be taxed as are usual for like services in other matters, which fees shall be payable by the petitioner.

Fees.

Repealer.

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

5. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 346.

An Amendment to an act entitled "An act to authorize the issuing of licenses to exempt members of any volunteer fire department, volunteer fire engine, hook and ladder, hose, supply company, or salvage corps of the cities, towns, boroughs, townships and fire districts in this State, for hawking, peddling and vending of merchandise within this State," being chapter one hundred and thirty-three of the laws of 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. Amend section two of said act so that it shall read as follows:

Exempt fire-
men given
peddler's
license.

2. On the presentation to the clerk of any county in which any such exempt member may be or reside, of such exemption certificate, such county clerk shall issue without cost to such exempt fireman a license certifying him to be entitled to the benefits of this act. Before the said license shall be valid the licensee shall affix his signature thereto in the presence of the clerk or of a duly authorized representative thereof, who also shall sign as witness, and who shall affix thereto a photograph of the licensee which shall be supplied by the licensee and shall be not less than two by three inches in size. No license shall be valid without this photograph attached. All licenses shall expire three years after their issue.

Signature and
photograph.

Term.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 347.

An Act to permit members of the organized reserve of the United States Army, United States Naval Reserve Force and United States Marines Corps Reserve, who are employees of the State of New Jersey, or of any county or municipality thereof, to obtain leave of absence from their respective duties without loss of pay or time on all days when they shall be engaged in field training.

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

1. During the absence of any officer or other employee, who are members of the organized reserve of the army of the United States, United States Naval Reserve Force and United States Marines Corps Reserve, or any other organization affiliated therewith, and being in the employ of the State or any county or municipality thereof, shall be entitled to leave of absence from their respective duty without loss of pay or time on all days on which they shall be engaged in field training.

Leave of absence for public employees in field training.

2. Leave of absence for military duty, as contemplated by this act, shall be in addition to the regular vacation allowed to any such employees of the State or of any county or municipality thereof.

Regular vacation allowed.

3. This act shall take effect immediately.
Approved April 28, 1931.

CHAPTER 348.

An Act to license and regulate the business of buying and selling certain furs, hides, or pelts by nonresidents of this State, and providing a penalty for violations thereof.

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

Nonresident
dealers in
furs and skins.
licensed.

1. It shall be unlawful for any nonresident of the State of New Jersey or the agent of any nonresident to engage in the business in this State of buying, selling, or dealing in raw furs, hides, or pelts of any beaver, otter, fisher, marten, muskrat, mink, skunk, raccoon, opossum, wolf, lynx, bob-cat, rabbit, fox, weasel, coyote, badger, deer, or bear, unless such person shall have procured a license to do so from the Board of Fish and Game Commissioners.

License fee.

2. The fee for this license shall be \$50.00, and shall entitle the person to whom it is issued to buy and sell raw furs, hides, or pelts mentioned in section one, which have been legally taken. This license shall expire December 31st of the year in which it is issued.

Expiration of
license.

Report of
business
done, by
licensee.

3. On or before the twentieth day of January of each year, the licensee shall make a report to the Board of Fish and Game Commissioners on blanks furnished by said board, stating the number and kinds of raw furs, hides, or pelts purchased or sold during the preceding year and the name and address of the person from whom purchased and to whom sold.

Penalty.

4. Any person violating any provision of this act shall be liable to a penalty of one hundred dollars.

Use of
fees.

5. All moneys received as license fees or penalties in accordance with the provisions of this act shall be forwarded to the State Treasurer by the Board of Fish and Game Commissioners, for the use and purposes of the Fish and Game Commission.

Enforcement
of act.

6. 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.

7. This act shall take effect July 1, 1931.

Approved April 28, 1931.

CHAPTER 349.

An Act to amend the title and to amend and supplement the body of an act entitled "An act providing for the licensing and bonding of commission merchants, dealers and brokers, receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities," approved April fourteenth, one thousand nine hundred and thirty.

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

Title amended.

An act providing for the licensing and bonding of commission merchants, dealers and brokers receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities from or on behalf of a grower or growers thereof residing in this State, and the licensing of the agent or agents of commission merchants, dealers or brokers, and to punish any person, firm, association, partnership, corporation or agent violating the provisions thereof.

New title.

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

Section one amended.

1. Definitions as used in this act.

Definitions of terms used.

The term "secretary" means the Secretary for Agriculture;

The term "perishable agricultural commodity" means any fruit or vegetable of every kind, whether frozen or packed in ice;

The term "grower or growers" means any person, firm, association, partnership or corporation engaged in the business of growing or producing any perishable agricultural commodity in this State.

The term "commission merchant" means any person, firm, association, partnership or corporation engaged in the business of soliciting or receiving any perishable agricultural commodity for sale on commission on behalf of the grower or growers thereof.

The term "dealer" means any person, firm, association, partnership or corporation engaged in the business of buying any perishable agricultural commodity from the grower or growers thereof for the purpose of shipping or for sale, resale or manufacture.

The term "broker" means any person, firm, association, partnership or corporation engaged in the business of soliciting or negotiating the sale of any perishable agricultural commodity on behalf of the grower or growers thereof.

The term "agent" means any person, firm, association, partnership or corporation receiving, buying, soliciting or negotiating the sale of any perishable agricultural commodity from the grower or growers thereof for or on behalf of any commission merchant, dealer or broker.

Exceptions.

This act shall not, however, be construed to apply to any transaction in which the grower receives in cash at the time of the transaction full payment of the amount due him, or to any duly incorporated agricultural cooperative association in its dealings with its members.

Section 2 amended.

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

License required.

2. On and after July first, one thousand nine hundred and thirty-one, no person, firm, association, partnership or corporation shall engage in or carry on the busi-

ness of commission merchant, dealer or broker unless such person, firm, association, partnership or corporation be duly licensed as hereinafter provided.

4. 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. Each such person, firm, association, partnership or corporation before engaging in such business shall on or before June first, one thousand nine hundred and thirty-one and on or before June first annually thereafter, file an application with the secretary, on a form prescribed by him, for a license to transact such business. The application shall state the nature of the business, the kind or kinds, of perishable agricultural commodities which the applicant proposes to handle, the full name or names of the person or persons applying for the license, and if the applicant be a firm, association or partnership, or corporation, the full name of each member of such firm, partnership or association, or officers of such corporation, and the name of the local agent or agents of the person, firm, association, partnership or corporation, the city, town or municipality and street address, if any, or post-office address, where such business is to be conducted, and such other facts as the secretary shall prescribe. The application shall be accompanied by a good and sufficient surety bond executed in favor of the secretary in his official capacity, by a surety company duly authorized to transact business in this State in the sum of at least three thousand dollars, conditioned for the payment of all moneys due and owing by such licensee to such grower or growers during the period that such license is in force. Such bond shall be executed upon a form prescribed by the secretary and shall be subject to his approval as to form and sufficiency. The applicant shall further satisfy the secretary of his or its character, financial responsibility and good faith in seeking to engage in such business. Upon the filing and approval of such application and bond the secretary shall thereupon issue to such applicant or applicants or their agent on payment of a license fee of two dollars, a license entitling the applicant or applicants or the agent of such to con-

Application
for license.

Form of
application.

Bond.

Form of
bond.

Insurance
of license.

Fee.

<p>Expiration of license.</p>	<p>duct the business of receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities on behalf of the grower, at the place named in the application, which license shall expire on the thirtieth day of June next following its date of issuance.</p>
<p>Agents soliciting, etc.</p>	<p>No agent shall receive, buy, solicit or negotiate the sale of any perishable agricultural commodity in this State on behalf of any commission merchant, dealer or broker unless such agent has been designated by a duly licensed commission merchant, dealer or broker to so act and unless such commission merchant, dealer or broker has notified the secretary in his application for license or given notice in writing of such designation and has requested the secretary to issue to such agent an agent's license.</p>
<p>Additional bond.</p>	<p>The secretary may require a licensee to file an additional bond, to be executed as above provided, in a sum to be determined by the secretary, but the maximum amount of such bond shall not exceed twenty-five thousand dollars.</p>
<p>Section four amended.</p>	<p>Section four of the act of which this act is amendatory and supplementary be and the same hereby is amended to read as follows:</p>
<p>Filing of claim upon default by licensee.</p>	<p>4. Upon default by any licensee in the payment of any money due to any grower such grower may file with the secretary upon a form prescribed by him, a verified statement of his claim. If such grower or growers shall have reduced his claim to judgment a transcript of such judgment shall be filed with the secretary. Such statement may be filed at any time during the period of the license and within ninety days from the termination of such period, for debts contracted during such licensed period. After the expiration of ninety days from the termination of any licensed period the secretary shall, by proper action, wherein all such creditors and the surety or sureties upon the bond or bonds given as herein provided for and the licensee shall be parties, proceed to determine the amount due each creditor and the judgment rendered in such action shall be enforced ratably for such creditors against the surety or sureties on the bond or bonds. If any grower shall have reduced his</p>
<p>Judgment.</p>	
<p>Suing on bond of licensee.</p>	

claim to judgment such judgment shall be presumptive proof of the amount due such creditor in any action brought by the secretary as herein provided. Every bond given pursuant to the provisions hereof shall be applicable to the payment of all claims arising during the licensed period for which such bond or bonds shall continue. Claims not filed within ninety days from the termination of any licensed period shall not be received, acted upon or paid and shall not participate in the proceeds of any bond. The secretary may bring an action in any court of competent jurisdiction against the licensee or surety or sureties on the bond or bonds for the recovery of any money due and owing to a grower or growers as hereinbefore provided.

Bonds applicable to payment of claims.

Secretary to bring action.

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

Section five amended.

5. Any person, firm, association, partnership, corporation or agent that shall engage in the business of commission merchant, dealer or broker, as herein defined, without first having obtained a license as herein provided or shall violate any provision of this act shall be subject to a penalty of one hundred dollars for the first offense and five hundred dollars for the second and each subsequent offense, to be sued for and recovered with costs in a summary proceeding in the name of the secretary for agriculture, of the State of New Jersey.

Penalty for not being licensed.

7. The secretary or an assistant whom the secretary may designate shall have the power to investigate upon the verified complaint of any interested person, or of his own motion, the record of any person, firm, association, partnership or corporation applying for or holding a license as commission merchant, broker, dealer or agent, and for such purpose may examine the ledgers, books of account, memoranda or other documents of any such person, firm, association, partnership or corporation and may take testimony thereon under oath, but information relating to the general business of any such person, firm, association, partnership or corporation, disclosed by such investigation and not relating to the immediate purpose thereof, shall be deemed of a con-

Investigation upon complaint.

Hearing upon complaint.	<p>fidential nature by the secretary or assistant whom he may designate. When any such verified complaint is filed with the secretary he shall give a hearing thereon, and a copy of the complaint, with a notice of the time and place of hearing, which notice shall be served either personally or by registered mail direct to his place of business or last known residence address, with postage fully prepaid, at least ten days prior to the time fixed for hearing. In the hearing of any complaint the secretary or assistant whom he may designate may sign and issue subpoenas, administer oaths, examine witnesses, take depositions, receive evidence and require by subpoena the attendance and testimony of witnesses and the production of such accounts, records and memoranda as may be material for the determination of the matter alleged in such complaint. The secretary or assistant whom he may designate shall render a decision either dismissing such complaint or specifying the facts which he deems established at such hearing.</p>
Power to issue process.	
Decision.	
Causes for revoking license:	<p>8. The secretary may refuse to grant or may revoke a license for the following causes:</p>
Bankruptcy;	<p>(a) Where the licensee has made a general assignment for the benefit of creditors or has been adjudged a bankrupt or is insolvent or where a money judgment has been secured against him, upon which an execution has been returned unsatisfied.</p>
Failure to make prompt settlement;	<p>(b) Where there has been a failure to account for or make prompt settlement for all perishable agricultural commodities received, bought, solicited or negotiated.</p>
False statement;	<p>(c) Where any false statement has been made as to condition, quality or quantity of perishable agricultural commodities received or bought or where the sales were negotiated or held for sale on commission when the same might have been known on reasonable inspection.</p>
Improperly conducting business;	<p>(d) Where there has been a continual course of dealings of such a nature as to satisfy the secretary of the inability or unwillingness of the licensee, or his agent, to properly conduct the business of receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities on behalf of the grower or growers thereof.</p>

(e) Where the licensee has been duly required to file an additional bond and has failed to do so.

Failure to file additional bond;

(f) Where there has been a continued and persistent failure to keep the records required by the secretary or by law; or where there has been a refusal on the part of the licensee to produce books, accounts or records of transactions in carrying on the business for which such license is granted.

Failure to keep records.

Before any license shall be revoked the secretary shall give the licensee at least ten days notice of the time and place of hearing before the secretary and shall furnish him with a copy of the complaint against him, which complaint and notice shall be served upon the licensee in the manner provided in section seven of this act. At the time and place fixed for hearing the secretary shall receive evidence, administer oaths, examine witnesses and hear the testimony and shall thereafter file an order either dismissing the proceeding or revoking the license.

Notice given before revoking license.

The action of the secretary in refusing to grant or in revoking a license shall be subject to review by any court of competent jurisdiction, and whenever any proceeding shall be taken to review such revocation the license shall be deemed to be in full force and effect until the final determination of such proceeding; *provided*, the fee for such license shall have been paid as herein provided.

Refusing or revoking license.

Proviso.

9. Every commission merchant, dealer, broker or their agent shall keep such accounts, records and memoranda as fully and clearly discloses all transactions involved in their business, including the true ownership of such business to stockholding or otherwise.

Records kept.

10. Every person, firm, association, partnership or corporation licensed under the provisions of this act, and carrying on or conducting business under such license, shall post in a conspicuous place in or at the place of business of such licensee a copy of such license, to be furnished by the secretary, to be kept and exposed for inspection by any person who may properly make such inspection. The licensee and each of his agents shall at all times when receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities carry an

Display of license.

Agents to display license.

agent's license which shall be exhibited to growers when negotiating business with them, or to the secretary or assistant whom he may designate when requested so to do.

Courts
having
jurisdiction.

Form of
process.

Summary
hearing.

Judgment.

Penalty.

Recovery of
judgment.

11. Every district court in any city or judicial district in any county and every court of common pleas of any county is hereby empowered, upon the filing of a complaint in writing, duly verified, which verification when made by the secretary may be made upon information and belief, that any person, firm, association, partnership, or corporation has violated any of the provisions of this act, to issue process at the suit of the secretary for agriculture of the State of New Jersey, as plaintiff; such process shall be in the nature of a summons or warrant, which warrant may issue without any order of the court or judge first being obtained against the person, firm, association or partnership; which process when in the nature of a summons shall be returnable in not less than five nor more than fifteen entire days; and when in the nature of a warrant shall be returnable forthwith; such process shall state what provision of the law is alleged to have been violated 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 way, without a jury, to hear the testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of the 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 costs and charges incident thereto, to be committed to the county jail for a period of not less than five nor more than ninety days for a first offense and not less than ten nor more than two hundred days for the second and each subsequent offense. Any judgment recovered for a penalty under the provisions of this act against a corporation in any district court may be docketed in the same manner as judgments in said court are docketed under 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, and execution may issue against the goods and chattels of such corporation without any order first obtained for such purpose.

12. The officers to serve and execute all process under this act shall be the officers authorized to serve and execute process in said court; the said district court or court of common pleas shall have power to adjourn the hearing or trial in any case from time to time, but in such case, except in cases where the first process was a summons, it shall be the duty of the judge of the district court or the court of common pleas to detain the defendant in safe custody, unless he shall enter into bond to the said secretary for agriculture of the State of New Jersey 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 said court, and such bond if forfeited may be prosecuted by said secretary.

Service of
process.

Adjourn-
ment.

13. It shall be the duty of the secretary, when requested so to do, to certify whether the records kept by his department show or fail to show the issuance of a license in accordance with the provisions of this act, and such certificate whether made on such request, or made by such secretary for use in proceedings instituted under the provisions of this act, shall be prima facie evidence of the facts therein stated. The fee for such certificate shall be one dollar.

Certification
by secretary
as to license.

Fee.

14. The conviction in prosecutions under this act shall be in the following or similar form:

Form of
conviction.

State of New Jersey }
County of } ss:

Be it remembered that on this
day of, 19...., at
....., in said County,
C.D., defendant, was by (the District Court of the City

ofor the Court of Common Pleas of the County of..... as the case may be) convicted of violating the..... section of an act entitled "An act to amend and supplement the title and body of an act entitled 'An act providing for the licensing and bonding of commission merchants, dealers and brokers, receiving, buying, soliciting or negotiating the sale of perishable agricultural commodities,' approved April fourteenth, one thousand nine hundred and thirty," which amendatory and supplemental act was approved....., in a summary proceeding at the suit of the Secretary for Agriculture of the State of New Jersey, upon 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.

Judge."

The conviction shall be signed by the judge of the district court or court of common pleas 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 signature of the judge, to the conviction:

"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 hereby is committed to the common jail of the County of for a period of days, unless said penalty and costs are sooner paid."

This commitment shall also be signed by the judge and in case of the commitment of any defendant, to jail, the conviction and commitment shall be signed in duplicate and one of the duplicate copies shall serve the purpose of a warrant of commitment.

15. All penalties collected under the provisions of this act shall be turned over to the treasurer of the State of New Jersey.

Penalties
paid into
State
treasury.

16. All acts or parts of acts inconsistent with the provisions of the act be and the same hereby are repealed and this act shall take effect June first, one thousand nine hundred and thirty-one.

Repealer.

Act effective.

Approved April 28, 1931.

CHAPTER 350.

An Act for the control and prevention of forest fires.

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

1. It shall be the duty of the Board of Conservation and Development, hereinafter called the board, to maintain a forest fire service for the protection of such forests, brush land, and salt marshes of the State, and adjacent property thereto, wherever they shall determine the necessity thereof, to be known as the State Forest Fire Service. They are empowered, through their agents, to determine forest fire hazards; to remove or cause to be removed brush, undergrowth, or other material which contributes toward such hazards, to maintain or cause to be maintained, fire breaks; set backfires, make regulations for burning brush; summon any male person between the ages of eighteen and fifty who may be within the jurisdiction of the State to assist in extinguishing fires, require the use of property needed for this purpose.

Creating
State Forest
Fire
Service.

Powers and
duties.

2. The board shall have power from time to time to prescribe such duties and make such regulations for the government of the firewardens for the prevention and extinguishing of forest fires, and for the employment, discharge and pay of firewardens subject to the limitations of this act, as, in their judgment, shall be efficacious to that purpose. The board may purchase and distribute to the firewardens such material and equipment and purchase such other property as they may deem necessary for carrying out the provisions of this

Board pre-
scribes duties
of fire-
warden.

Dividing
forests, etc.,
into divisions.

State fire-
warden.

District fire-
wardens.

Proviso.

Emergency
employees.

Administra-
tion of
forest fire
service.

Salaries.

Pay while
fighting fires.

act. The board shall divide the forest, woodland and salt marsh areas of the State into divisions, sections and districts.

3. The board **may** appoint, removable by said board after charges have been preferred and hearing granted, a State firewarden, not more than eight division firewardens, not more than seventy section firewardens, and not more than four hundred district firewardens with pay, and such division firewardens, section firewardens and district firewardens as may be necessary without pay; and such clerical force as may be necessary to conduct the business of the service; *provided, however*, that the present personnel shall continue under tenure of office existing prior to the passage of this act, and shall enjoy all of the rights and benefits of State Employees' Retirement System existing prior to the passage of this act. The board shall employ, when the emergency arises, helpers to fight forest fires. Each district firewarden may designate one or more proper persons to act as deputy or deputies in case of his absence or disability from any cause, subject to the approval of the State firewarden.

4. Under the direction of the board, the State firewarden shall administer the forest fire service, and such laws as shall deal with the protection of forests, brushland and salt marshes from fire. He shall be custodian of all property used in forest fire protection. Division firewardens and section firewardens shall perform such service, and have such authority as shall be determined by the State firewarden, within the limitations of this act.

5. The State firewarden shall be paid not less than four thousand dollars nor more than five thousand dollars per annum. Division firewardens shall be paid not less than three thousand dollars or more than four thousand dollars. Section firewardens shall be paid not less than nine hundred dollars nor more than two thousand dollars. District firewardens shall be paid not less than twenty-five dollars and not more than fifty dollars per annum, in addition to their firefighting pay. District firewardens and their helpers shall be paid at the following rates while fighting forest fires:

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

District firewardens, while otherwise employed, fifty cents per hour.

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

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

6. Firewardens shall enforce the statutes of this State for the protection of forests, brush land and salt marshes from fire. They shall have control and direction of all persons and apparatus engaged in extinguishing fires in forests, brush land, and salt marshes. They may plough land or set backfires to check any fire. They may summon any male person between the ages of eighteen years and fifty years who may live or be within the jurisdiction of such firewarden, to assist in extinguishing fires, and may also require the use of any property needed for such purpose. No person so summoned, who is physically fit, shall refuse or neglect to assist, nor shall any person refuse the use of any property or material required. No action for trespass shall lie against any person crossing or working upon lands of another to extinguish fire.

Firewardens
to enforce
statutes.

Powers and
duties of
firewardens.

7. In any district for which firewardens have been appointed under the provisions of this act, no person shall set fire to or cause to be burned waste fallows, stumps, logs, brush, dry grass, fallen timber or anything that may cause a forest fire unless the written permission of the State firewarden, or a division, section or district firewarden has been first obtained. Such permission shall not be granted by any firewarden if, in his opinion, any forest or woodland will be endangered thereby, nor shall such permission, if granted, relieve or exonerate any person from any penalties under this act in case, by reason of such fire, any forest, brushland or salt marsh be burned; *provided, however*, permits shall not be necessary for burning said materials when the fire is set at a distance of not less than two hundred feet from any forest, brushland, salt marsh, or field containing dry grass or other inflammable material from which

Permission
of fire-
wardens to
burn waste,
etc.

Proviso.

fire may be transmitted to any forest, brushland or salt marsh.

Prohibits the
burning of
forests, etc.

Proviso.

Backfires.

Interfering
with fire-
wardens.

Destroying
notices.

Creating of
fire hazards.

Complaint.

Required to
remove fire
hazards.

8. No person shall set fire to or burn, or cause to be burned, any forest, brushland or salt marsh, but nothing in this section shall be interpreted to forbid any person from setting a backfire upon his own property to protect the same; *provided, however*, if such fire be permitted to escape, or does escape, to adjoining property, then the person setting such fire, or causing it to be set, shall be deemed to have violated the provisions of this act. Any firewarden, however, shall have the power to set any backfire. In any district in which a fire service is established any person who shall find a fire burning in a forest, brushland or salt marsh, or where the forest, brushland or salt marsh, is endangered, shall immediately extinguish the same, or being unable so to do, shall notify a firewarden.

9. No person shall obstruct, or in any wise interfere with any firewarden, his deputies, or assistants, or any one or more of them, in the performance of any duty under this act; nor shall any person wilfully or maliciously mutilate, tear down or destroy any notice concerning forest fires which has been posted under regulations of the State firewarden.

10. The owner of any woodlands, or the lessee thereof, or any contractor or employee deriving authority from the owner of such woodlands, or any person doing public work in or upon such woodlands, who shall permit or suffer the accumulation of brush or tree-tops, or any litter from felled trees, to lie or be upon such woodlands to such an extent or in such manner as to facilitate either the origin or the spread of forest fires, shall be deemed thereto to have created an extraordinary fire hazard, and to have made and maintained a public nuisance. On the complaint of a firewarden, or of any citizen, it shall be the duty of the board to cause an investigation to be made of the alleged nuisance. If, in its judgment, a situation endangering the security of adjacent property, either with reference to the possible origin or spread of forest fires, exists, it shall require the responsible party to remove such menace within a reasonable specified time, in manner directed and at his

own cost. If such removal be done by burning, all the provisions and requirements of this act shall be observed, but nothing done under this act shall operate as a release of responsibility, if fire escapes and damages the property of another. Failure to comply with the requirement of the board shall subject the offender to the penalty imposed by section eighteen of this act, which penalty shall be imposed for every period of five days, or portion of one such period, during which the requirement of the board shall be unobserved.

Penalty.

11. Whenever the board shall be satisfied that existing conditions tend to the origin of forest fires in any locality, it shall provide for the maintenance of patrolmen to watch for and extinguish fire in such places and for so long as such danger exists.

Board to provide patrolmen.

12. The said board shall determine whether the existence of such conditions is due to the operation of a railroad, or to the operations, actions, conduct or neglect of any other corporation, firm or individual, and the responsible party, thus determined, shall appoint and pay the wages and expenses of the patrolmen hereinafter required to be appointed and paid. If the said board shall determine the existence of the conditions referred to to be due to a divided agency, the required patrolmen shall be appointed by the State firewarden, and the wages and expenses shall be apportioned by the said board among the several parties to such divided agency; *provided, however*, that if one of the parties to such divided agency shall be a railroad company, the patrolmen required of such railroad company shall be appointed and paid according to the provisions of this act applying to the appointment and payment of patrolmen by railroad companies.

Source of fire hazards.

Wages to be paid by agency causing fire menace.

Proviso.

13. Whenever the board shall make determination as set forth in sections eleven and twelve of this act, the State firewarden, upon notification by the said board to that effect, shall in writing, notify the responsible agent or agents of the determination of the said board, specifying the locality affected thereby and included within the terms of his notice, calling for the appointment of such number of patrolmen as the said State firewarden may deem to be necessary, and prescribing generally the work

Notice to agents.

Form and service of notice.	of such patrol. The State firewarden shall fix and state, in the said notice, the time when the said notice shall become effective. In case of a railroad company, the said notice shall be served at the office of the superintendent of the division within which the affected district is located. In case of a private individual, firm or corporation, not a railroad company, the notice shall be served upon the owner, lessee, superintendent or agent, wherever found. The order of the State firewarden may be amended in any particular by the said board, either upon its own initiative or upon the request of any person or corporation affected thereby, but shall not be stayed pending application for such amendment, except upon order of the board.
Amending of notice.	
To comply with notice.	14. The person or corporation receiving such notice shall immediately comply therewith and shall at once report to the State firewarden the names of all patrolmen appointed pursuant to such order, and the names of the persons acting as foremen or superintendents thereof actually upon the work. And such person or corporation shall report to the State firewarden at such times and in such manner as he shall require, setting forth the number of men performing such duty, the places where, the times when, and the manner in which the patrol duty is being performed. If the appointment of, or service rendered by, any member of such patrol shall be unsatisfactory to the State firewarden, such patrolman shall be immediately replaced by his employer upon the request of the State firewarden.
Report to State firewarden.	
Penalty.	15. Any firm, person or corporation who shall or which shall fail to comply with the provisions of sections eleven, twelve, thirteen and fourteen of this act, or with the terms of such notices and orders as may be issued by the State firewarden, as provided by these sections, shall be subject to a penalty of ten dollars per day for each patrolman not on duty in accordance with such notice or order.
Emergency board.	16. In any case where prompt action is necessary all duties and powers imposed by sections eleven, twelve, thirteen and fourteen upon the board may be performed and exercised by the executive officer of the said board, the State forester and the State firewarden, acting jointly

in the name of said board, and the joint determinations, actions and orders of the same shall be as conclusive and effectual as though done and performed by the full board; *provided*, that any action of the said officials may be reviewed and modified by the board. Proviso.

17. Compliance with the provisions of this act shall not operate as a bar to any suit for damages for which any person or corporation would otherwise be liable, but conformance with the provisions of this act, and compliance with the terms of any order or notice issued by the State firewarden may be shown and considered as evidence for the use of due care on the part of such person or corporation. Suits for damages.
Notices of firewardens as evidence.

18. Every person who shall violate any of the provisions of this act shall be liable to a penalty of not less than fifty nor more than two hundred dollars if such violations be not willful, and to a penalty of not less than two hundred dollars nor more than four hundred dollars if such violation be willful, except as otherwise provided in this act; *provided, however*, that where there are mitigating circumstances the board may, in its discretion, permit the person or persons who may have violated the law to pay a sum less than the minimum fine herein imposed, at such time and in such manner as 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 court or magistrate before whom any proceeding for the recovery of a penalty shall be brought under this act shall determine from the proof produced whether or not such violation is willful and shall fix the penalty accordingly, as herein provided. All payments on account of penalties under this act shall be made to the director of conservation and development. Any firewarden, or deputy acting in the absence or disability of a firewarden, may arrest, without warrant, any person or persons taken by him in the act of violating any of the provisions of this act, and shall proceed against such person or persons in the manner prescribed by this act. Penalty.
Proviso.
Court to fix penalty.
Payments on account of penalties.
Arrest without warrant.

19. Every district court in any city or judicial district of any county, and every justice of the peace in any city or county, and every police justice or recorder in Who may issue process.

any city or other municipality, is hereby empowered, on complaint under oath or affirmation made according to law that any person or persons has or have violated any of the provisions of this act, to issue process, in the name of the Board of Conservation and Development, as prosecutor, for the use of the State of New Jersey. Said oath or affirmation, if made by a firewarden, or by a member or officer of the said board, may be upon information or belief. Said process shall be in the nature of a summons or warrant against the person or persons so charged; when in the nature of a warrant, it shall be returnable forthwith, but before any warrant shall issue out of any district court the judge thereof shall endorse upon the complaint an order in the following or similar words: "Let the warrant issue in this case." To which said judge shall sign his name; and when in the nature of a summons, it shall be returnable in not less than one or more than ten entire days. Such process shall state what section of the law is alleged to have been violated by the defendant or defendants; and on the return thereof, or at any time to which the trial shall have been adjourned, the said district court, justice of the peace, police justice or recorder shall proceed summarily to hear the testimony, and to determine and give judgment in the matter without a jury, without the filing of any pleadings, either for the prosecutor for the recovery of such penalty and costs, or for the defendant or defendants. If such judgment be for the prosecutor as aforesaid it shall be in the following or similar form:

Form of process.

When process is returnable.

Judgment.

Form of judgment.

"State of New Jersey, }
County of , } ss.

Be it remembered that on this day of , in the year of our Lord nineteen hundred and , at , in said county, C. D., defendant, was, by the district court of the city of T. (Or by me, E. F., justice of the peace, police justice or recorder of the city of , or as the case may be), convicted of violating the section of the Act of the Legislature of New Jersey entitled approved

the day of , A. D. nineteen hundred and , in a summary proceeding, at the suit of the Board of Conservation and Development, as prosecutor; and further, that the witnesses in said proceeding who testified for the prosecutor were (name them); and the witnesses who testified for the defendant were (name them); wherefore the said court (or justice of the peace, police justice or recorder, as the case may be) doth hereby give judgment that the prosecutor recover of the defendant dollars penalty and dollars costs of this proceeding, and that execution do issue against the goods and chattels of said defendant for the amount of said penalty and costs, and, for want of sufficient goods and chattels whereon to levy and make the same, to take the body of the defendant and convey him to the common jail of the county and deliver him to the keeper thereof, to be there confined until the said penalty and costs be fully paid or until he be thence delivered by due course of law." Said judgment shall be signed by the judge of the district court, justice of the peace, police justice or recorder giving the same.

20. If either the prosecutor or the defendant or defendants be dissatisfied with any judgment given under the provisions of the nineteenth section of this act, the dissatisfied party may appeal to the court of common pleas of the county in which the judgment appealed from shall have been rendered, which appeal shall be taken by filing with the court, justice of the peace or recorder who gave the judgment, a notice of such appeal, signed by the appealing party, or his, her or their agents; *provided, however*, that no appeal shall be allowed to or taken by any defendant from any judgment against such defendant unless, with said notice of appeal, such defendant shall also file a bond, with at least one sufficient surety, to be approved by the court, justice of the peace or recorder who shall have given the judgment, in double the amount of the judgment, and conditioned that the appellant or appellants shall appear and prosecute the appeal in said court of common pleas, shall stand to and abide the judgment of said court of common pleas, and shall pay such costs as shall be taxed against

Appeal.

Proviso.

the appellant or appellants, if the judgment appealed from be affirmed. The court, justice of the peace or recorder who shall have given the judgment appealed from shall send a transcript of the proceedings and judgment and said notice of appeal, together with any bond that may have been filed under the provisions of this section above contained, to the clerk of the court of common pleas to which the appeal is taken on or before the first day of the term of said court next ensuing such appeal. In any case of appeal by a defendant after execution shall have been issued, the court of common pleas to which the appeal is taken, upon receiving satisfactory proof that the notice of appeal above mentioned has been filed with the court, justice of the peace or recorder who gave the judgment, and upon filing with the clerk of the common pleas to which the appeal is taken, such bond as aforesaid, to be approved by said court of common pleas, may stay the execution until the further order of said last-mentioned court, a rule to which effect shall be entered in the minutes of the said last-mentioned court, and a copy thereof, certified by the clerk of said last-mentioned court, shall be served on the constable in whose hands the execution may be. The said court of common pleas shall proceed to hear and determine such appeal in the same way and manner as said case was heard by such district court, justice of the peace, police justice or recorder.

21. In case judgment as aforesaid shall be rendered against any defendant in any such proceedings as aforesaid, execution shall thereupon be granted by the court, justice of the peace, police justice or recorder giving the judgment, commanding the officer to whom the execution is delivered to levy and make the amount of the penalty and costs imposed by the judgment out of the goods and chattels of the defendant, and for want of sufficient goods and chattels whereon to levy and make the same, to take the body of the defendant and convey him to the common jail of the county and deliver him to the keeper thereof, to be there confined until the said penalty and costs be fully paid, or until he be discharged by the justice of the peace, district or police magistrate, by whose authority said execution was issued, or by one

Records sent
to court of
common pleas.

Execution
stayed on
filing bond.

Form of
trial.

Collecting
judgment.

Discharge.

of the justices of the Supreme Court, when such court, justice of the peace, police magistrate or police court justice, shall be satisfied that further confinement will not result in the payment of the judgment and costs. Any such defendant shall after such discharge, continue liable to the payment of said judgment and costs. Any judgment recovered under this act may be docketed in the office of the clerk of the court of common pleas of the county, in which such judgment shall have been obtained. Such docketing shall be in the manner provided by an act entitled "An act concerning district courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, which said judgment, when so docketed as aforesaid, shall have a like effect and may be collected in the same manner as judgments recovered in district courts, docketed by virtue of the provisions of the act above mentioned. The said court, justice of the peace, police justice or recorder is hereby further empowered either before or after the issuance of such execution, to cause any such defendant, who may refuse or neglect to pay the amount of the judgment entered against him, and all of the costs or charges incident thereto, unless an appeal is granted, to be committed to the county jail for any period not exceeding ninety days.

Defendant's liability.

Judgment docketed.

Manner of docketing judgment.

Jail sentence.

22. The officers to serve and execute any process or execution issued as aforesaid shall be the sheriff or any constable of the county, and, within the jurisdiction of any district court, shall include the sergeant-at-arms thereof, which service and execution shall in all cases be made in the same manner and under the same liabilities that other processes and executions issued out of the district court of this State are served and executed under and by virtue of the provisions of the act entitled "An act concerning district courts," approved June fourteenth, in the year one thousand eight hundred and ninety-eight, and the acts supplemental thereto and amendatory thereof. The costs taxable and recoverable in any case prosecuted as aforesaid shall be the costs allowed by the act last above mentioned in cases prosecuted in district courts. The penalty recoverable in any such action shall be paid to the prosecutor therein. The

Service of process.

Manner of serving process.

Costs.

Penalty paid to prosecutor.

	judge of the district court, justice of the peace, police justice or recorder before whom any case is prosecuted under the provision of this act may adjourn the hearing thereof from time to time and, in any case where a warrant shall have been issued, may require the defendant to enter into a bond with sufficient surety to the plaintiff in the penal sum of two hundred dollars, conditioned to appear at the time and place of the hearing or trial, and in default of such bond, may commit the defendant to the common jail of the county, to be there detained until the hearing or trial of the complaint; and if any defendant shall fail to appear at the time and place to which the hearing or trial shall be so adjourned, the bond shall be delivered to the prosecutor, who may sue thereon, and all moneys recovered in such suit shall be paid by the prosecutor into the State treasury. Any prosecution brought in accordance with the provisions of this act, for violation of any of its provisions, may be brought within two years next after the date of the commission of said violation, and not afterward. In prosecutions under this act no proceedings shall be invalidated because of informality in the complaint or warrant, or because of any defect in said proceedings or in the complaint or warrant or other papers therein, which does not substantially prejudice the rights of the defendants therein.
Bond.	
Time in which suit may be brought.	
Defects in prosecution.	
Expenses of Board.	23. All expenses incurred by the board in carrying out the provisions of this act shall be paid by the State Treasurer, on warrant of the Comptroller, upon vouchers duly approved by the commission; <i>provided, however</i> , such sums shall not exceed the amount annually appropriated therefor by the Legislature.
Proviso.	
Repealer.	24. All acts and parts of acts inconsistent herewith are herein repealed. If any section of this act shall be declared to be unconstitutional by any court of competent jurisdiction that shall in no wise interfere with the remaining portions of this act.
Constitutionality of act.	25. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 351.

An Act to prescribe the duties of public officers of this State with respect to granting leaves of absence to certain veterans during the year one thousand nine hundred and thirty-one, to attend the pilgrimage of the Twenty-ninth Division to its battlefields in France.

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

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 this 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, may give a leave of absence with pay, for thirty days, to every person in the service of the State, county, city, borough, town, township or other municipality as the case may be, who is an honorably discharged veteran of the world war, and who served in said war with the Twenty-ninth Division, in the year nineteen hundred and thirty-one, for the purpose of attending the pilgrimage of the Twenty-ninth Division Association to its battlefields in France in said year.

Leave of
absence for
veterans to
visit France.

2. The acts and parts of acts inconsistent with this act, are hereby repealed to the extent of such inconsistencies.

Repealer.

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 352.

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 eighteen, the title to which act was amended by chapter ninety-seven of the laws of one thousand nine hundred nineteen, approved April eleventh, one thousand nine hundred nineteen.

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

Section 404
amended.

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

Physicians'
certificate
to accompany
application
for admis-
sion.

404. The application for admission and commitment to any such institution shall be attached to and accompanied by the certificate in writing of two physicians under oath. Every physician in order to qualify so as to certify to the insanity of such patient for the purpose of securing his commitment to any such institution must be of reputable character, duly licensed to practice medicine in this State and holding a degree of doctor of medicine, a permanent resident of this State, and shall have been in the actual practice of his profession for at least five years; *provided*, that in cases of the application for such admission and commitment on behalf of any person who has been granted an honorable discharge from the United States Army, Navy or Marine Corps, said physicians, in order to qualify so as to certify to the insanity of such honorably discharged person, may be either a physician of the qualifications set forth above or reputable physicians or surgeons holding the degree of doctor of medicine and who also are either physicians or sur-

Proviso.

geons duly commissioned in the United States Army, Navy or Marine Corps or in the employ of the United States Veterans' Bureau.

Approved April 28, 1931.

CHAPTER 353.

A Supplement to 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:

1. Within ten days after the service of a notice of appeal to the Supreme Court the respondent named therein may file with the clerk of the Supreme Court a consent to the entry of judgment in favor of appellant. Said consent must be signed by all of the respondents or their attorneys of record and shall state that respondent or respondents reserve the right to appeal from the entry of judgment by the Supreme Court. Respondent to consent to entry of judgment.
2. Within five days after the filing of the consent referred to in paragraph one, the respondent shall serve a copy of said consent upon the appellant or his attorney of record. Copy served upon appellant.
3. Upon the filing of the consent referred to in paragraph one, the clerk of the Supreme Court shall enter judgment in favor of appellant and against respondent. Judgment entered.
4. Said judgment shall have the same effect as judgments rendered by the Supreme Court after decisions of a justice or justices thereof and the respondent shall have the same right of appeal as from judgments rendered by the Supreme Court after decisions of a justice or justices thereof. Effect of judgment.

Appeal.
5. Upon the entry of such judgment by the Supreme Court as herein provided no costs shall be taxed. Costs not taxed.

If court
evenly divided.

6. In the event that the Court of Errors and Appeals shall be evenly divided in such a case the remittitur from that court shall direct the entry of judgment in the Supreme Court in accordance with the judgment of the court of first instance.

Repealer.

7. This act shall take effect immediately and shall supersede all prior inconsistent acts.

Approved April 28, 1931.

CHAPTER 354.

A Supplement to an act entitled "An act to create a judicial council and to define its powers and duties," approved April twenty-first, one thousand nine hundred and thirty.

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

Information
to be fur-
nished
judicial
council.

1. It shall be the duty of the judges and clerks of the various courts in this State and all officers having any connection with legal business to furnish, without charge, on request of the judicial council, full information relating to rules, methods and procedure in vogue in their respective courts and offices and the condition of legal business therein as may be deemed necessary by the judicial council in the performance of its duties.

Approved April 28, 1931.

CHAPTER 355.

An Act to amend "An act to amend an act entitled 'A further 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,' which supplement was approved March twenty-seventh, one thousand nine hundred and thirteen," which amendment was approved March twenty-second, nineteen hundred and twenty-seven.

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

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

1. Every employee, now or hereafter in the service of the State or of any county, municipality or any board or commission, or any other governing body, including boards of education, and also each and every active volunteer fireman doing public fire duty under the control or supervision of any commission, council or any other governing body of any municipality or any board of fire commissioners of any such municipality or of any fire district within the State, who may hereafter be injured in line of duty shall be compensated under and by virtue of section two of the act to which this act is a supplement. The provisions of this act shall not apply to any person holding an elective office or to any former employee who has been injured or disabled in line of duty and has been retired on pension by reason of such injury or disability. Nothing herein contained shall be construed as affecting or changing in any way the provisions of

Section 1
amended.

To whom
act ap-
plicable.

Also, applies
to firemen.

Exceptions.

any statute now providing for sick, disability, vacation or other leave for public employees nor any provision of any retirement or pension fund now or hereafter provided by law.

Approved April 28, 1931.

CHAPTER 356.

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

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

Rule to show
cause granted
by judge of
circuit court.

1. When a rule to show cause why a new trial should not be granted, is allowed by the Circuit Court judge before whom the trial of a Supreme Court issue has been held, the hearing on said rule shall be had before said Circuit Court judge, and judgment shall be entered upon the decision of said Circuit Court judge in the same manner and shall have the same effect as if rendered by the Supreme Court; *provided, however*, that the said Circuit Court judge shall, if so requested by the party applying for the rule to show cause, reserve the exceptions taken at the trial by such party, as ground of appeal.

Proviso.

Repealer.

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

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 357.

An Act to amend Chapter three hundred and thirty-four of the Laws of nineteen hundred and twenty-seven, being 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, nineteen hundred and twenty-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 an amendment be and the same is hereby amended to read as follows: Section 1 amended.

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. Definitions:

(1) The term "motor vehicle" shall include any vehicle propelled or drawn along 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, ambulances owned by municipalities or hospitals, motor vehicles of the United States Government, the State Government and all political subdivisions thereof, rural free delivery carriers in the dispatch of their official business, auto buses, commonly called jitneys, which now pay a municipal or franchise tax on their gross receipts, agricultural tractors, aircraft, and such vehicles as run only on rails or tracks or which operate exclusively on private property. Motor vehicle;
Exceptions.

Fuels.	(2) The term "fuels" shall include gasoline, benzol, or other products which are or can be used as fuels for combustible type engines.
Section 2 amended.	2. Section two of the act of which this act is an amendment be and the same is hereby amended to read as follows:
Distributors licensed.	2. Every distributor is hereby required within thirty days after this act shall go into effect, and thereafter before continuing in or commencing to transact the business of a distributor as herein defined, to procure a license from the State Tax Commissioner, permitting him to continue or to commence to engage in said business within this State. Said license shall be good until revoked by the State Tax Commissioner, who is hereby authorized to issue the same without charge. Every person engaged in the retail sale of gasoline, benzol, or other products to be used by the purchaser thereof in the propelling of motor vehicles, shall, before engaging in said business, procure from the State Tax Commissioner a license for each establishment operated by such person; such license shall be issued by the State Tax Commissioner for one year from the first of January of each year, subject to such reasonable regulations as the State Tax Commissioner shall provide. A license fee of two dollars (\$2.00) shall be paid for the issuing of such license and the State Tax Commissioner shall supply a license plate similar to an automobile license plate, which the licensee shall publicly display in a manner to be regulated by the State Tax Commissioner. Every such licensed retail dealer shall publicly display, in a manner to be regulated by the State Tax Commissioner, a sign stating the price per gallon of all fuels sold by said dealer. Such price shall include the tax imposed in this act.
Validity of license.	
Retailers licensed.	
License fee.	
Marker displayed.	
Sign stating price.	
Section 3 amended.	3. Section three of the act of which this act is an amendment be and the same is hereby amended to read as follows:
Certain records to be kept.	3. Every such distributor shall keep a record of all such fuels sold or used which shall include the name of the purchaser, the number of gallons used or sold and the date of the sale or use. Every such distributor shall also deliver with every consignment of such fuel to a

purchaser within this State a written statement containing the date and the number of gallons delivered and the names of the purchaser and seller, and which statement shall show a separate charge for the tax on every gallon. Said records and said written statements shall be preserved by said distributor and said purchaser respectively for a period of one year and shall be offered for inspection upon the verbal or written demand of the State Tax Commissioner or any of his duly authorized assistants.

Inspection.

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

Section 4 amended.

4. Every distributor shall, on or before the last business day of each month, render a report to the State Tax Commissioner, stating the number of gallons of such fuel sold or used in the State by him during the preceding calendar month on forms to be furnished by said State Tax Commissioner. On or before the first day of the calendar month succeeding the filing of said report each distributor shall pay to the State Tax Commissioner a tax of three cents per gallon upon each gallon so reported, which shall be in addition to any motor vehicle license fee now or hereafter assessed in this State.

Monthly statement.

Tax per gallon to be paid.

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

Section 5 amended.

5. Whenever any distributor or retail dealer shall make any distribution or sale of fuels to any person, firm or corporation, upon representation that the same is to be used for the purpose of manufacture or agricultural use, or for any of the vehicles tax exempted in section one of this act, he shall certify such sales to the State Tax Commissioner on a form provided for such purpose. The State Tax Commissioner may require such purchaser to certify to him under oath, on forms furnished for such purpose, the use which is to be made of such fuels, and whether any portion or the whole of such fuel so purchased is to be used in the operation of motor vehicles. Whoever shall receive any such fuels in such form and under such circumstances as shall pre-

As to fuels for manufacturing or agricultural purposes.

Statement required.

When taxable.

clude the collection of this tax from the distributors by reason of the provisions of the laws of the United States, and shall thereafter sell or use any such internal combustion engine fuels in such manner and under such circumstances as may subject such sale or use to the taxing power of this State, such person shall be considered as a distributor, and shall make the same reports, pay the same taxes, and be subject to all other provisions of this act relating to distributor of such fuels. If any portion or the whole of such fuel so purchased is taxable under this act, then the purchaser shall be charged with the tax provided in this act and shall pay the same in accordance with the provisions hereof.

Section 7
amended.

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

Penalty.

7. Any person willfully violating any of the provisions of this act, except those hereinafter specified, or who shall willfully make any false statement in any affidavit required herein, or who shall willfully make any false statement of the name or residence of any purchaser of fuels or the purpose for which such fuels shall be used, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for not more than six months, or by both such fine and imprisonment. The license of any distributor to do business in this State, upon conviction thereof, shall forthwith be revoked. Whenever any distributor or purchaser shall fail to pay any tax due under the provisions of this act within the time limited herein, said person shall be liable to the State of New Jersey for a penalty equal to twice the amount of such tax, which penalty shall be in lieu of such tax, and the Attorney General shall enforce the payment of such penalty by civil action in a court of appropriate jurisdiction. Every licensed retail dealer who shall fail to publicly display in a manner to be regulated by the State Tax Commissioner a sign stating the price per gallon of all fuels sold by said dealer, shall be fined twenty-five dollars (\$25.00) for the first offense, and fifty dollars (\$50.00) or imprisonment for not more than ten days or both for a second or subsequent offense. Every person who en-

Revocation
of license.

Enforcing
payment.

Penalty for
not displaying
sign.

Penalty for
not procuring
license.

gages in the retail sale of gasoline, benzol, or other products, without procuring from the State Tax Commissioner a license therefor, shall be fined one hundred dollars (\$100.00) for the first offense, and the sum of one hundred dollars (\$100.00) or imprisonment for not more than thirty days or both for any subsequent offense.

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

Section 8
amended.

8. Moneys received in accordance with this act shall be accounted for and forwarded by the State Tax Commissioner to the Treasurer of the State of New Jersey, to be paid out and distributed by him as follows:

Accounting
by tax com-
missioner.

(a). To the Board of Public Utility Commissioners, two million dollars (\$2,000,000.00) per annum, to be used by it to defray the public share of the cost of eliminating grade crossings under the provisions of an act passed at this session of the Legislature entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning public utilities; to create a Board of Public Utility Commissioners and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven,' approved March twelfth, one thousand nine hundred and thirteen"; and any moneys so appropriated shall not lapse into the treasury at the end of the fiscal year, but shall be available for carrying out the purposes of this act until expended; *provided, however*, that no portion of the moneys received in accordance with this act shall be paid or distributed to said board on account of the cost of eliminating such grade crossings in any year in which funds for such purpose shall be available in the "Grade Crossing Elimination Fund" provided for by an act entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of eighty-three million dollars for highway improvements, providing the ways and means to pay the interest of said debt, and also to pay and discharge the principal thereof, and providing for the submission of this law to the people at a general election", approved April eighteenth, one thousand nine hundred and thirty.

Distribution:
For eliminat-
ing grade
crossings;

Proviso.

Expenses of
tax depart-
ment;

(b). The amount appropriated by the Legislature in any annual or supplemental bill to defray the expense of the State Tax Department by reason of the provisions of this act which said sum shall become a part of the general State funds;

Improving
inland
waterways;

(c). To the Department of Commerce and Navigation, the sum of ninety thousand dollars (\$90,000) to be used for the construction, reconstruction and maintenance and improvement of the inland waterways;

Roads and
bridges.

(d). To the State Highway Commission, the remainder of said moneys to be used for the construction of roads and bridges, included in the State highway system as now or hereafter laid out.

Section 8-a
amended.

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

Allowance
for traffic
control and
street
repairs.

8-a. From the remainder of the moneys received in accordance with this act and forwarded by the State Tax Commissioner to the Treasurer of the State of New Jersey, there shall be set aside and deducted before such moneys as are turned over to the State Highway Commission as directed in section eight hereof, the sum of five million dollars (\$5,000,000), to be expended for the control of traffic and the repair and improvement of streets, which sum shall be **turned over in quarterly payments** to the several counties in the State in proportion as the ratables in each such county bears to the total ratables of the State, as shown by the schedule of ratables as corrected by the several county boards of taxation for the preceding year after appeals have been determined insofar as such appeals shall have been determined on or before the first day of February of the year following. The county collector shall forthwith transmit to the treasurer of the several municipalities within the county on the same basis and in the same proportion as the ratables of such municipality bear to the total ratables of the county as revised.

Proportional
distribution.

Amount
given each
municipality.

Section 9
amended.

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

Enforcement
of act.

9. For the purpose of enforcing the provisions of this act the State Tax Commissioner, or any of his duly au-

thorized assistants, or other person designated by the State Tax Commissioner, may enter upon the property and review and inspect the records of any distributor, purchaser, seller or retailer of fuels coming under the provisions of this act. The State Tax Commissioner shall have the power of promulgating rules and regulations for enforcing the provisions of this act. He shall also have power to subpoena persons and the records of any person, partnership or corporation for appearance before him for examination under oath in order to bring about enforcement of the provisions of this act. Service of such subpoena may be made by registered mail or by personal service. Whenever it shall appear that any person, firm or corporation has failed to obey said subpoena, he, they or it shall be subject to a penalty not exceeding one hundred dollars (\$100.00) to be recovered with costs in an action of debt in the name of the State Tax Commissioner to be prosecuted by the Attorney-General. The fees for a person required to attend before the Commissioner shall be one dollar (\$1.00) for each day's attendance and three cents (\$0.03) for every mile of travel by the nearest generally traveled route in going to and from the place where the attendance of the witness is required and the disbursements made for payment of such fees shall be audited and paid in the same manner as other expenses of the State Tax Commissioner. The State Tax Commissioner is authorized and empowered to require every railway or railroad company, water transportation company, and every other person transporting gasoline to a point in this State, to furnish a statement on a form which the State Tax Commissioner shall prescribe to be delivered within sixty days after the close of each month, showing all quantities of fuels delivered at points in New Jersey during said month, giving the name and address of the consignor, the name and address of the consignee, place at which delivered, the date of shipment, the date of delivery, the numbers and initials of the car if shipped by rail, the name of the boat or barge if shipped by water, or if delivered by other means, the method of delivery and the quantity of gallons contained in each shipment.

Penalty for
not obeying
subpoena.

Witness fees.

Transporta-
tion com-
panies to
supply state-
ment of
deliveries.

Act effective. 10. This act shall take effect on the first day of July, nineteen hundred and thirty-one.
Approved April 28, 1931.

CHAPTER 358.

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, approved April eighth, one thousand nine hundred and twenty-nine.

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

Section 3
amended.

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

Organization.

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.

Personnel.

Salaries of
State police.

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 cor-

poral 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 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.

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. Increase of salary.

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-four 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 Appoint-
ments and
removals.

Proviso.

Proviso.

Proviso.

be a misdemeanor, and that troopers removed from the State Police for cause, after a hearing, shall be ineligible for reappointment.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 359.

An Act to amend a supplement to 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 an act approved April fifteenth, one thousand nine hundred and nineteen, and as further amended by an act approved March twelfth, one thousand nine hundred and twenty-four, and as further amended by an act approved March twenty-first, one thousand nine hundred and twenty-five, and as further amended by an act approved March twenty-ninth, one thousand nine hundred and twenty-six, and as further amended by an act approved April first, one thousand nine hundred and twenty-seven, and as further amended by an act approved March twenty-sixth, one thousand nine hundred and twenty-eight, and as further amended by an act approved April twenty-third, one thousand nine hundred and twenty-nine, and as further amended by an act approved April twenty-first, one thousand nine hundred and thirty.

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

Section 1
amended.

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

1. Any dwelling of brick or stone, not more than four stories in height and erected prior to March twenty-fifth, one thousand nine hundred and four, may be altered or converted into a tenement house to be used or occupied as the home or residence of not more than four families, and not more than one family on any floor, above the second floor, living independently of each other, and doing their cooking upon the premises.
2. This act shall take effect immediately.
- Approved April 28, 1931.

Conversion of dwelling into tenement house.

CHAPTER 360.

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 any conveyance or instrument hereafter executed and delivered shall purport to remise, release or quitclaim to the grantee therein, any claim to or estate or interest in the lands described therein, and there shall be nothing in said conveyance or instrument which indicates an intent on the part of the grantor therein to reserve any part of his claim to or estate or interest therein, to himself, any such conveyance or instrument shall be effectual to pass all the estate which the grantor could lawfully convey by deed of bargain and sale; and the grantee shall be presumed to be a bona fide purchaser to the same extent as would be the grantee in a deed of bargain and sale.

Conveyance without reservation. passes all the estate.

2. Whenever any conveyance or instrument hereafter executed and delivered shall purport to remise, release or quitclaim any claim to, or estate or interest in the lands described therein, except as to such claim to or estate or interest in said lands as shall be therein particularly reserved to the grantor in said conveyance or instrument, any such conveyance or instrument shall be

When grantor reserves interest.

effectual to pass all the estate which the grantor could lawfully convey by deed of bargain and sale except such part of the claim to, or estate or interest therein which is particularly reserved to the grantor therein; and the grantee shall be presumed to be a bona fide purchaser to the same extent as would be the grantee in a deed of bargain and sale.

Claim reserved
to grantor.

3. Whenever any conveyance or instrument heretofore executed and delivered, shall have purported to remise, release or quitclaim to the grantee therein, any claim to or estate or interest in the lands described therein, any such conveyance or instrument shall be effectual to pass all the estate which the grantor could lawfully convey by deed of bargain and sale, except such claim to or estate or interest in said lands as shall have been particularly reserved to the grantor therein;

Proviso.

provided, that said deed shall have been or shall hereafter be acknowledged or proved and recorded with the same formality and in the same manner as was or is required at the date of the execution and delivery of said deed or at the date of record thereof for the making, executing, acknowledging or proving of deeds of bargain and sale; *provided*, nevertheless that if the grantor or any one claiming title through him, in said conveyance or instrument shall not have heretofore instituted some appropriate action against his grantee or some one claiming title through said grantee to have the effect of said conveyance or instrument construed and held to operate in some other manner, or shall not within one year from the time this act becomes effective have instituted some appropriate action against his grantee or some one claiming title through said grantee to have the effect of said conveyance or instrument construed and held to operate in some other manner, than in this section provided and shall not have heretofore or within one year from the time this act becomes effective have filed a notice of the pendency of such action as provided in an act entitled "An act respecting notice of lis pendens" (Revision of 1902), approved April third, nineteen hundred and two, and acts amendatory thereof or supplementary thereto, then the grantor in such conveyance or instrument, or any one claiming title through him, shall

Proviso.

forever after one year from the time this act takes effect be barred from any claim, estate or interest which shall pass under and by virtue of the force and effect given to said conveyance or instrument by the provisions of this section; *provided, further*, that if the grantor in any such conveyance or instrument, or any one claiming title through him shall have heretofore, or shall within one year from the time this act becomes effective have taken some appropriate action against his grantee or some one claiming title through his grantee, to have the effect of said conveyance or instrument construed and held to operate in some other manner than in this section provided, and shall have heretofore or within one year from the time this act becomes effective have filed a notice of the pendency of such action as provided in an act entitled "An act respecting notice of lis pendens" (Revision of 1902), approved April third, nineteen hundred and two, and acts amendatory thereof or supplementary thereto, then and in that event any such conveyance or instrument as is involved in any such action shall be construed and held to operate in accordance with the final decree or judgment of the court in which said action is instituted, or in accordance with the decree or judgment of any appellate court to which said decree or judgment may be eventually carried; *provided, always*, that nothing in this act contained shall be deemed to show an intent on the part of the Legislature to determine that it is not now the law that a conveyance or instrument purporting to remise, release or quitclaim to the grantee is effectual to pass all the estate which the grantor could lawfully convey by deed of bargain and sale; and this act shall be construed as remedial and be liberally construed in favor of the grantee and strictly construed as against the grantor in any such conveyance or instrument.

Proviso.

Proviso.

Act remedial.

4. Every conveyance or instrument which shall purport to remise, release or quitclaim to the grantee therein any claim to or estate or interest in the lands described therein heretofore made and executed or hereafter to be made and executed, which have been acknowledged, or proved by the grantor therein, with the same formality and in the same manner as is required by the law of

Conveyance in evidence.

Record of conveyance.

Unrecorded conveyance void.

Proviso.

Proviso.

As to constitutionality of act.

this State for the making, executing, and acknowledging or proving of deeds of bargain and sale, shall be received in evidence in any court of this State, as shall the record thereof if it shall have been first recorded in the office of the clerk of the court of common pleas of the county where the lands, tenements or hereditaments therein described are situated, unless in such county therein is an office of Register of Deeds and Mortgages when it shall have been first recorded in the office of said Register of Deeds; and every such conveyance or instrument, shall, until duly recorded or lodged for record in the office of a clerk of the court of common pleas or in the office of a Register of Deeds and Mortgages as hereinabove provided, be void and of no effect against subsequent judgment creditors without notice, and against all subsequent bona fide purchasers and mortgagees for valuable consideration, not having notice thereof, whose deed or mortgage shall have been first duly recorded; *provided*, that such conveyance or instruments shall be valid and operative, although not recorded, except as against such subsequent judgment creditors, purchasers and mortgagees; *and provided, further*, that nothing in this act contained shall be construed to affect or impair the effect of any mortgage or the registry thereof which shall have been or shall hereafter be registered as provided in section seventeen of the act entitled "An act concerning mortgages" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four.

5. If any section of this act shall be judicially determined unconstitutional the remaining sections shall not be affected by such determination but shall continue in full force and effect.

Approved April 28, 1931.

CHAPTER 361.

A Further Supplement to an act entitled "An act to provide for the investigation of county and municipal expenditures," passed February sixth, one thousand nine hundred and seven.

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

1. Whenever an investigation has been had or shall be had pursuant to the provisions of the act to which this act is a further supplement, the expert or experts appointed by the justice of the Supreme Court to prosecute such investigation shall file the results or report of said investigation in the office of the clerk of the Supreme Court of this State within ten days after the making or finding thereof. Any report or finding of results heretofore made shall be filed in the office of said clerk within thirty days from the taking effect of this act.

Filing report
of investiga-
tion.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 362.

A Supplement to an act entitled "An act to regulate the practice of courts of law" (Revision of 1903).

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

1. The clerks of the various courts of the counties of this State shall keep a book or record to be known as the "Clerk's Docket," in which all documents, pleadings and papers filed in each and every suit, action or proceeding shall be docketed and entered. This clerk's docket shall be indexed in the name of all persons against whom such actions or suits docketed are instituted or begun. Upon the entering of the summons or the first

Clerk's
docket
kept.

Indexed.

Cases
numbered.

Number
must appear
on all papers.

paper or document filed in any proceeding or suit by the plaintiff's attorney, the clerk shall number the same and shall notify the attorney of the plaintiff of the number of the case so docketed and after the filing of any pleading or paper in the suit by the defendant's attorney, shall likewise notify the defendant's attorney of the numbers of the case so docketed. The attorneys thereafter shall number each and every paper or document or pleading filed by them in each and every such suit, proceeding or case before filing the same with the clerk of such courts, and the clerk, after notifying such attorneys, is hereby authorized to refuse to file or receive any papers or documents other than affidavits of merits, answers, replies or other pleadings unless such number of the suit or case or proceeding appears thereon before filing and entering them upon the docket in all actions or suits and proceedings begun, and submitted for filing.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 363.

A Supplement to an act entitled "An act concerning judgments" (Revision of 1877).

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

Postpone-
ments of
lien of judg-
ments
recorded in
county clerk's
office.

1. All postponements of the lien of judgments of record in any county clerk's office of this State shall hereafter be recorded in the county clerk's office where said judgment is of record and shall set forth a full description of the property upon which the judgment is proposed to be postponed, together with the book and page of the record of the judgment to be postponed, and shall be recorded in a book properly indexed in the name of the defendant or the one whom the judgment is against, in the office of the clerk of the court where such judgment is obtained and a notation of the postponement and book and page where the postponement of judgment is recorded shall be endorsed upon the margin

of the judgment record in which the judgment is recorded. The clerk of the court shall receive the sum of one dollar and twenty-five cents (\$1.25) for recording and indexing such postponement of judgment. Recording fee.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 364.

An Act to amend an act entitled "An act to regulate the preparation of plans and specifications and the awarding of contracts for the erection, construction and alteration of public buildings in this State," approved March twenty-ninth, one thousand nine hundred and fifteen.

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 to read as follows: Section 1 amended.

1. Hereafter in the preparation of plans and specifications for the erection, construction, alteration or repair of any public buildings in this State, whether the same is to be erected, altered or repaired by the State, or any political subdivision thereof, when the entire cost of such work will exceed one thousand dollars in amount, it shall be the duty of the architect, engineer or other person preparing such plans and specifications, to prepare separate plans and specifications for the plumbing and gas fitting, and all work kindred thereto, and of the steam and hot water heating and ventilating apparatus, steam power plants and all work kindred thereto, and electrical work, structural steel and ornamental iron work; and it shall be the further duty of the board or body, person or persons authorized by law to award contracts for the erection, construction, alteration or repair of any such public building, to advertise for, in the man- Separate plans for different kinds of work.

Separate bids
required.

ner provided by law, and to receive separate bids for each of said branches of work, and to award contracts for the same to the lowest responsible bidder for each of such branches respectively.

Act effective.

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

Approved April 28, 1931.

CHAPTER 365.

An Act to amend an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of one thousand nine hundred), approved March twentieth, one thousand nine hundred.

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 hereby is amended to read as follows:

Presentation
of petition
to court.

2. The party exercising the right of taking shall present a petition to one of the justices of the Supreme Court or to a judge of the circuit court of the county wherein the land or other property lies for the appointment of three commissioners to fix the compensation to be paid, which petition shall contain a particular description of the land and property required, and shall set forth the names of the owner and occupant, if any there be, and of the persons appearing of record to have any interest in said property, and the residences of said owners, occupants and persons if the same can be ascertained, which petition shall be verified by the oath of the engineer or agent of the petitioner.

What petition
to contain.

Section 3
amended.

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

Notice of
hearing.

3. The justice or judge of the circuit court to whom such application is made shall assign, by order, a time

and place for the hearing of the petition before himself, or any other justice of the Supreme Court, or judge of the circuit court, not less than ten days after the date of the order, and direct notice thereof, not less than six days, to be given said owners, occupants and persons interested, which notice shall be served upon parties residing in this State, either personally or by leaving at their residence, if known, and where the residence is unknown, or out of the State, notice shall be given and published as the justice or judge of the circuit court shall direct, by publication for not less than one week, and by mailing to parties whose address can be ascertained, and notice given in the manner prescribed by said justice or judge of the circuit court shall be valid and effectual to bind all parties interested in the land or property; the petition and order shall be filed in the office of the clerk of the county where the land or other property lies, and a notice of the pendency of the proceedings, which notice shall name the parties interested and describe the land taken, shall be recorded in the same manner and place and for the same fees as notices of suits pending in chancery, in default whereof persons acquiring an interest in the property pending the proceedings without notice thereof, shall not be bound thereby.

Petition and order filed with county clerk.

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

Section 4 amended.

4. Where the title to property is in dispute, all claimants may be made parties, and where it shall appear to the justice or judge of the circuit court that the ownership is in doubt, or that the names of the owners cannot be ascertained, he may direct notice to be published, addressed to the unknown owners of the property, which shall be described in the notice, and the notice shall also set forth such statement of the former or last-known owner as the justice may direct, and the publication of such notice in the manner directed shall have the same force and effect as if personally served on such unknown owners.

When there is uncertainty of title or ownership.

4. 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.

Appointment
of commis-
sioners.

5. Upon the day fixed for the hearing upon said petition, on the filing in the office of the county clerk of evidence satisfactory to the justice or judge of the circuit court before whom the hearing is held that notice has been served or published as required by this act, the said justice or judge of the circuit court shall appoint under his hand three disinterested freeholders residents of the county where the land or property to be taken lies, commissioners to examine and appraise the said land or property and to assess the damages on at least six days' notice to be given to the persons interested in the property in such manner as shall be directed by said justice or judge of the circuit court who shall in the order of appointment fix the date on or before which the commissioners must file their report; the justice or judge of the circuit court may by order for good cause extend the time, and the report shall be made on or before the day limited by said justice or judge of the circuit court; the order of appointment shall be filed in the county clerk's office.

Section 6
amended.

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

Duties of
commis-
sioners.

6. The commissioners, having first taken and subscribed an oath or affirmation faithfully and impartially to examine the matter in question and to make a true report according to the best of their skill and understanding, shall meet at the time and place appointed and proceed to view and examine the land or other property, and make a just and equitable appraisal of the value of the same, and an assessment of the amount to be paid by the petitioner for such land or other property and damage aforesaid, as of the date of the filing of the petition and order thereon, which report shall be made in writing under the hands of said commissioners or any two of them, and filed by them within the time limited by the justice or judge of the circuit court in the office of the clerk of the county in which the land or other property is situated, to remain of record therein; if the report is not made within the time limited, the powers of the commissioners shall cease, and an application may be made to a justice of the Supreme Court or a

Report.

Failure to
file report.

judge of the circuit court for the appointment of new commissioners on such notice as the justice or judge of the circuit court may direct; in case any commissioner shall die pending the proceedings, or is disqualified, or is unable to act, or shall fail or refuse to act and perform the duties of the appointment, the other two commissioners shall proceed to perform the duties of their appointment with the same powers as if all three were acting.

In case commissioner not acting.

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

Section 7 amended.

7. Upon the filing of the report of the commissioners, and upon payment or tender of payment of the amount awarded, as hereinafter provided, the petitioner is hereby empowered to enter upon and take possession of said land or other property for the purposes for which the same was authorized to be taken, and the said report, together with the petition and orders, or a copy of said report, petition and orders, certified by the clerk of the county, and proof of payment or tender of the amount awarded shall at all times be considered as plenary evidence of the right of the petitioner to have, hold, use, occupy, possess and enjoy the said land and other property; and the said report, together with the petition and orders, or a copy thereof certified by the clerk of the county, shall be plenary evidence of the right of the owner to recover the amount awarded, with interest and costs, in an action upon contract in any court of competent jurisdiction, in a suit to be instituted against the petitioner after neglect to pay the same for twenty days after the filing of the report, and shall from the time of filing the report be enforceable as a lien upon the property taken and any improvements thereon; and the said justice or judge of the circuit court shall, upon application of either party on reasonable notice, tax and allow such costs, fees and expenses of the commissioners, clerks and other persons performing any of the duties prescribed in this section as he shall think equitable and right, which shall be paid by the petitioner.

Right to enter on property.

Right to recover amount of award.

Taxing costs, fees, expenses.

Section 15
amended.

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

Right to
enter not
restricted.

15. Nothing in this act contained shall limit or restrict any right to enter upon and take property in advance of making compensation therefor, which has been or may hereafter be granted to any municipal corporation, or to the State, or to the authorities of the county, or to any other of the public agencies of the State; any proceeding to condemn taken under this act may be abandoned at any time within twenty days after filing of the report of the commissioners, or if the issue shall be tried by jury within twenty days after the rendering of the verdict of the jury, upon payment to the owners and other parties who have appeared before the commissioners or the jury of their reasonable costs, expenses and counsels' fees to be determined by a justice of the Supreme Court or judge of the circuit court, and upon filing a discharge of the lien of the notice of lis pendens.

Proceedings
may be
abandoned.

Section 16
amended.

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

Order
reviewable
on writ of
certiorari.

16. The order of the justice of the Supreme Court or judge of the circuit court appointing commissioners may, on a proper case made therefor, be reviewed on writ of certiorari; the writ shall not of itself operate as a stay of proceedings, but the justice allowing the writ, or the court, may, by order on notice and hearing, stay the taking of possession of the land or other property after the award and payment, and, if possession is permitted, may limit and prescribe the uses to which the property may be applied, pending the suit on certiorari.

Repealer.

9. 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 28, 1931.

CHAPTER 366.

An Act providing for the licensing and regulation of
auctioneers.

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

1. From and after the passage of this act any person, firm or corporation who for pecuniary gain conducts a public competitive sale of lands, or any interest in lands, shall be licensed as an auctioneer by the New Jersey Real Estate Commission. Licensing
auctioneers.

2. The said commission is authorized and empowered to issue, without examination, an auctioneer's license to any applicant therefor, and for which the applicant shall pay a fee of one dollar. Such license shall be renewed, without examination, on the first day of July subsequent to its issuance, and annually thereafter upon the payment of the fee fixed by this act; *provided, however*, that the provisions of this act shall not be construed to apply to any licensed real estate broker, trustee, receiver, executor, administrator, attorney-at-law, or any person authorized to sell lands under any will. The New Jersey Real Estate Commission shall prescribe rules and regulations governing the issuance of such licenses. License fee.

Renewal.

Proviso.

Rules and
regulations.

3. Any person, firm or corporation who shall conduct the business of an auctioneer, without obtaining a license as herein provided, shall be subject to a penalty of not more than two hundred dollars. Actions for the recovery of a penalty shall be in the nature of an action in debt, and shall be sued for and in the name of the New Jersey Real Estate Commission for the use of the State. All actions instituted hereunder shall be conducted subject to the practice and procedure prevailing in the court in which the action is instituted. Penalty.

Recovery of
penalty.

Approved April 28, 1931.

CHAPTER 367.

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.

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

Section 603
amended.

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

Discount
for prepay-
ment.

603. The governing body of each municipality shall have power to fix by resolution the rate of discount to be allowed for the payment of taxes or assessments previous to the date on which the same would become delinquent, which rate of discount shall not exceed six per centum per annum, and shall be allowed only in case of payment on or before the thirtieth day previous to the date on which the said taxes or assessments would become delinquent; and also the rate of interest to be charged for the nonpayment of taxes or assessments on or before the date when the same would become delinquent, which rate for nonpayment as aforesaid shall not exceed the rate of eight per centum per annum.

Tax added
for delin-
quency.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 368.

A Supplement to an act entitled "An act concerning banks and banking" (Revision of 1899), authorizing banks to guarantee or insure titles to land.

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

1. Any State bank created or doing business under the laws of the State of New Jersey, which has been duly authorized to exercise trust powers, shall have the power to examine titles to land and to issue guarantees against loss or damage on account of encumbrances upon or defects in titles to real property and against loss by reason of non-payment of principal and interest of bonds and mortgages; *providing*, such change shall have been made, or shall hereafter be made, in the manner prescribed by section seven of said act; *and further provided*, that the capital and surplus of said bank shall not be less than eight hundred thousand dollars (\$800,000); *and provided further*, that said bank shall have heretofore taken over such title and mortgage guaranteed business from a trust company now or heretofore doing business in this State.

Guaranteeing titles to land by banks exercising trust powers.

Proviso.

Proviso.

Proviso.

2. This act shall take effect immediately.
Approved April 28, 1931.

CHAPTER 369.

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

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

Veterans may
withdraw
from retire-
ment system.

Payments
returned with
interest.

1. Any employee of the State of New Jersey, being a veteran of any war, and who is a member of the retirement system created pursuant to the provisions of the act to which this act is a supplement, may, at any time, make application to withdraw from the said system during the continuance of his said employment, and upon his making of such application, of which ten days' notice shall be given, he shall be entitled to have and receive, upon demand, the amount of his said payments, with interest thereon at the rate of four per cent per annum, without prejudice to his right as a veteran to any benefit to which he might be entitled under any other laws of the State of New Jersey.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 370.

An Act to amend an act entitled "An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates" (Revision of 1898), being chapter two hundred and thirty-four of the laws of one thousand eight hundred and ninety-eight.

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

13. The surrogates of the several counties of this State shall take depositions to will and admit the same to probate, and grant letters testamentary thereon; but in case doubts arise on the face of the will, or a caveat is put in against proving a will, or a dispute arises respecting the existence of a will, the surrogates shall not act in the premises, but shall issue citations to all persons concerned to appear in the orphans' court of the same county, which court shall hear and determine the matters in controversy; *provided*, that where a caveat has been filed against the probate of any will, the caveator shall cause citations to be issued thereon and bring the same on for hearing before the Orphans' Court within six months from the date of filing said caveat; otherwise the surrogate shall and is hereby empowered to probate said will.

2. This act shall take effect immediately.
Approved April 28, 1931.

Section 13
amended.

Probating
wills.

If caveat
filed.

Citations to
issue.

Proviso.

CHAPTER 371.

An Act vesting the title to real estate of which John Mulhollan died seized, and which is alleged to have escheated to the State of New Jersey, in the residuary legatees and executors and trustees of William L. MacDonald, deceased.

- Preamble.** WHEREAS, John Mulhollan, of Keansburg, formerly Granville in the township of Middletown and Raritan, in the county of Monmouth and State of New Jersey, acquired a tract of land by a deed which is dated November 27th, 1833, and recorded in the Monmouth County Clerk's Office on December 2nd, 1833, in Deed Book E-3 on pages 438, etc.; and
WHEREAS, The said John Mulhollan shortly thereafter departed this life seized of the said tract of land; and
WHEREAS, The said John Mulhollan left no person or persons capable of inheriting the said lands, premises and hereditaments; and
WHEREAS, One Wilson D. Seeley took possession of the said property and claimed title to the same for a great many years and afterwards conveyed a portion thereof to William L. MacDonald, now deceased; and
WHEREAS, The said William L. MacDonald took possession of the portion of the said premises described as follows:
- First tract.** First Tract: Being Lot Number Thirty-Four (34) in Block Number One Hundred and Six (106) on the Tax Map of the Borough of Keansburg, as made May, 1918, and particularly described as follows:—
- Boundaries.** Beginning at a point in the westerly side of Main street and in the northwesterly corner of Lot Number Thirty-Five (35) in Block Number One Hundred and Six (106) on said Tax Map; and from thence running (1) northerly, along the easterly side of Main street, four hundred and fifty-nine and thirty-three one hundredths (459.33) feet to Lot Number Five (5) in Block Number One Hundred and Six (106) on said map;

thence (2) easterly, along Lot Number Five (5) in Block Number One Hundred and Six (106), ninety-nine (99) feet to Lot Number Thirty-Three (33) in Block Number One Hundred and Six on said map; thence (3) southerly, along said Lot Number Thirty-Three (33), four hundred and seventy and five-tenths (470.5) feet to Lot Number Thirty-Five (35) in Block Number One Hundred and Six (106) on said map; thence (4) westerly, along Lot Number Thirty-Five (35) in Block Number One Hundred and Six (106) on said map, two hundred and eight and one-tenth (208.1) feet to the point or place of beginning.

Being all of Lot Number Thirty-Four (34) in Block Number One Hundred and Six (106) on the tax map aforesaid.

Second Tract: Being Lots Numbers Twenty-One (21) and Twenty-Two (22) in Block Number One Hundred and Nineteen (119) on the said tax map, and particularly described as follows: Second tract.

Beginning at the point of intersection of the southerly side of Manning place with the westerly side of Main street, and from thence running (1) southerly along the westerly side of Main street, two hundred and seventy-three (273) feet to Lot Number Nineteen (19) in Block Number One Hundred and Nineteen (119) on said map; thence (2) westerly, along Lot Number Nineteen (19), thirty (30) feet, more or less, to Lot Number Twenty (20) in Block Number One Hundred and Nineteen (119) on the map of Lots aforesaid; thence (3) northerly, along Lots Numbers Twenty and Twenty-Three (20 and 23) in Block Number One Hundred and Nineteen (119) on the map of lots aforesaid, two hundred and forty-two (242) feet to the southerly side of said Manning place; thence (4) easterly, along the southerly side of said Manning place, one hundred and fifty (150) feet to the point or place of beginning. Boundaries.

Being all of Lots Numbers Twenty-One and Twenty-Two (21 and 22) in Block Number One Hundred and Nineteen (119) on the aforesaid tax map.

AND WHEREAS, The said William L. MacDonald died in possession of the said property and left a last will and testament, which last will and testament has been Preamble.

probated in the office of the surrogate of the county of Monmouth and is on record therein; and

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

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

Property
vested in
estate of
William L.
MacDonald.

1. 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 the real estate particularly described above and belonging to one John Mulhollan, now deceased, will hereby vest in the residuary legatees and executors and trustees under the last will and testament of William L. MacDonald, deceased, such title so as aforesaid vested under the provisions of this act is validated and confirmed.

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

Approved April 28, 1931.

CHAPTER 372.

An Act to amend an act entitled "An act to amend an act entitled 'An act for the assessment and collection of taxes' (Revision of 1918), approved March fourth, nineteen hundred and eighteen," which amendment was passed 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 203
amended.

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

Tax ex-
emptions:

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

U. S. securi-
ties;

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

associations and the United States legal tender notes and other notes and certificates of the United States, payable on demand and circulating or intending to circulate as currency, and gold, silver or other coin).

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

State,
county, etc.,
bonds;

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

Personal
property
outside State;

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

Public
property;

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

Property
used for
military
purposes;

(4) All buildings actually used for colleges, schools, academies or seminaries; all buildings actually used for historical societies, associations or exhibitions, when owned by the State, county or any political subdivision thereof, all buildings actually and exclusively used for public libraries, religious worship or asylum or schools for feeble-minded or idiotic persons and children; all buildings used exclusively by any association or corporation formed for the purpose and actually engaged in the work of preventing cruelty to animals; all build-

Schools,
colleges,
churches,
libraries,
etc.;

ings actually and exclusively used in the work of associations and corporations organized exclusively for the moral and mental improvement of men, women and children, or for religious, charitable or hospital purposes, or for one or more of such purposes; all buildings owned or held by an association or corporation created for the purpose of holding the title to such buildings as are actually and exclusively used in the work of two or more associations or corporations organized exclusively for the moral and mental improvement of men, women and children; the building actually occupied as a parsonage by the officiating clergymen of any religious corporation of this State, to an amount not exceeding five thousand dollars; the land whereon any of the buildings hereinbefore 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 case of all the foregoing, that said buildings, or the lands on which they stand, or the associations, corporations or institutions using and occupying the same as aforesaid, are not conducted for profit, except that the exemption of the buildings and lands used for charitable, benevolent or religious purposes shall extend to cases where the charitable, benevolent or religious work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the said building; *provided*, the building is wholly controlled by and the entire income therefrom is used for said charitable, benevolent or religious purposes; *provided, further*, that the foregoing exemptions shall apply only where the association, corporation or institution claiming the exemption owns the property in question and is incorporated or organized under the laws of this State and authorized to carry out the purposes on account of which such exemption is claimed; the funds of all charitable and benevolent institutions and associations collected and held exclusively for the sick and disabled members thereof, or for the widows of deceased members, or for the education, sup-

Proviso.

Proviso.

Proviso.

Funds of charitable societies;

port 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.

(5) The shares of stock of any corporation of this State which by contract with the State is expressly exempted from taxation, and the shares of stock of any corporation of this State, the capital or property whereof is made taxable to and against said corporation.

Stock in certain corporations;

(6) Graveyards not exceeding ten acres of ground, and cemeteries and buildings for cemetery use erected thereon.

Burial grounds;

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

Fire companies;

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

Railroads and canals;

(9) All persons enrolled as active members of the fire department or of any organized volunteer fire department of any taxing district or fire district under the control of any township committee, common council or other authorized public body; all exempt firemen of any taxing district; all honorably discharged soldiers and sailors who have served in the Army or Navy of the United States during any war or rebellion, and their widows during widowhood; and all members of the National Guard during their term of service, and all persons engaged in any branch of the military or naval service either of this State or of the United States during the period of the present war, shall be exempt on proper claim made therefor from poll taxes and from State, county or municipal taxation upon real and personal property, or both, to a valuation not exceeding in the aggregate five hundred dollars, which may be assessed against their property in the case of active and exempt firemen in the municipality or township under the supervision of which they may be doing public fire duty, or in the service of which they became exempt; in the case of soldiers and sailors, in the municipality or township

Firemen, soldiers, etc., exemptions;

\$500 exemption;

Where exempt.

Evidence of
right of
exemption.
Certificate
furnished.

Allowance
of exemptions.

wherein they reside; no taxpayer shall be allowed more than one exemption under this section; the right to claim exemption shall extend to cases where it has accrued before and exists on the date when taxes are due and payable; sufficient evidence to the assessor or collector of taxes of the right to the exemptions in this section authorized shall be as follows: In the case of active and exempt firemen, the certificate of the proper official in charge of the records showing that the claimant is such fireman, which shall be furnished without charge, and in the case of honorably discharged soldiers and sailors, or their widows an honorable discharge, which shall be the last discharge, or the certificate of the Adjutant-General of this State, and in the case of commissioned officers of the National Guard the certificate of the Adjutant-General of this State, and in the case of other members of the National Guard and persons engaged in any branch of the military or naval services of this State or of the United States, other than commissioned officers, the certificate under oath of the commander of their company, battery or band; in the case of commissioned officers in the military or naval service of the United States, a certificate signed by the commanding officer of such commissioned officer. Such certificates, where two or more claimants are entitled in the same taxing district, may be in the form of a list, certified and verified by oath and filed with the assessor or collector at or before the time when taxes are payable. All exemptions from taxation recited in this subdivision nine for soldiers, sailors, veterans and their widows, during widowhood, shall also be allowed immediately by such assessor or collector of taxes upon the filing with such assessor or collector of a duly verified claim in writing, on behalf of such soldier, sailor, veteran or widow, by any society incorporated under the laws of this State, to assist all soldiers, sailors, veterans and their widows, during widowhood, to obtain such exemptions from taxations and other privileges, provided by statute or otherwise, without cost or expense to any such soldier, sailor, veteran or widow, the records of which society are located in the State of New Jersey, and are open to the free use of all such soldiers, sailors, vet-

erans and widows, and to the State of New Jersey. No charge shall be made for any affidavit, certificate or other service rendered under this subdivision nine; every record of or relating to the soldiers, sailors and veterans of the present or former wars in which this country has been engaged, in the possession or custody of any officer or employee of this State or of any municipality of this State, shall be considered to be public records and shall be free and open, at all times, for the purpose of obtaining information to aid in the preparation of the claims for exemption from taxation referred to in this act; all such officers shall give the required certificates for the purposes herein named without charge therefor. The city council, board of commissioners, township committee or other governing body of each municipality of this State, may return all taxes collected, which taxes would have been exempt had proper claims, in writing, been made therefor, by or on behalf of such soldiers, sailors, veterans or widows of the present or any former war in which this country has been engaged.

No charge
for affidavits,
certificates,
etc.

Return of
taxes col-
lected.

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

Mortgages;

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

Property
used by
crippled
soldiers;

Proviso.

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

Household
goods;

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

Bank
stock;

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

Turnpikes;

Metals in
transit;

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

Personal
property in
storage;

(16) All personal property stored in a warehouse of any person, copartnership or corporation engaged in the business of storing goods for hire.

Motor
vehicles.

(17) All motor vehicles registered by the Motor Vehicle Department of the State of New Jersey and upon which registration fees have been paid, in accordance with an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of 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," also known as chapter two hundred and eight of the laws of New Jersey, one thousand nine hundred and twenty-one, its supplements and amendments; *provided, however*, that nothing in this act contained shall be construed to interfere in any way with the provisions of an act entitled "An act concerning auto busses, commonly called jitneys, and their operation in cities," approved March seventeenth, one thousand nine hundred and sixteen, or any act amendatory thereof or supplemental thereto, or in any way be construed to relieve any auto bus from the payment of any license fee, franchise tax or other imposition in the nature thereof whether such fee, tax or imposition be paid to the State of New Jersey, or to any municipality or municipalities thereof.

Proviso.

Repealer.

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

Approved April 28, 1931.

CHAPTER 373.

An Act for the settlement and relief of the poor, and providing for county relief (Revision of 1931).

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

DEFINITIONS

1. The following are defined within the meaning of this act:
 - (a) A poor person is one who is unable to maintain himself or those dependent upon him. Definitions:
Poor person;
 - (b) A director of welfare is an employee of a county welfare board with authority to act for it and under its direction, and to act for and in lieu of overseers where there are none, and perform the functions of and replace the office of overseer. Director of welfare;
 - (c) An almshouse is a place for the maintenance of the poor at the public expense of any county or municipality in this State, prior to the establishment of a welfare-house. Almshouse;
 - (d) A welfare-house is a place where the poor are maintained at the public expense under the superintendence of a county welfare board in any county. Welfare house;
 - (e) A settlement of a person shall be his right under the provisions of this act to relief or maintenance and support in any county or counties. Settlement;
 - (f) Temporary or outdoor poor are such persons who can be relieved temporarily at their domicile or without being maintained in an almshouse or welfare-house. Outdoor poor;
 - (g) Permanent or indoor poor are such persons who may be better relieved or maintained and supported under the provisions of this act by removal to a welfare-house, almshouse, or, with limitations, in the home. Indoor poor;
 - (h) A county welfare board is the board of a single county authorized to have charge and supervision and control of a county welfare-house and the administration of the settlement and relief of the poor for such county. Welfare board;

and to supervise through a director of welfare such work for or in relation to the poor as directed or authorized.

State board;

(i) State Board is the New Jersey State Board of Control of Institutions and Agencies.

Commissioner;

(j) Commissioner is the Commissioner of Institutions and Agencies of this State.

"May";

(k) The word "may" shall be construed to be permissive.

Gender;

(l) The masculine noun or pronoun shall include the feminine.

Public charge;

(m) Public charge shall mean a person to whom it is necessary to furnish proper relief as provided in this act.

County adjuster;

(n) County adjuster is the official of that designation now authorized to act in the cases of commitment or admission of insane persons to State or county hospitals for the insane.

Municipality;

(o) The word "municipality" does not include, in meaning, a county, unless otherwise indicated by the context, but includes any city, borough, township, town, village or municipality governed by an improvement commission.

COUNTY WELFARE HOUSE

County welfare house established.

2. The board of freeholders of any county after adoption of this act as hereinafter provided shall by resolution, establish a county almshouse, to be known as a welfare-house, except where the board of freeholders of any county has provided for the care and maintenance of its permanent poor by contract with another county in the almshouse or welfare house of such other county as hereinafter provided, or with a municipality of such county maintaining a municipal institution suitable and adequate for such county purpose, subject to the approval of the State Department of Institutions and Agencies as to the suitability and adequacy of such institution and cost of maintenance of the permanent poor to be provided therein, or change the name and control and management of any existing county almshouse or municipal almshouse acquired by the board of freeholders for the care and maintenance of the permanent poor to be under the control and management of the

Approval by State board.

county welfare board, as hereinafter provided; such persons requiring permanent relief shall be provided for therein by said county, and almshouses maintained and supported in any such county or municipalities in such county shall thereafter be abolished, and the permanent poor shall thereafter be maintained in the county welfare-house, in lieu of almshouses, and the real and personal property which has been used for such municipal almshouses may be sold by the governing body and the proceeds thereof shall fall into the municipal treasury and used to pay other expenses of the municipality in the same manner as may be otherwise lawful or such land and premises may be put to such other public use as may be lawful except where a municipality of such county maintains a municipal institution suitable and adequate for the care and maintenance of the permanent poor of such county, and upon the approval of the State Department of Institutions and Agencies as to suitability and adequacy, and cost of maintenance of the permanent poor to be provided therein, such county shall thereupon enter into contract with the municipality containing such municipal institution for the care and maintenance of its permanent poor. Thereafter the expense of maintaining county welfare-houses shall be a charge upon the county as provided in this act. The said board of chosen freeholders shall have power to purchase and lease real property therefor, or acquire such property and easements therein by lease, purchase, or condemnation, and the powers of eminent domain may be exercised as provided by "An act to regulate the ascertainment or payment of compensation for property condemned or taken for public use" (Revision of 1900), and the supplements thereto and the amendments thereof. They shall have power to erect all necessary buildings, make all necessary improvements and repairs, and alter any existing building for the use of said home; *provided*, that the plans for such erection, alteration or repairs shall first be approved by the State Board of Health and the State Board. They shall have power to cause to be levied, assessed and collected from the municipalities of the county such sums of money as shall be deemed necessary at first and annually thereafter to provide suitable land, buildings,

Furnishing
permanent
relief.

Almshouses
sold.

Use of
proceeds.

County to
maintain
welfare
house.

Acquiring
property.

Construction.

Proviso.

Provision
for neces-
sary funds.

and improvements for said welfare-house and for the maintenance thereof, and for all other necessary expenditures therefor, and the expenses of the county welfare board and its agents as authorized and required in this act, and to borrow money for the erection or purchase of such welfare-houses, and for the purchase of a site for such welfare-houses, on the credit of the county, and issue obligations therefor in such manner as it may do for other county purposes. The chosen freeholders shall have power to accept and hold in trust for the county any grant or devise of land, or any gift or bequest of money, or other personal property, or any donation to be applied, principal or income, or both, for the benefit of said welfare house, and apply the same in accordance with the terms of the gift.

Donations
acceptable.

COUNTY WELFARE BOARD

3. In each and every county of the State wherein the provisions of this act shall have been adopted by the electors of the county through referendum, as hereinafter provided there shall be constituted and appointed a county welfare board composed as follows: five citizens of each respective county, at least two of whom shall be women, to be appointed by the board of chosen freeholders, who, with two designated members of the board of chosen freeholders, and the county adjuster, when not serving as director of welfare as ex officio members, shall constitute the county welfare board. Members shall hold their offices for five years, except that the first appointments shall be respectively for one, two, three, four and five years, which terms as to duration shall be in the order of appointments as made and indicated. Vacancies in such offices shall be filled for the unexpired term only. 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 meet regularly once each month, and such other times as may be necessary or as they may by rule provide. They shall receive no compensation for their services, but shall be allowed their

Welfare
board.

Membership.

Terms.

Vacancies.

Dual
offices.

Meetings.

Expenses met.

actual and necessary expenses, on the approval of the director of the board of chosen freeholders, all of which shall be audited and paid in the same manner as other expenses are paid in and for such county. Said county welfare board as the county bureau of relief shall have charge and supervision of the relief and settlement of the poor in its jurisdiction, subject to the provisions of this act; and when the board of chosen freeholders shall establish a county welfare house for the permanent maintenance and relief of the poor in any county and shall have acquired a site therefor, and shall have awarded contracts for the necessary building and improvements thereon, and shall have resolved to maintain and operate a county welfare house as is provided in this act, said county welfare board shall constitute the board of managers of said welfare house. On the establishment of such county welfare board in any county as hereinafter provided, the functions and powers heretofore vested in and the duties required of and heretofore exercised by any welfare board for the supervision of old age relief in such county, shall be taken over by, transferred to, vested in and exercised by the said county welfare board as established under the provisions of this act.

Duties of
board.

Duties trans-
ferred to
new board.

4. Said county welfare board shall appoint, subject to approval of the board of chosen freeholders, a director of welfare, who shall have the qualifications as herein provided. The county adjuster when qualified may be appointed for this office, but when so appointed shall not serve as an ex-officio member of the county welfare board.

Director of
welfare.

5. No person shall be appointed as a director of welfare but a citizen of the State and of the United States; such appointee shall be able to read and write the English language, and be capable of making and keeping such records and reports as are lawfully required of him, and shall have complete knowledge of the laws concerning the relief and maintenance of the poor, and shall be in the judgment of the county welfare board a technically trained and qualified expert in the field of welfare service, with administrative experience therein.

Qualifications
for director.

Organization.	<p>6. Said county welfare board shall elect from among its members a president and vice-president and shall also elect or appoint a secretary-treasurer who shall furnish a suitable bond to be approved by the board of chosen freeholders. The director of welfare appointed as herein provided shall not be a member of the board, and shall hold office for the term of five years or until appointment of his successor, unless sooner removed for cause, after due notice and hearing. Said county welfare board shall appoint such other officers, assistants and employees as may be necessary to carry out the provisions of this act. They shall fix the salaries of the director of welfare and such officers, assistants and employees within the limits of the appropriation made therefor by the board of chosen freeholders, and such salaries shall be compensation in full for all services rendered. The director of welfare, officers and employees shall be subject to such rules and regulations in the discharge of their duties as may be provided by said county welfare board; said director of welfare shall have, under control of said board, the general superintendence and management of the county welfare house, of the grounds and buildings, and of the inmates thereof. He shall direct the administration of the settlement and relief of the poor under the control and supervision of said board in its jurisdiction. All employees of the county welfare board shall hold their office or employment during good behavior, and may be removed upon written charges and after a hearing, due notice of which shall be given therefor by the county welfare board, for misconduct, neglect or incompetency. The county welfare board as the board of managers of the county welfare house shall have charge of all matters relating to the government, discipline, contracts and fiscal concerns thereof as appropriated by the chosen freeholders and shall make such rules and regulations as may be necessary for carrying out the purposes of such welfare house. They shall so equip and maintain said home as to provide proper heat and all furniture, materials and supplies, medical and otherwise, as may be necessary for the adequate maintenance of the permanent poor, and said board shall meet at said welfare house at least once</p>
Term of director.	
Assistants.	
Compensation.	
Rules and regulations.	
Duties of director.	
Removal of employees.	
Discipline, contracts, finance.	
Furnishing and maintenance.	

in every month, and at such other times and places as may be prescribed in the by-laws or rules of said board, and shall hold their annual meeting at least one month prior to the meeting of the board of freeholders at which appropriations for the ensuing year are to be considered. All appropriations for the expenditure of money above set forth shall be subject to the approval of the board of chosen freeholders. They shall keep a public record in a book provided for that purpose of their proceedings. The welfare house shall be subject to inspection to duly authorized representatives of the State board, or the commissioner, and of the State Board of Health. As the county bureau of relief, said county welfare board shall also keep a complete, accurate and itemized record of all relief furnished, and shall make periodical reports to the board of chosen freeholders at such times and in such manner and form as hereinafter provided and prescribed; they shall report the amounts and nature of relief furnished to each and every poor person for permanent or indoor, and temporary or outdoor relief, as hereinafter provided, and make such other reports as the board of chosen freeholders may require either by rules or requests in individual cases. All records and reports shall be subject to inspection of duly authorized representatives of the State board or the commissioner. The county welfare board shall certify all bills and accounts, including salaries and wages, and transmit them to the board of chosen freeholders of the county, who shall make payment out of the appropriations therefor in the same manner as other charges against the county, and shall make annually, a report of the financial management and expenditures and other operations of the welfare house and the number of persons maintained therein, together with their recommendations to the said board of chosen freeholders. The board of chosen freeholders shall provide and maintain, however, a working expense fund, raised and collected as the other expenses are required by this act to be provided for the use of the welfare board. Payment therefrom shall be made out of the county treasury on the voucher of the said secretary-treasurer.

Monthly
meetings.Annual
meeting.

Minutes.

Inspection.

Records kept.

Reports.

Certifica-
tion of bills,
etc.

Annual report.

Expense
fund.

Executive officer.

7. The director of welfare shall be the chief executive officer of such welfare house, subject to the control of said board. The said director of welfare under the general rules and regulations shall receive such poor persons as by law are properly receivable therein, or as otherwise by law may be provided, and all such persons as would otherwise be receivable in an almshouse.

Jurisdiction.

8. He shall, in addition to his duties and responsibilities as chief executive officer of such welfare house and said board, have general jurisdiction throughout the county for the settlement and relief of the poor, subject to all lawful rules and regulations of the said welfare board.

Deputy director.

9. The county welfare board may appoint a deputy director of welfare, who shall have resided at least one year in the State, and have other like qualifications as those necessary to the appointment of directors of welfare, and be under the direction of such director of welfare, and be vested on approval of the county welfare board with the same power as a director of welfare in the distribution of relief, with like authority for the prosecution or defense in court proceedings as is now vested in a director of welfare. Where a county contains a city of the first or second class, the county welfare board of such county shall appoint an assistant director of welfare for each such city to administer the distribution of relief under the direction of the director of welfare and the supervision of the county welfare board in such territory as the county welfare board may prescribe; and to administer relief to such other municipalities as the county welfare board may deem necessary the county welfare board may appoint assistants on the staff of the director of welfare, preference of appointment to be given to experienced and fully qualified overseers of the poor.

Assistant director for municipalities.

Other assistants.

Subjects for relief.

Appeals.

10. The director of welfare, under the direction, and subject to the approval of the county welfare board shall determine who are to be relieved by him, subject to appeal by any person on at least five days' notice to the court of domestic relations or in the absence thereof to the court of common pleas of the county, by petition, in writing, for a summary review and determination by the

court of the action of the director of welfare as to the extent and amount of relief, if any, to be given or rendered.

11. County welfare boards shall have power and authority to appoint resident helpers, and municipal advisory committees without pay and without fees, to aid in the relief of poor persons under their direction and jurisdiction, in any municipality or locality, in order that such helpers and advisory committees may observe and ascertain, assist and co-operate with any such county welfare board in ascertaining the cause or causes of dependency, and in obtaining employment for poor persons when needed, and assist, advise, and co-operate with any such director of welfare or deputy, under the direction and supervision of the county welfare board in instituting and prosecuting to a determination such proceedings as may be necessary through other agencies of the State, or its political subdivisions, for the relief of the poor, the admission of them, or their lawful dependents, to such institution or agency as may be provided for mental or physical disability or otherwise. It shall be incumbent upon the county welfare board to appoint such municipal advisory committee in any municipality upon the request of the governing body of such municipality, the members to be appointed from names of reputable citizens submitted by the governing body of such municipality. All such agencies for relief, such as widows' pensions, as provided by law, aid under the authority conferred upon the rehabilitation commission and public employment service, or other aids to relief, support or assistance, public or private, shall be made use of by such director of welfare and his subordinates and helpers, under the direction and supervision of the county welfare board to the end that causes of dependency on the part of persons or their families and the need for such public relief in whole or in part may be eliminated, and they are authorized under direction of the county welfare board to take such legal steps, either as prosecutors or petitioners in legal proceedings in aid of such persons or their families, as may be necessary to such end. Helpers and members of municipal advisory committees shall be registered on appointment at the office of the county welfare board,

Voluntary
helpers.

Advisory
committees.

Membership.

Agencies
to be used.

Object
sought.

Legal
methods.

Helpers, etc.,
registered.

and shall be furnished and supplied with such evidence of their appointment and authority as the county welfare board shall determine.

RECORDS

Records
to be kept
by director;
what to show.

Responsi-
bility.

Admission
to houses.

Book-
keeping.

12. Directors of welfare shall keep a record of all receipts and expenditures on their part or that of their subordinates. They shall record the names of all applicants seeking relief, which may be by card-index, on which the age, sex, residence, number and names of children and their ages, when and where last employed, family income, whether citizen or alien, place of abode for the ten years preceding such application for relief, and the place of nativity of every poor person who shall apply for relief, together with a statement of the cause, direct and indirect, which shall have operated to make such relief necessary as far as can be ascertained, together with a statement of the relief or aid given, and of such relief as may have been, or is being provided by all organizations as ascertained, and the name of the director of welfare or deputy and helper having particular knowledge and charge of the case, and of witnesses of the fact with their addresses, shall be stated. On such record shall be also entered the name of those responsible by law for the support of such poor person and any relative agreeing or likely to agree to contribute in whole or in part, or assist in the support of such poor person. In case of the commitment, or admission of any such person or a member of his family, through the agency of the director of welfare under the supervision of the county welfare board, to any almshouse or welfare-house, or other institution or family, he shall file a copy thereof, or a record of such admission, or commitment, with the commissioner at his office at Trenton, and in case of an infant, a record thereof shall be, within the same time, filed with the New Jersey State Board of Children's Guardians at its office. Such filing within the time limited may be by registered mail. Such county welfare board shall keep a book, setting forth therein all moneys, goods, and materials received by them and, in addition thereto, a separate book of orders for

relief, with stubs attached. Such printed orders and stubs shall show the name, residence, when issued, the amount and kind of relief expended, and by whom issued and delivered. Such order shall be endorsed by the recipient and countersigned by the county welfare board furnishing such relief as made.

13. The board of chosen freeholders shall furnish to the county welfare board the necessary material, card indexes and other stationery for the purpose of this act, at the expense of the county. All forms of records for the use of the county welfare board and its agents shall be such as are approved and prescribed by the commissioner.

Supplies
furnished
by freeholders.

14. Directors of welfare under the direction of the respective county welfare boards annually shall make to their respective county boards of chosen freeholders within thirty days after the first meeting thereof in the year, a report or reports, in writing, which shall be a summary of the entries of the aforesaid records mentioned and authorized in this act.

Report to
freeholders.

15. When any person shall apply for relief for himself or another to a county welfare board, the director of welfare, under the direction of the county welfare board, shall inquire into the facts, conditions and circumstances of the case, and also into the matter of such person's settlement if it shall appear that such person is unable to earn a livelihood by his own labor and is a poor person and requires temporary or permanent relief; the director of welfare, by a written order, shall render such aid and material relief as he may in his discretion, subject to the approval of the county welfare board, deem necessary to the end that such person may not suffer unnecessarily from cold or hunger, or be deprived of shelter; he shall also ascertain the direct or indirect causes of poverty, and whether or not such person requiring permanent relief is without adequate home or without children, grandchildren, parents, grandparents or husband, who are by law required and able to maintain him and other persons who are willing to do so; if any such poor person is receiving shelter in some suitable home or habitation, and it is possible to maintain him as adequately and profitably therein as in an almshouse or welfare

Procedure
taken by
director on
application
for relief.

May contract
with relatives
for care of
poor person.

Details shown
in commit-
ment.

Applications
investigated.

house, temporary relief may be granted and furnished by the director of welfare subject to the approval of the welfare board having charge of the administration of relief by such director of welfare to such poor person in such home or habitation, otherwise, he shall be committed and removed to the proper welfare house in the county. In all cases where there are relatives and others not otherwise chargeable by law who are able and willing to support and maintain or contribute to the support and maintenance of any poor person, the county welfare board is authorized to enter into contract with such relatives in consideration of the support and maintenance of such poor person whereby such relatives may undertake and obligate themselves to that end, or induce such aid and support as may be possible. In all cases where a person is removed to the welfare house or receives permanent relief by the order of the county welfare board, such order and commitment shall state the name, age, sex, nativity, place of settlement, names of children, grandchildren, parents or grandparents, or relatives and their place of residence, and the cause or causes of making such removal or relief necessary or advisable of every poor person so relieved, removed or committed, as aforesaid. It shall be the duty of the county welfare board to investigate every application for relief, and to supervise by periodic visitation every person receiving such relief, to devise ways and means for bringing persons unable to maintain themselves to self-support, and to keep full and complete records of such investigation, supervision, relief and rehabilitation.

COUNTY MAY CONTRACT WITH ANOTHER COUNTY FOR MAINTENANCE OF PERMANENT POOR

County may
contract with
another
county for
care of poor.

16. Upon the certificate of the State board that the housing conditions and accommodations are sufficient and adequate for the purpose and the approval of the State Board of Health, that the sanitary conditions are such as to properly safeguard the health of such poor persons as may be maintained therein, the board of chosen freeholders of any county may contract with any board of chosen freeholders of any other county of this

State to board and care for poor persons requiring permanent relief of such county and such contract authorized by the board, and entered into by the directors of the several counties concerned, shall provide for the permanent maintenance and relief of such poor persons, and in such case, any county so contracting, may maintain the permanent poor under its jurisdiction and authority in such welfare house in such other county with which such contract shall be entered into. The expense under such contract for the support of the permanent poor of any county in the welfare house of another county shall be provided for by appropriation and paid in the same manner as other county expenses. Such welfare house shall always be open to inspection of a duly authorized agent of the board of chosen freeholders of any county maintaining its permanent poor therein, and of the State board, the commissioner and the State Board of Health.

Meeting
expenses.

Inspection.

COUNTY CONTRACT AUTHORIZED BY RESOLUTION

17. Whenever any county, as hereinabove provided, shall, in the manner authorized in this act, provide for the relief and maintenance of the permanent poor of such county by contract with another county for their support, relief and maintenance by such other county, in a welfare house of such other county, it shall authorize such contract to be entered into and adopt such other provisions as may be necessary for the purpose by resolution. The expense of such county for such purpose shall be a charge upon the county whose permanent poor shall be thus provided for, and such impost shall be a charge upon, levied, assessed and collected from the county subject to benefit therefrom by the chosen freeholders against the municipalities of the county.

Contract
made.

Expense
chargeable
to county.

RESOLUTION NOT TO BE PASSED WHEN INTRODUCED

18. Whenever any county shall propose by resolution as in this act provided, to establish a county welfare-house or to contract with another county for the relief and maintenance of the permanent poor by such other county in a welfare-house of such other county, the

Action on
resolution
proposing
contract.

resolution so providing shall not be passed at the time of its proposal, but after such proposal the action thereon shall be adjourned for at least two weeks, when it shall be finally acted upon by said board except as herein provided. Within one week after the proposal of such resolution, notice of the time and place of final action thereon to be taken shall be published twice in two newspapers of general circulation in the county, one of which is published in the county seat. The final passage thereof may be adjourned thereafter to the next regular meeting of said board of chosen freeholders.

Procedure
to establish
welfare
house.

19. Whenever any county, as hereinafter provided, by its board of chosen freeholders shall propose to establish a county welfare-house as hereinafter provided, and shall do so by resolution in the manner required in this act for the purpose, the sums of money deemed necessary to carry out the provisions of this act shall be a charge upon the municipalities of each such county to be levied, assessed and collected therefrom by the board of chosen freeholders in the same manner as other county expenses are assessed and collected.

PLACE OF SETTLEMENT AND REMOVALS THERETO

Legal
settlement.

20. Every person of full age who shall be a resident of, and domiciled without interruption in any county for five years, excluding in the computation of such period the time, if any spent by such person in any charitable or correctional institution, shall be deemed settled in such county and shall so remain until he shall have gained a like settlement in some other county in this State, or shall have removed from this State and remained therefrom continuously for one year, or shall have gained a legal settlement elsewhere in this State. In case such person shall have removed from this State for more than one year as aforesaid, he shall not retain his settlement in any county in this State.

Settlement of
wife and
children.

21. A married woman and her children shall always follow and have the settlement of her husband and of their father. If he has no such settlement, her settlement shall be as it was at the time of her becoming a resident and a domiciliary of such county wherein relief

is sought, provided she shall not have, in lieu thereof, gained a settlement as is provided in section twenty.

22. Legitimate minor children shall always follow and have the settlement of their father, if there be one, until they shall have gained a settlement of their own. If the father has no settlement, they shall follow and have the settlement of their mother. Settlement of minors.

23. Illegitimate minor children shall follow and have the settlement of their mother, unless the father is legally found or admitted by him to be such at this time and place of their birth, in which case they shall follow and have the father's settlement. If either parent has no settlement, then it shall be in such county in which such minor child shall have been born, if such birth occurred in this State. Such minor children born in charitable or correctional institutions, or while the mother is legally an inmate thereof, whether on parole or leave of absence, shall be chargeable to the place of the settlement of the mother or father or from which they were admitted or committed, rather than to the place where that institution is located. In case of illegitimate children.

24. No minor who shall be brought into any county in this State, or who shall be placed out in any family therein by any person, society or corporation, public or private, of this or any other State, shall gain a settlement. As to children born in institutions.

25. Nothing in this act shall apply to or affect any person from outside the United States of America, or in any way to change the rights or liabilities of such persons as may be conferred or imposed by any law of the United States of America, nor the right otherwise conferred by law to deport or remove such persons to any other State wherein such person still retains, or may have acquired, a settlement according to the laws of any State or county, and in all such cases no settlement shall be deemed to have been acquired within this State. Minors from outside not to have settlement.

26. Where permanent relief is required by any poor person in a county in which he has gained a settlement the director of welfare under the direction of the county welfare board shall commit and remove such person to the welfare-house in its jurisdiction, if there is such, or the welfare-house of another county wherein the permanent poor of said county are maintained by contract as As to immigrants.

Permanent relief.

provided in this act, or furnish relief at home, if the circumstances as otherwise herein provided may be lawful and preferable.

Temporary relief.

27. Where permanent relief is required by a poor person in any county in which he is a resident or an inhabitant, whose place of settlement is in another county than the one in which relief is sought the director of welfare, under the direction of the county welfare board shall temporarily relieve such poor person and proceed to remove him to the place of such settlement as directed in sections forty-one to forty-four of this act, and until such other place of settlement shall be ascertained the director of welfare, under the direction of the county welfare board, may place such poor person as other permanent poor having a settlement in such county are maintained and relieved.

Removal of persons receiving temporary relief.

28. Permanent relief shall not be rendered by any county welfare board to any person who is otherwise lawfully removable who has no settlement in the county in which relief is sought or necessary, but all such persons shall be temporarily provided for or admitted to the county welfare house pending such removal, and shall be removed by such procedure as may be lawfully necessary by the director of welfare, as in this act is provided, or as otherwise may be provided by law.

Relief for unsettled poor person.

29. Where relief is required by a poor person in any county in which he is a resident and inhabitant, who shall not have gained a settlement in any county within this State, or in any other State, the director of welfare, under the direction of the county welfare board, shall provide relief. If it shall be ascertained that such person has no legal settlement in such county, the director of welfare shall proceed to remove such person to such place from which he came by whatever lawful proceedings may be necessary to such end with the aid of such officers as provided in this act.

Removal to proper place.

Furnishing temporary relief.

30. When temporary relief is required by a poor person in any county in which he is a resident and inhabitant, whose place of settlement is in some other county in this State, the director of welfare shall provide and render temporary relief pending removal.

31. Where temporary relief is required by a poor person in any county in which he may be a resident and inhabitant, and it shall be ascertained that his place of settlement is outside of this State, the director of welfare shall provide relief and immediately make such application, with the aid of the county adjuster, as may be necessary and otherwise lawful for his removal; *provided, however*, that a record thereof shall be filed with the commissioner and his aid obtained for such purpose when necessary, which aid, the commissioner is authorized and directed to give forthwith.

Caring for
poor person
from outside
State.

Proviso.

32. Every person who heretofore has, or shall have acquired a settlement in any county, shall be chargeable as to permanent relief and be supported and maintained or relieved by such entire county, and the board of chosen freeholders shall provide for the payment of the expense thereof as other county expenses are paid.

Freeholders
to provide
for those
legally
settled.

CERTAIN PERMANENT ADULT POOR MAINTAINED IN THEIR HOMES

33. If adult poor persons own the property where they reside in whole or in part, or are receiving shelter in some other suitable home or habitation, and it is possible to maintain them more adequately and profitably within the intent of this act, the director of welfare, under the direction of and subject to the approval of the county welfare board, may provide for their permanent relief, in such homes in lieu of committing or placing them in a welfare-house.

Caring for
those in
own homes.

34. The director of welfare under the direction and subject to the approval of the county welfare board shall furnish such permanent relief in an amount not exceeding the rate of two hundred dollars per annum for such poor person's maintenance and support in such home, which shall be payable monthly upon the application of the director of welfare, out of the same funds that other expenses for the relief and support of the permanent poor are paid.

Amount of
annual relief.

35. At the expiration of six months from the time of granting such permanent relief, and every succeeding such period of time thereafter, or sooner if and when

Half yearly
report.

required by the county welfare board, the director of welfare shall render a report disclosing the conditions and circumstances and changes if any of any such case of permanent relief being furnished in the home, and if further relief is deemed by the county welfare board to be necessary and advisable in such case, such welfare board shall order the continuance of such relief for a like period of time; *provided, however*, that said county welfare board, may, in its discretion, summarily revoke any such order so made, and thereafter, all maintenance and relief for such poor person shall cease forthwith.

Proviso.

APPROPRIATIONS FOR RELIEF

Appropriation
by free-
holders suffi-
cient for
relief.

36. The county welfare board shall within fifteen days after this act takes effect and becomes operative in any county meet with the board of freeholders for consideration of the estimate of the county welfare board as to the amount necessary for carrying into effect the provisions of this act for the ensuing year, and said board of chosen freeholders after due consideration of the recommendation of the county welfare board shall appropriate an amount sufficient in the judgment of said board of freeholders for this purpose.

Annual
estimate.

Expenses
included in
budget.

If appropria-
tion insuffi-
cient.

37. On November first of each year thereafter, the county welfare board shall forward to the board of chosen freeholders an estimate of the amount necessary for carrying into effect the provisions of this act. Such provision for expense shall, upon the approval of the board of chosen freeholders, be included in the budgets of the respective counties on certification thereof by the respective county welfare boards for the ensuing calendar or fiscal year, and an amount shall be appropriated sufficient in the judgment of the board of chosen freeholders to meet the necessary expenditures. When the sums so appropriated, however, have been or shall be expended or exhausted during the year and for the purpose for which they were appropriated, and when separate appropriations are made for indoor and outdoor relief of the poor and any one of the appropriations have been or shall be expended or exhausted, or is or may be inadequate alone for either such indoor or outdoor

relief, it shall be lawful for the board of chosen freeholders to provide for the continuance of such relief as may be necessary for the balance of the fiscal year, by the appropriation of additional sums from time to time to carry out the provisions of this act. Such additional sums may be paid from unexpended balances not required by law to be expended for a specific purpose, or from contingent funds, where such exist. Where such balances are not available or adequate, or such funds do not exist, such monies shall be raised by temporary loans or notes, certificates of indebtedness or temporary loan bonds to be issued as otherwise provided and limited by law for counties of this State, and the amounts necessary to pay such obligations shall be placed in the budget for the next ensuing fiscal year. The expenditures for relief under the provisions of this act of the temporary or outdoor poor, residing in the respective municipalities of the county, exclusive of administration expenses, shall be limited to amounts appropriated for such temporary relief by the respective municipalities of the county and included in the budgets of the respective municipalities for the ensuing calendar or fiscal year; and said respective municipalities shall include in their respective budgets appropriations adequate in the judgment of the governing bodies of such respective municipalities for such purpose, said appropriations for the relief of the temporary or outdoor poor of the respective municipalities of the county to be made available to the order of the county welfare board of the county wherein such municipalities are situate for the sole purpose of providing relief to the temporary or outdoor poor of the respective municipalities of the county, and the county welfare board of said county shall expend within the municipality so making the appropriation so much of said appropriation as may be necessary to provide for the relief of such temporary or outdoor poor as herein provided. When any such sum so appropriated has been expended or exhausted, during the year and for the purpose for which it was appropriated, the county welfare board shall notify the governing body of such municipality, which may in its discretion provide for the continuance of such relief of the temporary or outdoor poor

Additional
sum.

Temporary
financing.

Expenditures
for municipal
relief.

Municipal
budgeting.

Necessary
expenditure.

If funds
exhausted,
action by
municipality.

residing in such municipality, for the balance of the calendar or fiscal year, by an additional appropriation for this purpose, to be made available to the order of the county welfare board of the county wherein such municipality is situate. Any unexpended balance of such municipal appropriation shall be carried over and made available for the relief of the temporary or outdoor poor within such municipality for the next ensuing year.

Use of
balance.

TIME OF STAY OF POOR PERSON IN INSTITUTION

Care of
persons
committed.

Discharge
of minor.

Proviso.

Guardian of
child.

38. Whenever any poor person or child shall have been committed or removed to a welfare-house, such poor person or child shall be received by the director of welfare, and be supported and relieved therein until in the case of a person not a minor it shall appear that such person is no longer a poor person within the meaning of this act, when in the discretion of the county welfare board such person so removed may be discharged; *provided, however*, that the director of welfare under the direction of the county welfare board shall notify the New Jersey State Board of Children's Guardians of the commitment of all minor children under the age of eighteen years to the welfare-house and that the New Jersey State Board of Children's Guardians, viz: the board designated by the State board for that purpose, shall thereupon become on such admission the legal guardians of said child or children as well as when such children are thus placed elsewhere in the manner herein and otherwise provided by law.

PLACING OF POOR MINOR

Commitment
of minor
poor.

Agency
selected
under
supervision.

39. The director of welfare under the direction of the county welfare board shall, upon application for permanent relief, if granted, commit any minor poor child, who shall have gained a legal settlement within the meaning of this act to the welfare-house, for a period not to exceed thirty days on or before which time said child or children shall be removed by said board, viz.: the agency designated by the State board for the purpose to the care of such persons or institution as is authorized by law subject to the supervision hereafter of such board

or agency. It shall be the duty, however, of the said director of welfare to make reports in writing from time to time to the said board or agency or any information brought to his attention concerning the said minor poor child.

Report by
director.

METHOD OF REMOVAL TO PLACE OF SETTLEMENT

40. The county adjuster shall, on the application of any director of welfare, forthwith take such necessary steps for the removal of any poor person without this State, or to another county, by negotiating with the proper authority in such other State, through the Commissioner of Institutions and Agencies, for the reception of such poor person, who may be properly removable to any place in such State, and the director of welfare, under the direction of the county welfare board in any such county is hereby directed and authorized to take the necessary steps looking to the removal of any poor person from without this State, or to another county in this State, through and by means of the aid and authority of such county adjuster.

Removal of
poor person
by county
adjuster.

41. When the removal of a poor person from the place of his domicile or where he is found to the place of his settlement is lawful and necessary, such removal shall be made by means of a written notice signed by the director of welfare of the county where found to the county welfare board having jurisdiction in the place to which such person is to be removed, that on a day certain, not less than ten nor more than twelve days, after the date and mailing of such notice, an order will be made by the removing director of welfare, that such poor person be removed to the place of his settlement, stating the reasons therefor, the place of his settlement or the place where he became poor prior to his becoming an inhabitant of the municipality from whence he is to be removed. On the day named in said notice, said order for removal shall be made by the removing director of welfare, and, thereafter, such poor person shall, forthwith, be removed to the place indicated in such notice upon the making of an order that such poor person has no settlement in the county, in which he is a resident or is found, and has a settlement or became poor in such

Procedure
taken for
removal of
poor person
to legal
settlement.

Order for
removal.

Testing settlement.	other county prior to his becoming a resident and inhabitant or being found in such county from whence he is to be removed, unless within ten days after the mailing of such written notice the director of welfare of the county welfare board to whom the same shall have been mailed shall proceed to contest the allegation of the settlement of such poor person or of the right to remove such poor person to the county in which he has jurisdiction. Such contest shall be made by notice to the director of welfare giving such original notice, fixing a time and place when the contesting county welfare board, through the director of welfare, shall apply through the county adjuster to the court of common pleas of the county in which such poor person may be and from which he is to be removed when and where the court shall hear and determine the controversy, which said time and place shall not be less than ten or more than thirty days from the time of giving such original notice thereof. On failure to resist such removal by the receiving county welfare board, such receiving county welfare board may not decline to receive such poor person, but shall receive him and provide such relief as is lawful; <i>provided, however</i> , that for good cause shown for the failure to contest such removal the receiving county welfare board may, within thirty days after the receipt of such poor person in its county apply to the court of common pleas of the county from whence such person was removed to review the proceeding and to make such revised order and disposition for the care and relief of such poor person and his removal, if lawful, as may be proper and necessary.
Notice of contest.	
Hearing.	
Receiving person.	
Proviso.	
Penalty for director not acting as directed.	42. If any director of welfare under direction of county welfare board neglects to receive or remove as in this act provided a poor person after the determination of the matter by any court of common pleas having jurisdiction, the county where such neglect shall have occurred shall be liable for the expense of the support and relief of such poor person, which shall be recoverable from time to time by the county welfare board incurring the cost of such relief and support in the name of the county in an action against the county liable therefor, with costs, which action shall be prosecuted in any court of competent jurisdiction, in which such action against the offend-

ing county the director of welfare, whose duty it was to receive or remove such poor person, shall be served with notice of such action at law in the same manner as any summons is required to be served.

USE OF OTHER AGENCIES TO REMOVE CAUSE OF DEPENDENCY

43. Wherever an application for relief shall be made upon the county welfare board in behalf of any person claiming or alleging to be poor and in distress, and if such person or any member of his family appears to be in good health and capable of earning a livelihood sufficient for the support of such poor person in whole or in part, the director of welfare shall make every possible effort to secure employment for such person and all or any other members of the same family, and shall use to that end the services of such helpers as may be appointed in his jurisdiction to aid in accomplishing such purpose and in maintaining supervision over such poor person and have contact with his employers for the purpose not only of obtaining such employment but of continuing the same, if possible, and there shall be ascertained and remedied, if possible, the causes interfering, if any, in the obtaining or continuation of such or any employment. To this end all public employment agencies or rehabilitation bureaus, or any other agencies, public, private or charitable, may be made use of by the director of welfare, under the direction of the county welfare board. Should any person for whom proper employment is found wilfully neglect to work or labor and become, or continue, chargeable to any county by reason of such failure and neglect, or any person chargeable by law for the support of any poor person shall neglect to perform reasonable work or labor, in such case the director of welfare shall proceed against such person.

Seeking employment for applicant.

Sources of possible employment.

Proceedings against person neglecting to work.

CONTRIBUTION TO SUPPORT BY RELATIVES

44. It shall be the duty of the county welfare board in cases of application for relief of a poor person or persons to ascertain, if possible, the relatives chargeable by law for their support, and to proceed to obtain their

Seeking assistance from relatives.

assistance for such poor person or to compel them to render such assistance as is provided by law in such cases, or if such relatives are not chargeable by law with the support of such poor person but able to do so, county welfare boards may in such case, if possible, if such relatives are willing to support such poor person in whole or in part, contract, in writing, with such persons for the support of such poor person.

PENALTY FOR UNLAWFUL REMOVAL OR DEPOSIT OF
POOR PERSONS

Bringing
poor person
illegally into
county.

Penalty.

Proviso.

45. Any person who shall send, remove or entice to remove, or bring, or cause to be sent, enticed or brought, any poor person into a county from any other county within this State, without first having obtained the consent of the county welfare board of such county, or from any other State, into any county within this State, without first having obtained the consent of the Commissioner of Institutions and Agencies and furnishing suitable bond, and there leave, or attempt to leave, such person without having first obtained the consents aforesaid, in order that the support or maintenance of such poor person upon the county may be avoided, shall be guilty of a misdemeanor and punished accordingly, and such person shall, as otherwise provided in this act, be returned from whence he came in the manner otherwise provided by law, and such person shall not gain a legal settlement thereby; *provided, however*, that such sentence or fine may be suspended before or after conviction upon condition that such person or persons shall convey such poor person to such place where he has a settlement or where he became poor without this State from which such poor person was removed, sent or caused to be removed, enticed or brought, or support him at his own expense, which such removal by such person or persons shall be conditioned upon a bond to the county welfare board with sufficient sureties satisfactory to said court, that such removal shall be made as herein provided for, or that such person or persons shall make proper provisions with the director of welfare of the county welfare board, for the relief and support of such poor person.

ARRIVAL OF ALIEN PERSONS BY SHIP OR VESSEL

46. In all cases wherein any ship or vessel shall arrive within any port, harbor or county within this State, having on board passengers or employees coming from any foreign port or place, or coming from any county within this or without this State into any county within this State, it shall and may be lawful for the county welfare board of the county at which such ship or vessel may arrive, to require of the master or commander of such ship or vessel, a bond with approved security, to the inhabitants of such county, in the sum of and not exceeding two hundred dollars, conditioned for the maintenance and support of any passenger or employee on board such ship or vessel, as aforesaid, who may be sick, infirm or otherwise incapable and a poor person within the meaning of this act, in the opinion of the said director of welfare of the county in which he may be found or brought to provide the support of such poor person.

In case of immigrants captain of ship bonded for care and support.

47. If the master or commander of any ship or vessel arriving as aforesaid, shall land or suffer to be landed from on board his ship or vessel any passenger, or employee, who may be sick, infirm or otherwise incapable of providing for his or her own support, without having immediately upon arrival of such passenger, or employee, notified the director of welfare and by reason thereof such person is likely to become a public charge of such county, except by permit from the county welfare board of such county in which such poor person may be found, or brought and without first having entered into such a bond as aforesaid such master or commander so neglecting shall be liable for the expenses of the support of such poor person, which may be recovered from time to time by the county welfare board incurring such expense for the relief and care of such poor person in such county welfare board by an action in any court of competent jurisdiction in the county wherein such poor person may be for the use of the same, in an action of debt, with costs of suit, before any court having cognizance thereof.

Liability of captain.

RELATIVES CHARGEABLE

Chargeability
of relatives
for poor
and incom-
petent.

Enforcing
liability.

Penalty.

Legal action.

Section 48
applies to
minors.

48. The father and the grandfather, mother and grandmother, the children and grandchildren, husband and wife, severally and respectively of every poor, old, blind, lame and impotent person or other poor person or child not able to work, being of sufficient ability, shall at his, her or their charges and expenses, relieve and maintain every such poor person or child, as aforesaid, in such manner as the director of welfare under the direction of the county welfare board shall order, or the court, upon its own initiative or the information of any person, after notice to such person or persons and hearing the said director of welfare, may so order. Should any of the relatives mentioned in this paragraph fail to perform the order or directions of the director of welfare with regard to the support of such poor person, or should such poor person be supported at public expense, it shall be lawful for the court of common pleas of the county wherein such poor person may have a legal settlement, upon the complaint of the director of welfare or two residents of the county to summon the persons chargeable before it as in other actions and to summon witnesses, to order, adjudge and decree the able relatives above mentioned of any poor person or persons to pay such sum as the circumstances may require in the discretion of the court, for each poor person or persons, as will maintain and relieve him or them, and as will relieve the public from the burden of such care and maintenance. Violation of any such order of the court of common pleas shall be and is hereby declared to be a contempt of said court and the person so violating shall be subject to all the pains and penalties which by law now may be imposed for other contempts of such court. The county, through its governing body, may also bring appropriate action at law in any court of competent jurisdiction to recover any sum of money due for the relief, support and maintenance of any poor person against any person chargeable by law therefor.

49. The provisions of the foregoing section shall apply to the minor children of any mother in case her husband

shall fail to properly support and maintain such minor children, and that by reason thereof such minor children are likely to become a public charge upon the county in which they shall have gained a legal settlement.

DUTIES OF OFFICIAL PHYSICIANS AND NURSES—
HOSPITALS

50. When a physician or nurse who is employed by the governing body of any county or municipality in this State shall be called upon or notified by the county welfare board of the county wherein such municipality is situate, with the consent and co-operation of the board wherein and whereby such physician or nurse is employed, to visit any poor person who may be ill or injured, he or she shall visit the same, and render such medical aid as the case may demand. In any case where a contract for the visiting nursing care of sick poor persons in such municipalities is desired by the municipal authorities the county welfare board may enter into such contract, the cost of which is to be borne by the municipality to which the service is rendered. If it appears that such person is a poor person within the meaning of this act, then such physician or nurse attending such poor person shall report the same, in writing, to the director of welfare of such county welfare board, which may grant such further medical, surgical or other relief as the circumstances may require to the said poor person as it may deem necessary; *provided, however*, that in all cases wherein medical or surgical treatment is urgent, any poor person may be removed and admitted to any public or private hospital in such municipality in which he is found, and the director, or those having charge of such hospital, shall, within a reasonable time, ascertain from such sick person his name, and place of residence, and if it shall appear that he is a poor person within the meaning of the act, a notice in writing shall immediately be sent to the county welfare board of the county wherein the municipality is situate from which such poor person resided prior to such removal and admittance. Upon receipt of such a notice, the director of welfare under the direction of the county welfare board, after confirm-

Medical
attention.

Nursing.

Additional
relief.

Proviso.
Hospital
care.

Expense
borne by
municipality.

ing the status of such poor person, shall proceed and provide in a like manner for the relief of such sick indigent person as is provided for, and within the meaning of this act, but the hospital expense for the same shall be borne by such municipality in which such poor person was a resident prior to such removal and admittance.

RECOVERY OF EXPENSES FROM POOR PERSONS

If indigent
found to
possess
means.

Recovery of
sums
expended.

As to
insurance.

Reimbursing
county.

If family
needy.

51. If at any time it shall be ascertained that any person who has been assisted by or received support from any municipality or county has real or personal property over and above that necessary for the maintenance in whole or in part of such poor person, if such poor person shall be maintained by the county at home, or over and above that sufficient for his family, or if any such person shall die, leaving real or personal property, an action may be maintained in the court of common pleas of the county by the board of freeholders who has furnished or provided such assistance or support, or any part thereof, against such person or his or her estate, to recover such sums of money as may have been expended by the county in the assistance and support of such person during the period for which such support was furnished, and if any person should die having received relief or maintenance as a poor person, having insurance upon his life, the proceeds of such insurance, after the payment of the expense of the last illness and the funeral expenses of such person, if the terms of the policy so permit, shall be first applied to the reimbursement of the county, for the cost of the support and maintenance of such person, but no action shall lie, nor shall any appropriation of said insurance be made against any estate when it shall be shown to the satisfaction of the court that the proceeds thereof, or the estate, are needed to prevent the widow or minor children of the said poor person from becoming dependent upon the public.

UNLAWFUL TO TRANSFER POOR TO IMPROPER PLACE

52. It shall be unlawful to furnish any non-resident, who may be sick, aged, injured or crippled, with transportation at the cost of the county until the director of welfare of the county welfare board of such county shall have ascertained the legal residence of the person applying; and any transportation furnished to such person or persons shall be to their legal residence, when it shall appear that the person in distress has some valid claim for support or some means of support in some other place to which he or she shall ask to be sent.

Transfer to
legal resi-
dence.

DEATH AND BURIAL OF POOR

53. If any person shall die in any county, who shall not leave money or other means necessary to defray his or her funeral expenses, it shall be the duty of the director of welfare under direction of the county welfare board of such county to employ some person to provide for and superintend the burial of such deceased person and to contract with any cemetery association to provide a place for such burial, the necessary and reasonable expenses as fixed by the governing body chargeable with the expense shall be paid by it upon the order of such county welfare board.

Burial of poor

54. Any county may acquire by devise, gift, purchase, condemnation or in any other manner, such land as in the judgment of the governing body may be necessary and proper for a burial ground for those who may die therein without leaving means necessary to defray their funeral expenses. Such lands may be within the boundaries of an existing cemetery. If in the opinion of the governing body the amount of such cost will be too burdensome to be borne by the taxpayers in any one year, they may issue bonds therefor, in the same manner as other county bonds are issued pursuant to law.

Cemetery.

Bonds to
meet cost.

CLASSIFICATION OF POOR IN INSTITUTIONS

55. In the management of welfare-houses the inmates shall be classified according to age, condition of health and ability to perform manual labor. Some form of

Inmates of
welfare house
classified.
Given work.

employment shall be provided for such of the inmates as are able to work. Inmates afflicted with any tubercular disease shall be separated from the other inmates and cared for in separate dwellings.

Tubercular
separated.

Sexes
separated.

Proviso—
married
persons.

56. In every welfare-house, or other institutions for the reception and maintenance of poor persons in this State, females shall be kept separate from males at all times in their living rooms, bedrooms, toilets, halls, stairways and outbuildings; and it shall be the duty of the municipal bodies to provide the accommodations necessary to carry out the intentions of this act; *provided, however,* that the provisions of this act shall not apply to persons who are lawfully married and living together as man and wife, and who shall now or hereafter become inmates of such welfare-house, or other institutions.

RECORD KEPT IN INSTITUTIONS

Institutional
records—
what shown.

57. The person in charge of every institution for the poor in this State shall keep a book, to be provided by the authority charged with the care of the institution, in which book he shall enter from time to time the name, date of the commitment, age, sex, color, description, physical and mental condition, education, habits, occupations, condition of ancestors and family relations, cause of dependence, birthplace and date of discharge, or of death and place of burial of each and every person coming into the care of such institution, and such other records as may be prescribed by the State Board of Health and the Bureau of Vital Statistics, together with any other information or data about them as prescribed by the commissioner, and said book shall be open to the inspection of the public at all times.

Penalty for
improper
book records.

58. For the wrongful neglect or refusal to keep the said book according to the requirements of this act, or for the willful alteration of any entry in the same, or the willful mutilation or destruction thereof, the said person in charge shall be liable to a penalty of twenty-five dollars, to be recovered in an action of debt in any court of competent jurisdiction, together with the costs of suit, by the welfare-board controlling said institution, for the use of the said county.

59. In order to meet the expense of erecting additions to or new buildings or accommodations at any county almshouse buildings or welfare-houses, or making repairs to any such buildings or providing proper furniture therefor or apparatus for lighting, heating, or otherwise fitting up the same, the board of chosen freeholders of any county lawfully authorized to maintain welfare-houses, may from time to time issue bonds in the manner otherwise provided by law in the corporate name and under the corporate seal of said county.

Bond issue
by county
for building,
etc.

DESERTION OF FAMILY

60. If any husband or father shall desert his wife or children, or if any woman shall so desert her child or children and leave them, or any of them, as public charges, the director of welfare may apply to the Domestic Relations Court or in the absence thereof to the Court of Common Pleas of the county, and the said court may order such suitable support and maintenances to be paid and provided by the said husband or wife, or either of them, to be made out of his property, and for such time as the nature of the case and circumstances of the parties render suitable and proper in the opinion of the court, and may compel the defendant to give reasonable security for such maintenance and support, and from time to time to make such further orders touching the same as shall be just and to enforce such orders; to issue process for the immediate sequestration of the personal estate and the rents and profits of the real estate of the party so charged, and to appoint the director of welfare, or another person, receiver thereof, and cause such personal estate and the rents and profits of such real estate, or so much thereof as shall be necessary, to be applied toward such maintenance and support as to the said court, shall, from time to time, seem reasonable and just, and to enforce the same by proceedings as for contempt. Such orders may be revised and altered by the court from time to time as circumstances may require.

Suitable
support in
cases of
desertion.

Security
exactd.

Process
issued.

Enforcement.

61. Service in the absence of said party so charged and the method of procedure shall be such as is provided in sections twenty-five, twenty-six and twenty-seven of

Method of
procedure.

Action at law for necessary amount to pay expenses.	an act entitled "An act providing for divorces and for decrees of nullity of marriage and for alimony and the maintenance of children" (Revision of 1907).
Sale of property.	62. The said county welfare board through the director of welfare, may bring an action at law from time to time in said court, in the same manner as actions are prosecuted on contract, for such amount as may be necessary to pay any expense incurred or unpaid, and upon recovery of judgment and the sale of any property, real or personal, of the defendant, the proceeds realized therefrom as in other cases on contract shall be paid to such county welfare board and applied by it for the support and maintenance of such deserted persons, or to reimburse the county or welfare board to the extent of the expenditures so made by it for such support and maintenance. Such sum so realized on execution sale and not immediately used shall be kept by said county welfare board in a separate account in a National or State bank in the place where said deserted wife or children, or any of them, are placed, or maintained. All surplus proceeds not expended for such purpose shall be the property of and payable to the said defendant.
Reimbursement.	63. Any husband or father, who shall willfully desert his wife or children, or any of them, or any woman who shall willfully desert her children, or any child who shall willfully desert his or her parents, or any of them, or either of whom who refuses or neglects to provide and maintain any such persons so deserted or neglected, shall be deemed and adjudged a disorderly person, and if any director of welfare otherwise having jurisdiction in such cases believes that such desertion or willful refusal or neglect to so provide for any such wife, children and parents, or any of them, will cause such family to become chargeable as poor persons to any county, it shall be his duty to make complaint thereof, under oath, before a magistrate having jurisdiction in the county where such persons reside or in the place where such father, husband or child resides.
Excess kept separately.	64. The proceedings against any husband, father, mother or child before such magistrate shall be in the manner provided in an act entitled "An act concerning disorderly persons" (Revision of 1898), approved June
Surplus.	
Penalty for willful desertion.	
Act under which proceedings taken.	

fourteenth, one thousand eight hundred and ninety-eight, approved May twenty-third, one thousand nine hundred and six, including the proceeding for the apprehension and appearance of such person so complained of. Such proceedings in such case where persons are chargeable as poor may be applied by the county welfare board through its agents, in the same manner as in section sixty-three set forth and in the act referred to.

65. A bond to the State of New Jersey may be required by such magistrate, with good and sufficient sureties, to be approved by him in the sum directed on the warrant, conditioned for his or her appearance before the magistrate who issued said warrant, at a time therein to be named, to answer said complaint, and abide all orders, judgments and decrees that may be made against such defendant touching said complaint.

Bond required.

66. Any such husband or father who deserts or willfully neglects or refuses to provide for and maintain his said wife or children, or any mother who so deserts or so willfully neglects or refuses to provide for and maintain her children, or any child who so deserts or willfully neglects or refuses to provide for and maintain his or her parents, who shall be in consequence thereof adjudged a disorderly person shall be committed to the workhouse or county jail of the county in which such person resided at the time of the desertion, for a period not exceeding sixty days in the discretion of said magistrate.

Father committed to jail.

67. Wherever necessary to carry out the provisions of any and all laws relative thereto, the functions and powers heretofore vested in and the duties required of, and heretofore exercised by the overseer of the poor, are transferred to, and vested in, and shall be exercised by the director of welfare, under the direction of the county welfare board.

Powers and duties of overseer of poor vested in director of welfare.

68. None of the provisions of this act shall be construed or held to repeal any of the provisions of the act entitled "An act concerning disorderly persons" (Revision of 1898), and the several supplements thereto and amendments thereof, nor the provisions of "An act establishing a court for the trial of juvenile offenders and defining its duties and powers," approved April

Construing act.

Functions,
powers,
duties
vested in
director.

Repealer.

Proviso.

eighteenth, one thousand nine hundred and three, and the several supplements and amendments thereof, nor an act entitled "An act to provide for the appointment of probation officers and defining their duties and powers," approved April second, one thousand nine hundred and six, and the various amendments and supplements thereto, nor "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, one thousand nine hundred and eighteen, and the various amendments and supplements thereto, nor an act to amend an act entitled "An act to amend an act entitled 'An act for the settlement and relief of the poor (Revision of 1911),' approved March twenty-seventh, one thousand nine hundred and twenty-eight," nor "An act for the creation of the State Board of Children's Guardians and for defining their duties and powers with respect to the maintenance, care and general supervision over indigent, helpless, dependent, abandoned, friendless and poor children now or hereafter becoming public charges of this State," approved March twenty-fourth, one thousand eight hundred and ninety-nine, and the various amendments and supplements thereto, but the functions, powers and duties heretofore exercised by the overseer of the poor therein are transferred to, vested in, and shall be exercised by the director of welfare under the direction of the county welfare board.

69. All acts and parts of acts, general, special and local, inconsistent with the provisions of this act be and the same are hereby repealed; *provided, however*, that nothing in this act shall be construed to alter, change or repeal the existing statutes affecting settlement and indigency in any county of this State, concerning the commitment, care and maintenance of the insane or the settlement or indigency of any alleged insane, epileptic, feeble-minded, or idiotic person and any existing statutes relating to the welfare of children or to provide home life for dependent children, except insofar as in conflict herewith and except that the functions and powers heretofore vested in and the duties required of and hereto-

fore exercised by the overseer of the poor under the provisions of any existing statutes, are transferred to, vested in, and shall be exercised by the director of welfare under the direction of the county welfare board.

70. Any part or parts of this act which may be found to be invalid or unconstitutional shall be severable, and the remainder of the act shall stand, and the provisions contained in this act shall not be construed to be exclusive and shall not be construed to repeal other provisions of the law not inconsistent herewith. Any particular grant of power contained in this act shall be held to be in specification but not in limitation of general powers.

As to constitutionality of act.

71. Nothing in this act, however, shall operate to repeal or nullify the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a civil service commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts supplementary thereto and amendatory thereof.

Civil service act not affected.

72. At the next general election to be held in November in the year one thousand nine hundred and thirty-one, the question of the adoption of the provisions of this act in each and every county of the State shall be submitted to the legal voters of the respective counties. Public notice thereof, as required by law, shall be given by the board of chosen freeholders of each respective county of the State by publication, not less than thirty days prior to said election, in one or more newspapers published and circulated in each said respective county, at least one of which is published in the county seat. At the said general election there shall be printed upon each official ballot the following: "If you favor the taking effect of the act entitled below, make an X or + mark in the square to the left of and opposite the word 'yes'; if you are opposed thereto make an X or + mark in the square to the left of and opposite the word 'no.'"

Referendum.

Notice.

Marking ballot.

Proposition.

	Yes.	An act for the settlement and relief of the poor and providing for county relief (Revision of 1931).
	No.	

The fact and date of the approval or passage of this act, as the case may be, shall be inserted in the appropriate place after the title in said ballot.

If the voter makes an X 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 the adoption of this act.

Counting votes.

If the voter makes an X or + 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 the adoption of this act, 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 the adoption of this act.

Canvass and returns.

A canvass and return of the votes cast in each respective county upon the question of the adoption of the provisions of this act shall be made by the board of canvassers in the same way and manner as for officers voted at such election, as other questions are submitted on referendum, and if a majority of the votes cast in any county for and against the adoption of this act shall be found to be in favor of its adoption it shall then, but not otherwise, become operative in such county.

If act not adopted.

Wherever the legal voters of any county shall have failed to adopt the provisions of this act as herein provided, the board of chosen freeholders of any county may thereafter propose by resolution, as in this act provided, to adopt the provisions of this act; the resolution so providing shall not be passed at the time of its proposal, however, but after such proposal the action thereon shall be adjourned for at least one month, when it shall be finally acted upon by the board of chosen freeholders of said county, except as herein provided. Within two weeks after the proposal of such resolution, notice of the time and place of final action thereon to be taken shall be published twice in two newspapers published and

Action by freeholders.

Notice of consideration of resolution.

circulated in the said county, at least one of which is published in the county seat. The final passage thereof may be adjourned thereafter to the next regular meeting of the said board of chosen freeholders. Upon the adoption of the said resolution by the said board of chosen freeholders, the question of the adoption of the provisions of this act in such county shall thereupon be submitted to the legal voters of such county at the general election next following the adoption of such resolution, public notice of which shall be given by the said board of chosen freeholders by publication, not less than thirty days prior to said election, in one or more newspapers published and circulated in the county, at least one of which is published in the county seat. At any such election in which the question of the adoption of the provisions of this act shall be submitted to the legal voters of any county, there shall be printed upon each official ballot the following: "If you favor the taking effect of the act entitled below, make an X or + mark in the square to the left of and opposite the word 'yes'; if you are opposed thereto make an X or + mark in the square to the left of and opposite the word 'no.'"

Final passage.

Question
submitted
to voters.Marking
ballot.

Proposition.

Yes.	An act for the settlement and relief of the poor and providing for county relief (Revision of 1931).
No	

The fact and date of the approval or passage of this act, as the case may be, shall be inserted in the appropriate place after the title in said ballot.

If the voter makes an X 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 the adoption of this act.

Counting
votes.

If the voter makes an X or + 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 the adoption of this act, 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 the acceptance of this act.

Canvass and
returns.

A canvass and return of the votes cast in any such county upon the question of the adoption of the revision of this act shall be made by the board of canvassers in the same way and manner as for officers voted at such election, as other questions are submitted on referendum, and if a majority of the votes cast in any such county for and against the adoption of this act shall be found to be in favor of its adoption it shall then, but not otherwise, become operative in such county.

When act
operative.

Proviso.

73. This act shall take effect immediately, but its provisions shall remain inoperative until it shall have been adopted as in this act provided, and when the provisions hereof have been so adopted by the electors of any county as heretofore provided, the board of chosen freeholders of such county shall provide by resolution for its operation on the second day of January next following the said referendum.

Approved April 28, 1931.

CHAPTER 374.

An act to amend an act entitled "An act to regulate elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

Par. 46
amended.

1. Article V, paragraph forty-six, section three, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

COUNTY COMMITTEE

Membership and Organization.

County party
committees
elected at
primary.

Par. 46, Sec. 3. The members of the county committees of political parties shall be elected annually at the primary for the general election in the manner provided in this act for the selection of party candidates to be voted for at the general election by voters of a

municipality. The county committee shall consist of one male and one female member from each unit of representation in the county, the male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. Members of the county committee shall actually reside in the districts or units which they respectively represent. The county committee shall determine by its by-laws the units into which the county shall be divided for the purpose of representation in the county committee. The members of the county committee of each of the political parties hereafter elected shall take office on the first Monday following their election, on which day the terms of all members of such committees heretofore elected shall terminate. The annual meeting of each county committee shall be held on the second Monday following the primary election, at an hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing county committee to each member-elect, at which annual meeting the members of such committee shall elect some suitable person as chairman, to hold office for one year, or until his successor is elected. Such chairman shall preside at all meetings of the committee, and shall perform all duties required of him by law and the constitution and by-laws of such committee. Said committee shall have power to adopt a constitution and by-laws for their proper government. A member of a county committee of any political party may resign his said office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of the county committee of any political party, caused by death, resignation, failure to elect or otherwise, shall be filled for the unexpired term by the municipal committee of the municipality wherein the vacancy occurs, if there is such committee, and if not then by the remaining members of the county committee of such political party representing the territory in the county in which such vacancy shall occur. The chairman of the county committee of the several political parties shall before the first day of April certify to the

How com-
posed.

Residence.

County
units.When to
take office.

Organization.

By-laws.

Vacancies.

Unit of
representa-
tion certified
to clerks.

clerk of each municipality in the county, and to the county board in such county, the unit of representation in such municipality, together with the enumeration of the election district or districts embraced within such unit.

Par. 105
amended.

4. Article X, paragraph one hundred and five, section three, of the act of which this act is an amendment be and the same is hereby amended so as to read as follows :

County Clerks to District Clerks.

Registry list
delivered to
district clerk.

Par. 105, Sec. 3. It shall be the duty of the county clerk, whenever application shall be made to him by the district clerk of the board of education in any municipality in the county, to turn over at once to such district clerk in accordance with such application the register of voters of the last preceding general election to be used in connection with any annual or special school election; *provided, however*, that the said register shall be returned to said county clerk by said district clerk within two days after the annual or special school election in connection with which they were used.

Proviso.

Par. 138
amended.

5. Article XII, paragraph one hundred and thirty-eight, section five, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Body of the Ballot.

Details as to
printing.

Par. 138, Sec. 5. From each end of said six-point diagram rule there shall be printed a four-point diagram rule extending at right angles, and from said six-point rule to within not less than a half inch of the lower edge of the paper. Between these four-point rules and parallel to them and beginning at the six-point rule there shall be printed eight-point diagram rules to divide the ballot into vertical columns.

Par. 145
amended.

6. Article XII, paragraph one hundred and forty-five, section twelve, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

ARRANGEMENT OF PUBLIC QUESTIONS

Drawing for Position on Ballot.

Par. 145, Sec. 12. The county clerk shall draw lots to determine the order in which public questions shall appear upon the ballot for general election in substantially the same manner as the drawing is made for the arrangement of candidates' names upon the ballot; *provided, however, that all public questions to be voted for by the voters of the entire State shall be placed first and shall be in the order as certified by the Secretary of State, that all public questions to be voted for by the voters of a county, shall be next in order and as drawn by the county clerk, and that all public questions to be voted for by the voters of a municipality shall be last and in the order as drawn by the county clerk, and such public questions shall be printed upon the ballot in that order.*

Position
determined
by lot.

Proviso.

7. Article XIV, paragraph one hundred and seventy, section five, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 170
amended.

Registration and Voting Requirements.

Par. 170, Sec. 5. The said board shall permit no person to vote whose name does not appear on the signature copy register or register of voters, as the case may be, of their election district or whose name shall have been ordered removed from said register by the justice or judge, as the case may be, as herein provided; *provided, however, that in municipalities not having permanent registration any qualified elector whose name does not appear upon the register of voters in the election district in which said elector is qualified to vote, may, upon application to the district board on any general or special election day, have his name placed upon said register of voters; provided, that he shall first have signed, sworn to or duly affirmed, and filed an affidavit with said district board which affidavit shall be on a form to be supplied by the county clerk, and which shall show that the affiant is eligible to register and vote*

Must be
registered
before voting.

Proviso.

Registering
on election
day.

Proviso.

in that district and which shall set forth the place of his residence, the fact that he actually resides at that place, the length of time of such residence, and also all the facts necessary to qualify him as a voter under the Constitution of this State. After his name has been so placed upon said register of voters he shall be entitled to vote; *provided, however*, that nothing herein contained shall in any way affect the right to challenge such vote or the determination of the right of a challenged person to receive a ballot, as set forth hereinafter in this act.

Proviso.

Par. 187
amended.

8. Article XIV, paragraph one hundred and eighty-seven, section twenty-two, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Determination of Right of Challenged Person to Receive Ballot.

Determina-
tion of right
to vote.

If claim
sustained.

Question put
to board.

Par. 187, Sec. 22. In all municipalities the district boards shall in no case give a ballot to any person, unless they shall be satisfied that such person is in all respects qualified and entitled to vote; and, for the purpose of satisfying themselves as to the right of any person who shall claim a right to vote they shall have power to examine such person, and any other person or persons, under oath or affirmation, touching such right, except as hereinbefore restricted. The said board shall determine the right of such voter to vote, after making use of, and giving due weight to, the evidence afforded by his signature, if any, and the said answers, and if any member of such board shall give or assent to give a ballot to any person challenged, without requiring such person to take the oath or affirmation hereinbefore prescribed to be made upon such challenge, and such person shall not be qualified and entitled to vote, such member so giving or assenting to give a ballot, shall be deemed and taken to have given to such person a ballot, knowing it to be illegal. The question as to the giving of such ballot to said person shall be put in the following form: "Shall a ballot be given to this person by this board?"

If a majority of the board shall decide to give a ballot to such voter or in case of a tie vote, such voter shall be given a ballot and then be allowed to vote.

Voting.

If a majority of the board shall decide against giving a ballot to such voter no ballot shall be given. It shall be the duty of such board upon demand of a member of the board or any other citizen, to forthwith issue a warrant for the arrest of such person and deliver the same to a peace officer, who shall forthwith arrest such person, and the right to challenge voters shall exist until the ballot shall have been deposited in the ballot-box.

Not voting.
Right to
arrest.

Every such challenge and the determination of each member of said board shall in every instance be recorded in the "Remark Column" of the poll-book used at the election at which said challenge has been made.

Record kept.

Any member of a district board of elections who refuses or neglects to comply with the provisions of this section may be summarily removed from office by the county board of elections, any judge of the Court of Common Pleas, the Circuit Court judge or the Supreme Court justice.

Removal of
election
officer.

9. Article XIV, paragraph one hundred and ninety-one, section twenty-six, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 191
amended.

Voting in Personal Choice Column.

Par. 191, Sec. 26. Nothing contained in this act shall prevent any voter from writing or pasting under the proper title of office in the column designated Personal Choice the name or names of any person or persons for whom he desires to vote whose name or names are not printed upon the ballot for the same office or offices, and shall mark a cross X or plus + in the square at the left of such name; *provided*, that said writing shall be in black ink or black lead pencil; *and provided*, that all pasters shall be printed with black ink on white paper.

Voting inde-
pendently.

Proviso.
Proviso.

10. Article XVII, paragraph two hundred and sixteen, section one, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 216
amended.

DISPOSITION OF BALLOT-BOXES, ELECTION RECORDS
AND ELECTION EQUIPMENT

GENERAL ELECTIONS

Election Records Placed in Ballot-Box.

Ballots, etc.,
placed in
box after
count.

Delivery of
poll-book to
county clerk.

Delivery of
poll-book to
commissioner
of registration.

Par. 220
repealed.

Par. 221
amended.

Par. 216, Sec. 1. As soon as the election shall be finished, and the votes canvassed and the statements made and certified by the district board as herein required, all ballots which have been cast, whether the same have been canvassed and counted or rejected for any cause, and one tally-sheet, spoiled and unused ballots shall be carefully collected and deposited in the ballot-box. In municipalities not having permanent registration the general election poll-book shall not be placed in the ballot-box, but shall be delivered to the county clerk. In municipalities having permanent registration, the general election poll-books shall not be placed within the ballot-box, but shall be delivered immediately by the district board to the commissioner of registration. The commissioner shall return said general election poll-books to the said municipal clerks not later than one month preceding the next general election.

11. Article XVII, paragraph two hundred and twenty, section five, of the act to which this act is an amendment be and the same is hereby repealed.

12. Article XVII, paragraph two hundred and twenty-one, section six, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Disposition of Register of Voters.

Register
filed with
county clerk.

Par. 309
amended.

Par. 221, Sec. 6. Not later than noon of the day following the canvass of the votes cast at the general election the register of voters, kept and checked by the district boards in municipalities not having permanent registration shall be filed by said board with the county clerk.

13. Article XXII, paragraph three hundred and nine, section forty-four, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Keeping of Party Primary Poll-Books.

Par. 309, Sec. 44. There shall be kept in all municipalities a primary party poll-book for each political party, which shall be called and labeled Primary Party Poll-Book, inserting the proper name of the political party. The district board shall cause the name and address of each voter at said primary election to be written in ink, in the primary party poll-book of the political party in whose ballot-box said vote is deposited; *provided, however*, that, in municipalities having permanent registration, said primary party poll-books shall have the same number of columns and be arranged and used in the same manner as the poll-books for the general election, with the same provision for persons who are unable to sign their names and the district board shall proceed in the same manner as in the case of voters who are unable to sign their names at the general election. Each of these primary party poll-books shall be signed by the members of the district board at the close of said primary election and delivered by said board, in municipalities having permanent registration, to the commissioner of registration, not later than noon of the day following such primary election.

Primary party poll-book.

Voter's name written.

Proviso.

Signing poll-books at close of election.

Delivery of party poll-books.

In municipalities not having permanent registration, the party primary poll-books shall be returned to the county clerk within a like period of time.

14. Article XXII, paragraph three hundred and ten, section forty-five, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 310 amended.

Balloting Regulations.

Par. 310, Sec. 45. No voter shall be allowed to vote at said primary election unless his name appears in the signature copy register or primary election registry book; *provided, however*, that in municipalities not having permanent registration any qualified elector whose name does not appear upon the primary election registry book, may, upon application to the district board on the primary election day, have his name placed upon said primary election registry book by said district

Who may vote.

Proviso.

Entering name on primary day.

May vote.	board. After his name has been so placed upon said primary election registry book, he shall be allowed to vote at said primary; <i>provided</i> , that he shall first have signed, sworn to or duly affirmed, and filed an affidavit with said district board which affidavit shall be on a form to be supplied by the county clerk, and which shall show that the affiant is eligible to register and vote in that district and which shall set forth the place of his residence, the fact that he actually resides at that place, the length of time of such residence, and also all the facts necessary to qualify him as a voter under the constitution of this State.
Proviso.	
Voting in another party box.	A member of any political organization espousing the cause of a candidate or candidates of any political party shall be ineligible to vote in the primary of another political party while such membership is in force and effect or within one year thereafter; such person shall be deemed for all intents and purposes a member of the political party whose candidate or candidates such organization is espousing.
Membership in party.	A voter who votes in a primary election of a political party shall be deemed to be a member of that party until two full years have elapsed after casting of such party primary vote.
Voting by non-party elector.	A voter who has not voted in a primary election of a political party for two years shall not be permitted to vote in any primary election of a political party until he has first signed and filed with the district board an affidavit which shall contain the following declaration:
Declaration of intent.	"I am a member of the party (giving name of party) and am not a member or identified with any other political party. I intend to vote for the nominees of the said party at the next ensuing general election. I am not a member of any political organization espousing the cause of candidates of any other political party."
Party member.	A member of the county committee of a political party and a public official or public employee holding any office or public employment to which he has been elected or appointed as a member of a political party, shall be deemed a member of such political party.
Contributing toward party.	Any voter who, within one year preceding any primary election, has contributed toward the campaign

funds of a political party, shall not be eligible to vote in the ballot-box of any other political party at such primary election.

Any person voting in the primary ballot-box of any political party in any primary election in this State in contravention of the election law of this State, shall be guilty of a misdemeanor, and any person or persons who aid or assist any such person in such violation of the law or by means of public proclamation or order, or by means of any public or private direction or suggestions, or by means of any help or assistance or co-operation shall likewise be guilty of a misdemeanor.

Penalty for improper voting.

15. Article XXII, paragraph three hundred and eleven, section forty-six, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 311 amended.

Ascertainment of Right to Vote.

Par. 311, Sec. 46. Each voter offering to vote shall announce his name and the party primary in which he wishes to vote. The district board shall thereupon ascertain by reference to the signature copy register or the primary election registry book required by this act, and, in municipalities not having permanent registration, if necessary by reference to the primary party poll-books of the preceding primary election, that said voter is registered as required by this act, and also that he is not ineligible or otherwise disqualified by the provisions of the next preceding section; in which event he shall be allowed to vote.

Ascertaining right to vote.

16. Article XXII, paragraph three hundred and twenty-three, section fifty-eight, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 323 amended.

ALL PRIMARIES

Return of Election Documents, Equipment, Etc.

District Boards to Municipal Clerks.

Par. 323, Sec. 58. At the close of all primary elections held according to the provisions of this act, and after counting the ballots cast at such primary and

Ballots placed in box and delivered to municipal clerk.

Keys to county clerk.	making the statements thereof as herein provided, each district board shall place all ballots voted at such election and all spoiled and unused ballots inside the ballot-boxes used at said election, and after locking and sealing the same, shall forthwith deliver said ballot-boxes to the municipal clerk and the keys thereof to the county clerk. The district board in municipalities not having permanent registration shall deliver to the county clerk the party primary poll-books of the previous year, together with the primary election registry books, and the primary party poll-books made up at the current primary election; <i>provided, however</i> , that in all municipalities having permanent registration, the signature copy register binders and the current primary party poll-books shall be returned by the district boards to the commissioner, not later than noon of the day following the primary election for the general election.
Delivery of poll-books.	
Proviso.	
Returning party poll-books to municipal clerks.	The said commissioner shall return the primary party poll-books to the municipal clerks, in municipalities having permanent registration, not later than one month preceding the next primary election.
Register returned to county clerk.	In all municipalities not having permanent registration, the register of voters shall be returned by the district boards to the county clerk, not later than the day following the primary election for the general election.
Delivery before third registry day.	The said county clerks shall, during the ten days next preceding the third registry day deliver, at their offices or in any other way they may see fit, the register of voters to the respective district boards.
Par. 324 amended.	17. Article XXII, paragraph three hundred and twenty-four, section fifty-nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Primary Books Open for Public Inspection.

Party books open to inspection.	Par. 324, Sec. 59. The said party primary poll-books shall be subject to public inspection, and any voter whose name appears therein may apply to the judge holding the common pleas court for his county, at any time prior to the next primary election to have his name stricken from said book, and said judge shall have power to hear said application in a summary way, at such
Removal of name.	

time, and upon such notice to such person as he may prescribe, and if satisfied that the applying voter's name has been improperly placed on said primary book, said judge may make an order directing the commissioner, the county clerk or the municipal clerk, as the case may be, to erase said name from said primary book, and said commissioner or clerk, as the case may be, shall thereupon erase the same.

18. Article XXII, paragraph three hundred and twenty-five, section sixty, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 325
amended.

Custody of Party Primary Poll-Books.

Par. 325, Sec. 60. Said party primary poll-books, in municipalities not having permanent registration, shall be kept by said county clerk until the ensuing primary election, and then delivered by him to the respective district boards for use as herein provided at such ensuing primary election.

Care of party
books.

19. Article XXVII, paragraph three hundred and seventy-six, section eight, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 376
amended.

DISPOSITION OF REGISTERS OF VOTERS

Filing and Custody.

Par. 376, Sec. 8. Said district boards shall keep the register of voters in their possession for use on general election day, after which they shall file same with the county clerk.

Use and dis-
position of
register.

20. Article XXVII, paragraph three hundred and seventy-seven, section nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 377
amended.

Transfers in Municipalities Not Having Permanent Registration.

Par. 377, Sec. 9. Transfers shall be granted on any election day, but not on a registration day by the district boards in municipalities not having permanent registra-

Transfers
granted by
district
boards.

tion to any legal voter who shall make proof under oath to the satisfaction of said district board that he has moved from the election district in said municipality in which he is registered, since the day on which he was registered, and that he has moved into another district in any municipality. Such transfer and order of the district board shall be signed by said board or a majority thereof, directing the district board of the district in which said voter now legally resides to allow said voter to vote; *provided, however,* that where a voter is transferred from a municipality not having permanent registration to a municipality which has permanent registration, the district board before allowing said voter to vote shall comply with and be subject to the provisions regarding emergency voting forms under permanent registration. Before said transfer and order has been signed said district shall strike the name of said voter from the register of voters.

Order signed.

Proviso.

Removal of name.

Par. 393 amended.

21. Article XXVIII, paragraph three hundred and ninety-three, section fifteen, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

CHECK-UP BY COMMISSIONER

Par. 393, Sec. 15. For the purpose of preventing fraudulent voting and for eliminating names improperly registered, the commissioner of registration in counties of the first class, and the county board of elections in all other counties, shall, within ninety days after each general election, send by government reply postal card to each registrant who failed to vote at such election, to his registered address, a notice substantially as follows:

Query.

"Please answer the question as to residence and removal as indicated on attached reply card.

.....
Commissioner of Registration.

Reply card provided.

The reply card shall be addressed to the commissioner and shall bear substantially the following questions with appropriate spaces for answers:

"1. Do you still reside at the address to which this notice has been mailed?

"2. If not, where do you now reside? (stating street address and city or town to which you have moved).

"Signed"

The commissioner in counties of the first class, and the county board of elections, in all other counties, may also, and in addition to the method hereinbefore provided, direct, at any time, an authorized clerk or clerks to make any personal investigation which the commissioner and/or county board of elections may deem necessary to establish the fact of continued residence or of removal of any registrant.

Investigation.

In case of registrants who have been found to the satisfaction of the commissioner in counties of the first class and the county board of elections in all other counties, to have moved from one address to another within the same district, the commissioner in counties of the first class and the county board of elections in all other counties, shall correct his or their records accordingly.

Correcting record.

In case of registrants so found to have moved from a district in a municipality having permanent registration to another district in the same or in another municipality having permanent registration, within the county, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such registrants to be transferred to the proper signature copy registers.

Transfer of name.

In case of registrants so found to have moved from a municipality having permanent registration to a municipality not having permanent registration, within the county or to any place outside the county or State, the commissioner in counties of the first class and the county board of elections in all other counties, shall cause the permanent registration forms of such persons to be transferred to the inactive file. Such persons upon return to any municipality having permanent registration, within the county, shall be required to re-register before being allowed to vote.

Transfer to inactive file, if voter moved.

Re-registering.

Registrant
notified.

The registrant shall be notified by the commissioner by mail of any transfer made pursuant to this section to the inactive file for any cause other than information received from the registrant himself. This notice shall be in addition, to the notice by publication, hereinafter provided for.

Notice to be
published.

The county board of elections in counties, other than counties of the first class, before removing, for any reason whatsoever, the permanent registration forms of any registrant from the signature copy registers, or before transferring such forms to the inactive file, shall cause to be published a notice setting forth the proposed action of the commissioner and/or county board of elections. This notice shall contain the list of the names and registered addresses of all registrants to be affected by the proposed action. Such notice and list shall be published at least two (2) entire days prior to the removal of such names and shall be published in two (2) or more daily newspapers published within the county, one of which newspapers, at least, shall be published in the municipality affected. Such notice and list shall, in addition, specify the reason or reasons for the contemplated removal or transfer of the permanent registration forms of the registrants affected. Such notice and list shall be published in the manner aforesaid prior to the second Tuesday preceding any election.

Details of
publication.

Regarding
removal
of name.

In no event shall the permanent registration forms or voting record of any registrant be removed or transferred to the inactive file, for any reason whatsoever, subsequent to the second Tuesday preceding any election, until after such election; nor shall the permanent registration forms or voting record of any registrant in counties other than counties of the first class be removed or transferred to the inactive file for any reason whatsoever, if the name of such registrant is not first published in the manner aforesaid.

Application for Order to Vote.

Persons
affected may
apply for
order to vote.

Any person or persons, affected by any action of the commissioner, in counties of the first class, or the county board of elections in counties other than counties of the first class shall, during the two weeks immediately

preceding any election and on election day, have the right to make application to any judge of the court of common pleas of that county, for the purpose of obtaining an order entitling such person or persons to vote or register in the district which such person or persons actually reside. The burden of proof shall be upon the applicant. The judge of the court of common pleas, if satisfied that the applicant is entitled, under the law, to vote at such election, and after determining the election district in which such person actually resides, may issue an order directing the district board of that district to permit such person to vote. If such applicant shall be refused the right to vote, due to the inability of the district board or of the commissioner of registration, or of the county board of elections, to find the permanent registration forms of such applicant, then in addition, such applicant shall establish by reference to his signature in poll-books of former elections, or by reference to the registry lists of former elections, that he was previously registered. Such evidence shall be deemed sufficient to establish the fact that the applicant was formerly registered. If the order is directed to a district board in municipalities having permanent registration, the district board shall certify and return the order at the close of the election to the commissioner who, thereupon, shall restore the permanent registration forms of such person to the active file.

Order by
court.

Establishing
right to vote.

Evidence
sufficient.

Order to
board.

If the applicant shall have been denied the right to register, then on the receipt of such order, the commissioner of registration shall forthwith notify such applicant to appear before him, on the day following the election or thereafter, in order to be registered, in accordance with the provisions of the act to which this act is an amendment.

Registration
of voter
denied right.

22. Article XXVIII, paragraph three hundred and ninety-seven, section nineteen, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 397
amended.

CORRECTION OF RECORDS BY COMMISSIONER

Transfer of
stricken
names to
inactive list.

Par. 397, Sec. 19. The commissioners shall transfer to the inactive file the permanent registration and record of voting forms of such persons as the justice of the Supreme Court, the judge of the circuit court, or the judge of the common pleas court may, as hereinafter provided, order stricken from the signature copy register.

Registrant
notified.

The registrant shall be notified by the commissioner by registered mail of any transfer made pursuant to this section.

Caption of
par. 405
changed.

23. Article XXIX of the act of which this act is amendatory be and the same is hereby amended by changing the caption of paragraph four hundred and five, section one, to read as follows:

REGISTERING VOTERS FOR MUNICIPAL ELECTIONS IN
COMMISSION-GOVERNED MUNICIPALITIES IN COUNTIES
OF THE FIRST CLASS OTHER THAN CITIES OF THE FIRST
CLASS

Par. 406-a
added.

24. Article XXIX of the act of which this act is an amendment be and the same is hereby amended by inserting one additional paragraph to be designated as paragraph four hundred and six-a, section three, said paragraph to read as follows:

REGISTERING VOTERS FOR MUNICIPAL ELECTIONS IN
COMMISSION-GOVERNED MUNICIPALITIES IN
COUNTIES OTHER THAN COUNTIES
OF THE FIRST CLASS

County
boards to
add names
to register.

Par. 406-a, Sec. 3. It shall be the duty of the county boards in counties other than counties of the first class to sit at a place convenient to the voters on such days and during such hours as the county boards shall deem necessary during the two weeks immediately preceding the second Tuesday prior to any election held in municipalities having permanent registration or held under the provisions of "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred

and eleven, the title to which was amended to read as above set forth by an act approved April second, one thousand nine hundred and twelve, and the amendments thereof and the supplements thereto, for the purpose of adding the names of all qualified voters to the signature copy registers or registers of voters, as the case may be, who were not registered or did not register or vote at the general election last preceding the holding of such municipal election under the aforementioned act; and if upon application by any qualified voter, it is made to appear to such county board 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 or an order shall be made, as the case may be, by such county board directing the proper district board to add the name of such person to the register of voters and to permit such voter to vote and such order shall be filed with the district board and shall be returned by said district board to the clerk of the municipality wherein such election is held, immediately after the holding of such election, to be kept and filed in the office of such clerk for at least a period of one year; *provided*, that there shall be filed by said applicant for registration with the said county board an affidavit containing the information requisite to be given under the election and registry laws of this State. Whenever any such election is to be held, the municipal clerk shall, within two days after the day on which the time is fixed by the governing body of the municipality for holding said municipal election, notify the county board as to the day upon which said election is to be held; *provided, further*, that all registrations made pursuant to this section shall otherwise conform to the permanent registration provisions of this act and have the same force and effect as if made thereunder.

Name
added.

Permit to
vote.

Proviso.

Notification
of municipal
election.

Proviso.

25. Article XXXVII, paragraph five hundred and forty-six, section nineteen, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 546
amended.

Statement of Campaign Manager Before Election.

Itemized
statement
filed before
election.

Par. 546, Sec. 19. On the Friday or Saturday next preceding any primary, general, municipal or special election, the campaign manager of any candidate who is to be voted for at such election shall file, as hereinafter provided with the officer with whom the candidate is required to file his acceptance of nomination, an itemized statement, showing in detail all moneys, or other thing of value, contributed, donated, subscribed or in anywise furnished or received for the use of such candidate, or coming into his custody or under his control, directly or indirectly, as campaign manager for such candidate, together with the name and address of the amount contributed, donated or subscribed by each contributor, donor or subscriber, to the date of such statement, together with a statement of the total amount expended, or liability incurred by or on behalf of such candidate, or in furtherance or in aid of such candidacy; *provided, however*, that any candidate who is prohibited by this act from expending more than five hundred dollars shall not be required to file a statement prior to any election; *provided, however*, that, if in the statement herein required, no money has been received or expended, no further statement shall be required of a candidate or of a campaign manager after said election.

Proviso.

Proviso.

Statement
verified.

Such statement shall be verified by the affidavit of the said campaign manager, which affidavit shall be substantially in the following form:

State of New Jersey, County of, ss.

Form of
statement by
campaign
manager.

I, (name of campaign manager), being campaign manager of (name of candidate), a candidate for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of (name of office or party position) at the (primary or general, as the case may be) election, to be held on the day of in the (county, district or other political division of) in the State of New Jersey, do solemnly swear (or affirm) that the foregoing statement is a true and accurate statement in detail of all moneys contributed, donated, subscribed or in anywise furnished or received for the use of said

candidate as aforesaid, or coming into my custody or under my control, directly or indirectly, as campaign manager for such candidate, together with the name and address of each contributor, donor or subscriber or furnisher, and the amount contributed, donated, subscribed or furnished by each; that all said moneys were deposited by me within twenty-four hours after the same were received, in the bank, to the credit of the account known as the campaign fund of , with a true and accurate list of each contributor, or donor, or subscriber, or furnisher thereof, and the amount contributed, donated, subscribed, or furnished by each; that no money, or other thing of value, has been received by me, or in anywise come into my custody or under my control, except as above stated; that to the best of my knowledge, information and belief, no money has been received by said candidate, or by anyone in his behalf, for use in aid of or in furtherance of his candidacy, except as above stated; that the above statement of the total amount expended or liability incurred by or in behalf of the said candidate, or in aid of or in furtherance of his candidacy, is a true and accurate statement; that no money has been expended, and no expenditure has been authorized by me, directly or indirectly, for any purpose or in any manner not permitted by law, and that to the best of my knowledge, information and belief no money has been expended by said candidate, or by anyone in his behalf, or in furtherance or aid of his candidacy for any purpose or in any manner not authorized by law; that no moneys were expended by me in furtherance of or in aid of said candidacy prior to the day of (the date eight or four months prior to the primary, general, municipal or special election at which said candidate is to be voted for, or, in case said candidate has publicly announced his candidacy at an earlier date than eight or four months prior to the election at which such candidate is to be voted for, then the affidavit in lieu of the last clause shall contain the following:) that said publicly announced his candidacy for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of

..... on the day of
 and on the day of I was
 appointed campaign manager of said campaign; that
 no money was expended by me in furtherance of or in
 aid of such candidacy prior to the date of my said
 appointment, and that, as I am informed and believe,
 no money was expended by the said candidate, or by
 anyone in his behalf, or in furtherance of or in aid of
 his candidacy, prior to the date of my said appointment
 as campaign manager; *provided, however*, that when the
 candidate is also his own campaign manager, the
 affidavit required by the last paragraph of this section
 need not be filed. The portion of this statement regard-
 ing the deposits of campaign funds shall be omitted
 when the candidate is not required to designate a
 depository.

Proviso.

Affidavit by
 candidate
 attached.

The said candidate shall also make and attach to said
 statement an affidavit substantially in the following
 form:

State of New Jersey, County of, ss.

I, (give name), a candidate for
 at the (primary, special, charter or
 general, as the case may be) election, to be held in the
 State of (county or,
 district of, or other political division,
 as the case may be), on the day of,
 do solemnly swear (or affirm) that I have not received
 or contributed any money, or other thing of value, for
 use in my candidacy, or to be expended in furtherance
 of or in aid of said candidacy, except as appears in the
 above statement; that all money, or other thing of value
 which has come into my hands for use in my said
 candidacy has been immediately turned over to
, the above named campaign manager; that
 the above statement of the total amount expended in my
 behalf, or in furtherance of or in aid of my said candi-
 dacy, is true, to the best of my knowledge, information
 and belief; that I have not expended any money, or other
 thing of value, or incurred any liability, or authorized
 the expenditure of money, or other thing of value, or the
 incurrence of any liability for any purpose other than

that permitted by law, or in any manner except through my said campaign manager, in the manner required by this act; that to the best of my knowledge, information and belief no money has been expended by anyone in my behalf, or in furtherance of or in aid of my candidacy for any purpose nor in any manner not authorized by said act; that no money was expended by me, nor, to the best of my knowledge, information and belief, by anyone in my behalf, prior to the day of (eight or four months prior to the election day at which such candidate is to be voted for, or, if said candidate publicly announced his intention of becoming a candidate at an earlier date than eight or four months prior to said election day, then the affidavit in lieu of the last preceding sentence shall contain the following:) that I publicly announced my candidacy for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of on the day of and appointed as my campaign manager on the day of; that prior to the appointment of my said campaign manager no money, or other thing of value, was expended, or liability incurred, by me, nor was the expenditure of any money, or other thing of value, or the incurring of any liability in furtherance of or in aid of my candidacy, by anyone whatsoever, authorized by me prior to the day of, the date of appointment of my said campaign manager.

26. Article XXXVII, paragraph five hundred and forty-seven, section twenty, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Par. 547
amended.

STATEMENT OF CAMPAIGN MANAGER AFTER ELECTION

Par. 547, Sec. 20. Within twenty days after any primary, general municipal or special election, the campaign manager of any candidate for nomination for or candidate for election to any public office shall file, as herein-after provided, with the officer with whom the candidate

Statement to
be filed after
election.

is required to file his acceptance of nomination a statement of the total amount expended, or liability incurred, by or in behalf of such candidate, or in furtherance of or in aid of such candidacy, which statement shall include the total amount named in the statement of expenses filed prior to such election, as well as the total amount of expenses incurred subsequent to the date of filing such last-named statement; *provided, however*, that when the candidate is also his own campaign manager, the affidavit required by the last paragraph of this section need not be filed.

Proviso.

Statement
verified by
campaign
manager.

Such statement shall be verified by the affidavit of such campaign manager, which affidavit shall be in substantially the following form:

Form of.

State of New Jersey, county of, ss.

I, (name of campaign manager),
campaign manager of (name of
candidate), a candidate for at the
. (primary, special, charter or general,
as the case may be) election, held in the State of
. (county of,
district of, or other political division,
as the case may be), on the day
of, do solemnly swear (or affirm)
that no money has been received by me in behalf of such
candidate, or come into my custody, or under my control,
directly or indirectly, since the day
of (five days previous to the elec-
tion at which such candidate was voted for); that the
foregoing statement is a true and accurate statement
of the total amount expended or liability incurred by or
in behalf of said candidate, or in furtherance of or in
aid of his said candidacy; that no money has been
expended and no expenditure has been authorized by me,
directly or indirectly, for any purpose or in any manner
not permitted by law, and that, to the best of my
knowledge, information and belief, no money has been
expended by said candidate, or by anyone in his behalf,
or in furtherance or aid of his candidacy, for any pur-
pose, or in any manner not authorized by law; that I
have not authorized, directly or indirectly, the expendi-
ture of any money, or other thing of value, or the

incurring of any liability in furtherance or in aid of the candidacy of said, except from the campaign fund of said, duly deposited in the bank (or trust company, as the case may be), and that every voucher upon which funds have been withdrawn from said account has truly stated the purpose for which such withdrawal was made. The portion of this statement regarding deposits of campaign funds shall be omitted when the candidate is not required to designate a depository.

Such statement shall also be verified by the affidavit of the candidate, in substantially the following form:

Affidavit by
candidate.

State of New Jersey, County of, ss.

I, (giving name), a candidate for at the (primary, special, charter or general, as the case may be) election, to be held in the State of (county of, district of, or other political division, as the case may be), on the day of, do solemnly swear (or affirm) that I have not received or contributed any money, or other thing of value, for use in my said candidacy, or to be expended in furtherance or in aid of said candidacy, after the day of, nineteen hundred and (the date five days previous to the election at which such candidate was voted for); that the above statement of the total amount expended in my behalf, or in the furtherance or aid of my said candidacy, is true, to the best of my knowledge, information and belief; that I have not expended any money, or other thing of value, or incurred any liability, or authorized the expenditure of any money, or other thing of value, or the incurrence of any liability for any purpose other than that permitted by law, or in any manner except through (name of campaign manager), my campaign manager, in the manner required by an act entitled "An act to regulate elections" (Revision 1930), approved April eighteenth, one thousand nine hundred and thirty" and the amendments thereto and the supplements thereof; that to the best of my knowledge, information and belief no money has been expended by any one in my behalf,

Form of
affidavit.

or in furtherance or aid of my candidacy for any purpose or in any manner not authorized by said act.

Par. 548
amended.

27. Article XXXVII, paragraph five hundred and forty-eight, section twenty-one, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

STATEMENT OF CAMPAIGN MANAGER UNABLE TO
COMPLETE DUTIES

Partial
reports.

Par. 548, Sec. 21. Any campaign manager who shall be removed or who shall resign shall, unless physically unable so to do, file the report of receipts and expenditures, up to the date of such resignation or removal, stating and verifying the same as required by this act. The failure of such campaign manager to file such report shall not affect the candidacy of such candidate unless such failure was counselled or caused by such candidate.

Candidacy
not affected.

Repealer.

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

Approved April 28, 1931.

CHAPTER 375.

An Act prohibiting any person or corporation from erecting, setting, operating or maintaining any fish pound net in the waters of the Atlantic Ocean, without first obtaining a license for such purpose from the Board of Fish and Game Commissioners of this State, and providing penalties for the violation thereof.

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

License to
operate fish
pound nets.

1. It shall be unlawful for any person or persons, corporation or corporations, to erect, set, operate or maintain any fish pound net or nets in the waters of the Atlantic Ocean, within three nautical miles from the coast line of this State, without first obtaining a license for such purpose as hereinafter provided.

2. Applications for licenses for the purpose mentioned in the first section of this act shall be made to the Board of Fish and Game Commissioners. Said board shall, upon the payment to them of the sum of fifty dollars, for each fish pound net to be erected or set in the Atlantic Ocean, as a license fee, issue to the person or persons, corporation or corporations, applying therefor and paying said sum as aforesaid, if entitled thereto under the provisions of this act, a license duly signed by the secretary of said board to erect, set, operate and maintain a fish pound net in the waters above specified. The method of numbering and identification of pounds shall be such as may be determined by the Board of Fish and Game Commissioners. No pound, except pounds heretofore established, shall be set, erected, operated or maintained in the Atlantic Ocean within one and one-half miles of any other pound, said measurement to be parallel with the coast line; *provided, however*, that such fish pound nets shall have a minimum mesh not smaller than two inches; and any person or persons, corporation or corporations erecting, setting, operating or maintaining any fish pound net, the mesh whereof shall measure less than two inches, shall forfeit the license so as aforesaid issued, and such nets so found to be in violation of the provisions hereof shall be forfeited and destroyed in a proceeding instituted for that purpose by the Board of Fish and Game Commissioners in the Common Pleas Court of the county wherein such net or nets are located.

Any person or persons, corporation or corporations operating any such fish pound net shall, at the time of emptying any such net, return to the waters wherein such net is located, any codfish or striped bass measuring less than ten inches in length, any blue fish or weakfish measuring less than nine inches in length, any sea bass or kingfish measuring less than eight inches in length, any blackfish, mackerel or porgie measuring less than seven inches in length, any flounder or butterfish measuring less than six inches in length, where such small fish exceed in number five per centum of the total catch.

Application
for license.

License fee.

License
issued.Distance
between
pounds.

Proviso.

Mesh.

Forfeiture of
license.Nets de-
stroyed.Return of
certain sized
fish.

Licensee must be resident of State.	<p>3. No license shall be issued under this act to any person who is not a bona fide resident of this State at the time of making such application, and any such license shall become void upon the removal of the person holding the same from this State. No such license shall be issued to any corporation unless such corporation is a domestic corporation, all of the shares of stock of which are held by bona fide residents of this State, and if at any time any stock of any such corporation shall become the property of any non-resident of this State, the license of such corporation shall immediately become void; <i>provided, however</i>, that if the holder of any stock of any such corporation, being a resident of this State, shall become a non-resident of this State or transfer any such stock to a non-resident of this State, the stock so becoming the property of such non-resident of this State shall be sold by such corporation at public sale to a resident of this State for the best price that can be so obtained, and out of the moneys arising therefrom said corporation may retain and pay all necessary incidental charges, rendering the overplus, if any, unto such non-resident of this State upon demand at the office of said corporation in this State. Such sale and notice thereof shall be in accordance with the provisions of an act entitled "An act concerning corporations," for the sale of stock for non-payment of the sums assessed due thereon, and upon such sale the license of such corporation shall not be invalidated. Any license issued under this act shall annually expire on the thirty-first day of December next succeeding its issue, and may be renewed by the said board upon the payment of the same fee and upon the same terms as those upon which the original license was granted; <i>provided, however</i>, that where licenses have been issued in the year one thousand nine hundred and thirty-one, pursuant to the provisions of any other law of this State, such license shall continue in force and effect until the end of said year, but all other provisions of this act shall become operative upon its taking effect.</p>
Licensing corporations.	
Proviso.	
Expiration of license.	
Renewal of license.	
Proviso.	<p>4. On or before the thirtieth day of January in each year the owner or owners of each pound net shall make a detailed report, under oath or affirmation, for the</p>
Annual report.	

preceding year, to the Board of Fish and Game Commissioners, on blanks furnished by the Board of Fish and Game Commissioners, setting forth the approximate value of each pound, the number of men employed or engaged in operating such pound, the number of pounds of fish caught and disposed of, and the proceeds derived from the sale of the fish caught, and upon failure to file such report within the time herein limited, any license granted under this act may be revoked by such board after notice and hearing.

Failure to
file report
revokes
license.

5. Any person or persons, corporation or corporations, violating any of the provisions of this act shall be liable to a penalty of two hundred dollars, which shall be recoverable by the persons authorized and in the manner provided by an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the acts amendatory thereof and supplemental thereto.

Penalty
for viola-
tions.

Recovery of
penalty.

6. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 376.

An Act to regulate bidding upon public work, to be furnished for or on behalf of the counties of this State, providing for prequalification and classification of bidders, fixing penalties relating thereto, and repealing acts and parts of acts inconsistent herewith.

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

1. That officials of the respective counties of this State shall require of all persons proposing to submit a bid or bids on public work, to be furnished for or on behalf of the county or any officer, board, commission, committee, department or other branch of the county government, a statement under oath in response to a

Bidders on
public work
to furnish
standardized
statement.

What to be shown.	questionnaire, standardized for like classes of work, to be submitted to such persons by the county official concerned. Such statement shall develop fully the financial ability, adequacy of plant and equipment, organization and prior experience of the prospective bidder, and also such other pertinent and material facts as may seem desirable.
Classification of bidders.	2. Such county officials shall classify all such prospective bidders as to the character and amount of public work on which such persons shall be qualified to submit bids, and bids shall be accepted only from persons qualified in accordance with such classification. Such classification shall be made and an immediate notice thereof shall be sent to the prospective bidder or bidders by registered mail within a period of eight days after the date of receipt of the statement in response to the questionnaire.
Notice to bidders.	
If dissatisfaction with classification.	3. Any person after being notified of his classification by any county official and being dissatisfied therewith or with the classification of other bidders, may request in writing a hearing before such county official, and may present such further evidence with respect to the financial responsibility, organization, plant and equipment, or experience of himself or other bidders as might tend to justify a different classification. Where request is made for the change of classification of another bidder the applicant shall notify such bidders by registered mail of the time and place of hearing, and at the hearing shall present to the county official satisfactory evidence to the effect that such notice was served as herein required, before any matters pertaining to a change of classification of such bidder shall be taken up by such county official. After hearing the additional evidence, the county official may, in his discretion, by appropriate ruling, change or retain the classification of any bidder. No change in classification to be effective for any public work, the letting of which has been duly advertised, shall be made unless a written request as aforesaid shall have been received at least twenty days preceding the final day for submission of bids. All such requests for change in classification and notice of any action sent by registered mail to
Hearing requested.	
Change of classification.	
Determination.	
Change before submission of bid.	

the parties directly affected thereby, must be acted upon by the county official concerned at least eight days prior to the date fixed for the next opening of bids on any contract or contracts for which such persons might be qualified to bid as a result of such reclassification.

4. There is hereby established a board of review upon classification and reclassification of bidders. This board shall consist of the county official concerned, or one member of any board, commission, committee, department or other branch of the county government concerned, such member to be designated by the board, commission, committee, department or other branch of the county government concerned, a judge of the court of common pleas of such county and a citizen of such county to be designated by the presiding judge of such county; *provided*, that in all counties having a county supervisor, such supervisor shall be a member of the board of review instead of such citizen. The county clerk shall be the secretary of the board of review and shall keep a complete record of proceedings and decisions before such board. The members of the board of review shall serve without compensation.

Board of
review.
Membership.

Proviso.

Secretary of
board.

No compen-
sation.

5. In the event any prospective bidder is dissatisfied with the further ruling of any county official, or with his original classification, if notice of such classification shall have been sent to him not less than eight nor more than twenty days prior to the letting of a contract or contracts for which such person might be qualified to bid as reclassified, he may, upon receipt of notice of such ruling or classification, request in writing a hearing of the matter before the board of review, such request to be filed with the awarding official and the secretary of the board of review. The board of review shall hold a hearing at which such prospective bidder shall be entitled to be heard and to submit any additional information to the board upon the matters and subjects covered by the questionnaire. The board shall be required to review the responsibility of all prospective bidders who have filed such statements, considering both the statement and any additional information given at the hearing, and shall certify to the county official concerned its decision, changing or retaining the classifica-

Request for
hearing
before board
of review.

Hearing.

Decision.	tion made by the awarding official. The decision of a majority of the board shall be considered the decision of the board. Requests under this section may only be made after hearing as provided in section four before the State official concerned, except as hereinbefore expressly provided; and in order for any change in classification by the board to be effective for public work already advertised, such request must be filed not less than five days prior to the final day for submission of bids, and said board shall hold a hearing and act upon said request not less than two days prior to the date fixed for the next opening of bids on any contract or contracts for which such persons might be qualified to bid as a result of such reclassification.
As to making requests.	
Right to reject bids.	6. Nothing herein contained shall be construed as depriving any county official of the right to reject any bidder at any time prior to the actual award of a contract, where there have been developments subsequent to the qualification and classification of any such bidder or bidders, which in the opinion of the awarding official would affect the responsibility of such bidder or bidders. Before taking final action on any such bid, the county official concerned shall notify the bidder and give such person an opportunity to present any additional information which might tend to substantiate the existing classification. No person shall be qualified to bid on any contract, who shall not have submitted a statement as required by section two hereof, within a period of six months preceding the date of opening of bids for such contract.
Affording bidder opportunity to be heard.	
Limitation.	
Penalty for false statement.	7. Any person who makes, or causes to be made, any false, deceptive or fraudulent statement in the questionnaire required to be submitted, or in the course of any hearing under this act, shall be guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine of not less than one hundred dollars (\$100), nor more than one thousand dollars (\$1000), and shall be permanently disqualified from bidding on all public work of the county wherein such questionnaire is submitted; or, in the case of an individual or the officer or employee charged with the duty of making such questionnaire for a person, firm, copartnership, association or corporation,

to pay such fine or undergo imprisonment, not exceeding six months, or both.

8. Awarding officials shall cause the forfeiture as liquidated damages to the county of any certified check or checks, or certificate or certificates of deposit deposited by any person who makes or causes to be made any false, deceptive or fraudulent statement in the questionnaire required to be submitted, or in the course of any hearing under this act.

Forfeiture
in case of
deception.

9. County officials are hereby authorized to establish such reasonable regulations as to them may seem appropriate for controlling the qualifications of such prospective bidders, which said regulations may fix the qualification requirements for bidders according to available capital and equipment, and with due regard to experience and records of past performance; *provided*, that in no case shall the qualification rating of any bidder be influenced by his nationality or place of residence; *and provided, further*, that no regulations of any county official for controlling the qualifications of bidders shall become effective until at least thirty days after the said regulations shall have been formally adopted and published in not less than two newspapers of such county.

Regulations.

Proviso.

Proviso.

10. No action for damages out of any court of competent jurisdiction shall lie against any county official because of any action taken by virtue of the provisions of this act.

County
officials
exempt from
legal action.

11. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, assignees or receivers appointed by any court whatsoever.

Person
defined.

The words "official" and "officer" as used herein shall mean and include any board of freeholders, official, officer, board, commission, committee, department or other branch of the county government.

Official and
officer
defined.

12. 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,

As to
validity of
act.

except as far as the section or provision so declared unconstitutional or invalid shall be inseparable from the remainder or any portion thereof.

Repealer.

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

Act effective.

14. This act shall take effect sixty days after the approval by the Governor.

Approved April 28, 1931.

CHAPTER 377.

An Act to amend an act entitled "An act to provide for the proper construction, grading, drainage, maintenance and repair of unimproved town, township, village and borough roads of the State and to provide State aid therefor," approved March twentieth, nineteen hundred and sixteen, as said title was amended as here given by act approved April twenty-first, one thousand nine hundred and thirty.

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

Section 1
amended.

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

Amount
available.

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 Highway 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.

State's share
for each
county.

Seventy-five per centum of the sum so reserved for each county shall be available, in the manner set forth in the act of which this act is an amendment for the construction in such county of unimproved town, township, village and borough roads and twenty-five per centum thereof shall be available, in the manner hereinafter set forth, for the maintenance and repair in such county of unimproved town, township, village and borough roads. Any part of said twenty-five per centum which shall not be applied for by requisition of the board of chosen freeholders of said county as hereinafter provided by October first shall be added to the seventy-five per centum available for the construction in such county of unimproved town, township, village and borough roads and shall be available for such construction in the manner set forth in the act of which this act is an amendment. Any part of said seventy-five per centum, together with any part of said twenty-five per centum, added thereto as herein provided, which shall not be applied for by January first shall be paid by the State Highway Commission to the board of chosen freeholders of said county and shall be by it distributed in its discretion to, and expended under its supervision by, the towns, townships, villages and boroughs of said county for the construction, grading, drainage, maintenance and repair of town, township, village and borough roads of said county.

2. Any town, township, village, or borough may on its own motion apply to the board of chosen freeholders of the county in which it is located for aid under this act in the maintenance and repair of any unimproved town, township, village, or borough road. Such application may be made by resolution of the governing body of said municipality at any meeting. It shall set forth the road or roads as to which State aid for maintenance or repair is desired, the nature of the work to be done and the estimated cost thereof. Each of the several boards of chosen freeholders shall determine which of such applications received by it will best serve the public interest and shall forward to the State Highway Commission by the first day of January a requisition

When
available.

Use of
balance.

Distribution
of unapplied
sum.

Application
for aid for
roads.

Details
set out.

Requisition. tion for such sums as it approves. Such requisition shall set forth the roads for the maintenance and repair of which State aid is desired, the nature of the work to be done on each and the amount desired for each.

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 378.

A Supplement to an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned and taken for public use" (Revision of one thousand nine hundred).

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

Provision
for sidewalks.

1. (a) Unless otherwise particularly specified in the resolution, map, petition and other proceedings for the acquiring of land and/or rights of way for public highways in the manner hereinbefore set forth, the boundary lines of the said road and highway, or portion thereof so taken and acquired as hereinbefore provided, shall be deemed and taken to include within the boundaries thereof all land necessary and desired for the locating of side walks or other space then needed, or thereafter to be utilized as side walk, and whether the same shall then be or thereafter intended to be paved for the use of pedestrians as side walks.

Procedure
for taking
land.

(b) All land lying outside of and adjoining the outer boundary lines of any public road or highway, the boundaries of which have heretofore been established according to law, and which lands or the use thereof shall be required for the purpose of laying out, grading and constructing side walks for the use of pedestrians, shall be taken, acquired and occupied from and as against the rightful owner thereof, only in the manner and under the proceedings hereinbefore set forth in the

act to which this is a supplement, and upon paying compensation therefore, to be fixed and determined in the act to which this is a supplement.

(c) Nothing herein contained shall be construed to limit or impair or deprive any local municipal governing bodies, including counties, of the right by proper and appropriate action to ordain or order the grading and the construction of a paved surface for any side walk above referred to, and the assessing of the proportionate cost thereof, against the owner of the property thereby improved, as a local public improvement in the manner now provided by law.

Paving
sidewalk.

2. This act to take effect immediately.

Approved April 28, 1931.

CHAPTER 379.

An Act to amend an act entitled "An act providing for the consolidation of sewerage districts lying within townships," 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:

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

Section 6
amended.

6. The expenses of the operation and maintenance (including interest on and retirement of bonds) of the sewerage systems, disposal works and pumping stations, shall be met by a levy against all the lands and real estate within such sewerage district or by such sewerage rental as may be fixed and determined by said commissioners from time to time, which said levy or rental shall become a lien against such property levied upon or charged against. The amounts needed annually for

Provision
for operation
and main-
tenance.

Meeting
principal and
interest of
bonds.

interest on and retirement of bonds shall be met by a levy against all the lands and real estate within such sewerage district in proportion to the assessed valuation thereof, such levy to be made annually at the same time and in the same manner as tax levies for township purposes, provided that the amount of such levy may be reduced in any year by the amount provided and set aside for such interest and retirement of bonds out of rentals or levies as herein provided for operation and maintenance.

Reducing levy.

Repealer.

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

3. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 380.

A Further Supplement to an act entitled "An act concerning elections" (Revision of 1930), approved April eighteenth, one thousand nine hundred and thirty.

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

Thirty days*
residence
before
election.

1. No person shall be permitted to vote at any municipal election in any city of the second class having a population of less than one hundred thousand authorized to be held pursuant to the provisions of the act to which this act is a supplement unless such person has been a resident of the municipality in which he claims his vote at least thirty days preceding the holding of any such election.

2. This act shall take effect immediately.

Approved April 28, 1931.

CHAPTER 381.

An Act to repeal certain statutes and parts of statutes.

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

1. From and after the time when this act shall take effect the following acts and parts of acts be and the same hereby are repealed: Sundry acts repealed.

ALIENS

(R. S. 1847, Title I, c. 3, p. 3) (Rev. 1877, p. 7)

"An Act respecting aliens," passed November twenty-seventh, one thousand eight hundred and twenty-two.

ARBOR DAY

(1884, c. 109, p. 173).

"An Act to secure the observance of the annual Arbor Day in schools," approved April fourteenth, one thousand eight hundred and eighty-four.

BOROUGHs

(1895, c. 90, p. 167)

"An Act to validate and confirm proceedings for the formation of borough governments had and taken under the provisions of an act entitled 'An act for the formation of borough governments,' approved April fifth, one thousand eight hundred and seventy-eight, and the acts amendatory thereof or supplemental thereto," approved March fifth, one thousand eight hundred and ninety-five.

(1895, c. 313, p. 627)

“An Act to validate and confirm proceedings for the formation of borough commissions, had and taken under the provisions of an act entitled ‘An act for the formation of borough commissions,’ approved March seventh, one thousand eight hundred and eighty-two,” approved March twenty-second, one thousand eight hundred and ninety-five.

(1896, c. 198, p. 339)

“An Act relating to boroughs and borough commissions,” approved April twenty-first, one thousand eight hundred and ninety-six.

(1897, c. 161, p. 285, §§ 45, 64)

Section forty-five and sixty-four of an act entitled “A General Act relating to boroughs (Revision 1897),” approved April twenty-fourth, one thousand eight hundred and ninety-seven.

(1906, c. 60, p. 86)

That part of section one of an act entitled “An Act to amend an act entitled ‘A general act relating to boroughs’ (Revision of 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven,” which amends section forty-five of an act entitled “A General Act relating to boroughs (Revision of 1897),” approved April twenty-fourth, one thousand eight hundred and ninety-seven, which amendatory act was approved March thirtieth, one thousand nine hundred and six.

(1913, c. 211, p. 378)

“An Act authorizing boroughs to raise by taxation for the support of any independent fire company in boroughs of this State an annual amount not exceeding two hundred and fifty dollars,” approved April first, one thousand nine hundred and thirteen.

CHANCERY

(1913, c. 339, p. 748, §§ 2, 3)

Sections two and three of an act entitled "An Act to amend chapter 158 of the laws of 1902, entitled 'An act respecting the Court of Chancery (Revision of 1902),' approved April third, one thousand nine hundred and two," approved April fourteenth, one thousand nine hundred and thirteen.

CHOSEN FREEHOLDERS

(1876, c. 128, p. 222) (Rev. 1877, p. 1276)

"An Act respecting chosen freeholders," approved April nineteenth, one thousand eight hundred and seventy-six.

(1878, c. 90, p. 156)

"An Act to authorize the issue of bonds to fund the floating debt of counties," approved March twentieth, one thousand eight hundred and seventy-eight.

(1879, c. 44, p. 66)

"An Act authorizing the issue of bonds to fund the floating debt of counties," approved February twenty-seventh, one thousand eight hundred and seventy-nine.

(1879, c. 119, p. 205)

"An Act defining the powers and duties of directors at large of boards of chosen freeholders," approved March fourteenth, one thousand eight hundred and seventy-nine.

(1882, c. 111, p. 143)

"An Act to authorize the boards of chosen freeholders of the respective counties of this State to issue bonds to pay assessments for the improvement of avenues and roads," approved March seventeenth, one thousand eight hundred and eighty-two.

(1886, c. 65, p. 83)

"A Supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of the State,' approved April sixteenth, one thousand eight hundred and forty-six," approved March sixteenth, one thousand eight hundred and eighty-six.

(1902, c. 34, p. 75, title amended by 1909, c. 199, p. 294)

"An Act to reduce the number of members of the boards of chosen freeholders in counties of this State, and to fix the salaries and provide for the election of the members of said boards," approved March twenty-sixth, one thousand nine hundred and two, the title to which act was amended by an act entitled "An Act to amend the title of an act entitled 'An act to reduce the number of members of the boards of chosen freeholders in counties of this State; and to fix salaries and provide for the election of the members of said boards,' approved March twenty-sixth, one thousand nine hundred and two," approved April twentieth, one thousand nine hundred and nine, to read as follows: "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."

(1909, c. 199, p. 294)

"An Act to amend the title of an act entitled 'An act to reduce the number of members of the boards of chosen freeholders in counties of this State; and to fix the salaries and provide for the election of the members of said boards,' approved March twenty-sixth, one thousand nine hundred and two," approved April twentieth, one thousand nine hundred and nine.

(1912, c. 274, p. 494)

"An Act to amend an act entitled '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,' approved March twenty-sixth, one thousand nine hundred and two, the title to which act was amended to read as above set forth by an act approved April twentieth, one thousand nine hundred and nine, by excepting counties of this State having a population between one hundred and twenty-five thousand and one hundred and forty-one thousand according to the census of one thousand nine hundred and ten from the provisions of the act requiring a referendum," approved April first, one thousand nine hundred and twelve.

(1913, c. 5, p. 810, 1st Sp. Ses.)

"An Act providing for compensation and reimbursement of persons returned as elected to be members of boards of chosen freeholders in any county of this State, and to whom certificates of election as such were issued, the title to whose office has been adjudged against such persons in appropriate legal proceedings, or where their title to such office has been adversely affected by judicial decision against other persons similarly situated with reference to membership in any such like board of chosen freeholders, by a court of competent jurisdiction, within one year last past, and providing for the payment of the expenses incurred by any such persons in litigation in which their title to such office aforesaid was involved, in those cases where legal proceedings concerning such title were actually conducted, and also providing for compensation to be made to persons appointed or elected to office or position by persons returned and certified as elected to be members of boards of chosen freeholders as aforesaid, and acting or assuming to act as such boards," approved May twenty-seventh, one thousand nine hundred and thirteen.

(1920, c. 39, p. 80)

"An Act to provide for the payment of claims against counties of the first class concerning which doubt has arisen as to the legality of the manner in which such

alleged indebtedness has been incurred," approved March twenty-third, one thousand nine hundred and twenty.

CITIES

(1876, c. 109, p. 142) (Rev. 1877, p. 714)

"An Act in respect to bonds guaranteed by cities," approved April thirteenth, one thousand eight hundred and seventy-six.

(1878, c. 28, p. 535)

"A Further Supplement to the act entitled 'An act to revise and amend the charter of the city of Camden,' approved February fourteenth, eighteen hundred and seventy-one," passed February twenty-eighth, one thousand eight hundred and seventy-eight.

(1878, c. 194, p. 309, § 2)

Section two of an act entitled "A Further Act concerning cities," approved April fifth, one thousand eight hundred and seventy-eight.

(1878, c. 229, p. 341)

"An Act to authorize cities to issue and sell water bonds not exceeding one hundred thousand dollars, to complete any part of any unfinished reservoir for water in any city," approved April fifth, one thousand eight hundred and seventy-eight.

(1880, c. 89, p. 114)

"An Act concerning cities in this State," approved March fourth, one thousand eight hundred and eighty.

(1880, c. 100, p. 130)

"An Act relative to the management of water works in certain cities of this State," approved March tenth, one thousand eight hundred and eighty.

(1880, c. 168, p. 253)

"An Act to enable parties to whom awards have been made, over six years ago for damages resulting from

change of grade to recover the same by suit if payment thereof is refused," approved March eleventh, one thousand eight hundred and eighty.

(1882, c. 50, p. 60)

"An Act to authorize cities to construct sewers and drains, and to provide for the payment of the cost thereof," approved March eighth, one thousand eight hundred and eighty-two, the title to which act was amended by an act entitled "An Act to amend the title of the act entitled 'An act to authorize cities to construct sewers and drains, and to provide for the payment of the cost thereof,' approved March eighth, one thousand eight hundred and eighty-two, so that said title shall read as follows: 'An act to authorize cities to construct sewers and drains, and to provide for the payment of the cost thereof, and for the assessment of the benefits of such construction upon the land and real estate benefited thereby,'" approved April twentieth, one thousand nine hundred and nine.

(1882, c. 83, p. 101)

"An Act concerning the appointment of city clerks in the cities of this State," approved March sixteenth, one thousand eight hundred and eighty-two.

(1883, c. 85, p. 100)

"An Act concerning the government of cities of the second class," approved March thirteenth, one thousand eight hundred and eighty-three.

(1884, c. 13, p. 22)

"An Act concerning cities in this State," approved February twenty-first, one thousand eight hundred and eighty-four.

(1884, c. 48, p. 76)

"An Act concerning cities," passed March twelfth, one thousand eight hundred and eighty-four.

(1884, c. 63, p. 94)

"An Act concerning cities," approved March twenty-fifth, one thousand eight hundred and eighty-four.

(1885, c. 146, p. 182)

"An Act concerning cities," passed March thirty-first, one thousand eight hundred and eighty-five.

(1885, c. 171, p. 218)

"An Act to enable cities to fund floating or existing indebtedness," approved April seventh, one thousand eight hundred and eighty-five.

(1886, c. 149, p. 213)

"An Act relating to the fiscal year of cities," approved April twelfth, one thousand eight hundred and eighty-six.

(1886, c. 240, p. 346)

"A Supplement to an act entitled 'An act respecting assessments in cities,' approved April twenty-first, one thousand eight hundred and seventy-six," passed May eleventh, one thousand eight hundred and eighty-six.

(1886, c. 253, p. 361, § 4)

Section four of an act entitled "An Act concerning cities," approved May eleventh, one thousand eight hundred and eighty-six.

(1889, c. 119, p. 170)

"An Act to authorize the election of a city treasurer, in cities of the second class, for a longer term than one year," approved April fourth, one thousand eight hundred and eighty-nine.

(1889, c. 237, p. 372)

"An Act concerning cities," approved May seventh, one thousand eight hundred and eighty-nine.

(1889, c. 297, p. 465)

"An Act concerning cities of this State, and to provide for properly and sufficiently lighting the streets and public places thereof," approved May sixteenth, one thousand eight hundred and eighty-nine.

(1890, c. 3, p. 13)

"An Act to authorize cities of the second class to increase the salary and extend the term of office of the city treasurers," passed February eighteenth, one thousand eight hundred and ninety.

(1890, c. 297, p. 488)

"Supplement to an act entitled 'An act to authorize the purchase and condemnation of lands, and the erection of market buildings for market purposes in the cities of this State, and other places in which market facilities are or may be required for public use, and to provide therefor,' approved April twenty-second, one thousand eight hundred and eighty-six," approved June twentieth, one thousand eight hundred and ninety.

(1891, c. 81, p. 135)

"An Act concerning the appointment and terms of office of certain officers in cities in the second class," approved March tenth, one thousand eight hundred and ninety-one.

(1892, c. 126, p. 226)

"An Act to amend an act entitled 'An act to authorize cities in this State to fix the salaries of city physicians of such cities,' approved April twenty-second, one thousand eight hundred and eighty-four," approved March twenty-third, one thousand eight hundred and ninety-two.

(1894, c. 258, p. 385)

"An Act to establish a law department in cities of the first-class in this State, to provide for the appointment and duties of the law officers therein, and for their compensation and terms of office," passed May sixteenth, one thousand eight hundred and ninety-four.

(1894, c. 280, p. 417)

"An Amendment to an act entitled 'An act concerning ward and district lines in the cities of this State,' approved April twenty-fifth, one thousand eight hundred and ninety-four," approved May seventeenth, one thousand eight hundred and ninety-four.

(1895, c. 49, p. 111, §§ 3, 4, 6)

Sections three, four and six of an act entitled "An Act to provide for the autonomy of certain cities in this State which have been created out of townships whose officers have continued to exercise their functions within the corporate limits of such cities," approved February twenty-fifth, one thousand eight hundred and ninety-five.

(1896, c. 6, p. 19)

"An Act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman, or in the boards of aldermen or common councils, in the cities of the first class in this State,' passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen, or members of boards of aldermen or common councils in cities of the first class in this State appointed under the said act," approved February twenty-sixth, one thousand eight hundred and ninety-six.

(1896, c. 34, p. 62)

"A Supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this State, and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments, at the option of the property owner,' approved March twenty-second, one thousand eight hundred and ninety-five," approved March eleventh, one thousand eight hundred and ninety-six.

(1897, c. 153, p. 271)

"A Supplement to an act entitled 'An act respecting the paving and re-paving of streets, avenues and public highways in cities of the first class in this State, and providing for the payment of assessments for especial benefits to property benefited thereby, and the payment of contractors supplying the work and material therefor,' approved March twenty-first, one thousand eight hundred and ninety-five," approved April twenty-third, one thousand eight hundred and ninety-seven.

(1899, c. 47, p. 83)

"An Act providing for the construction and maintenance of public docks, wharves, piers and bulkheads by cities," approved March seventeenth, one thousand eight hundred and ninety-nine.

(1900, c. 33, p. 53)

"An Act to amend an act entitled 'An act to establish a law department in cities of the first class in this State, to provide for the appointment and duties of the law officers therein and for their compensation and terms of office,' passed May sixteenth, one thousand eight hundred and ninety-four," approved March fifteenth, one thousand nine hundred.

(1901, c. 18, p. 41.)

"An Act relative to the time of election and appointment and terms of office of officers elected or appointed in cities in this State," approved February twenty-eighth, one thousand nine hundred and one.

(1901, c. 124, p. 275)

"An Act to amend an act entitled 'An act providing for the construction and maintenance of public docks, wharves, piers and bulkheads by cities,' approved March seventeenth, one thousand eight hundred and ninety-nine," approved March twenty-second, one thousand nine hundred and one.

(1901, c. 139, p. 296)

"An Act authorizing boards of aldermen or common councils of cities of this State having the office of city treasurer to fix a definite term for the office of city treasurer," approved March twenty-second, one thousand nine hundred and one.

(1902, c. 142, p. 458)

"A Supplement to an act entitled 'An act relative to the time of election and appointment and terms of office of officers elected or appointed in cities in this State,' approved February twenty-eighth, one thousand nine hundred and one," approved April third, one thousand nine hundred and two.

(1903, c. 4, p. 14)

"A Further Supplement to an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this State, and providing for the payment of assessments for especial benefits to property benefited thereby, and the payment of contractors supplying the work and material therefor,' approved March twenty-first, one thousand eight hundred and ninety-five," approved February twenty-sixth, one thousand nine hundred and three.

(1903, c. 157, p. 241)

"An Act to enable cities to sell, exchange and convey public lands which are not used, needed or desirable for public purposes," approved April eighth, one thousand nine hundred and three.

(1903, c. 167, p. 290)

"An Act to provide for the appointment of water commissioners in certain cities of this State," approved April eighth, one thousand nine hundred and three.

(1904, c. 94, p. 216)

"A Supplement to an act entitled 'An act relating to and providing for the government of cities of this State containing a population of less than twelve thousand

inhabitants,' approved March twenty-first, one thousand eight hundred and ninety-nine," approved March twenty-eighth, one thousand nine hundred and four.

(1904, c. 225, p. 393)

"An Act to provide for a board of commissioners of assessment in each city in this State except cities of the first class and those in which a board or mode of assessment of benefits is provided by the city charter," approved March thirtieth, one thousand nine hundred and four.

(1907, c. 128, p. 298)

"An Act to authorize cities owning their own water mains to lay or extend new or additional water mains, and to issue bonds in payment therefor," approved May seventh, one thousand nine hundred and seven.

(1907, c. 272, p. 686)

"An Act to authorize the construction and establishment of public docks and the shipping facilities connected therewith, and the purchasing and acquiring of riparian lands and rights and other lands and rights in lands necessary therefor or incident thereto, and for the regulation of the same in cities fronting on navigable waters of this State," approved October twenty-first, one thousand nine hundred and seven.

(1909, c. 218, p. 315)

"An Act to amend the title of the act entitled 'An act to authorize cities to construct sewers and drains, and to provide for the payment of the cost thereof,' approved March eighth, one thousand eight hundred and eighty-two, so that said title shall read as follows: 'An act to authorize cities to construct sewers and drains, and to provide for the payment of the cost thereof, and for the assessment of the benefits of such construction upon the land and real estate benefited thereby'," approved April twentieth, one thousand nine hundred and nine.

(1910, c. 47, p. 65)

"An Act to amend an act entitled 'An act to authorize the construction and establishment of public docks and the shipping facilities connected therewith, and the purchasing and acquiring of riparian lands and rights and other lands and rights in lands necessary therefor or incident thereto, and for the regulation of the same in cities fronting on navigable waters of this State,' approved October twenty-first, one thousand nine hundred and seven," approved March twenty-fourth, one thousand nine hundred and ten.

(1910, c. 90, p. 139)

"An Act authorizing any city of the first class in this State to appropriate money to be expended in celebrating the two hundred and fiftieth anniversary of the founding thereof," approved April fifth, one thousand nine hundred and ten.

(1910, c. 110, p. 163)

"An Act to give to harbor boards, jurisdiction and control over parts of certain streets, highways and public places in cities where harbor boards have or may hereafter be created," approved April seventh, one thousand nine hundred and ten.

(1910, c. 288, p. 509)

"An Act to provide for the creation of a department of wharves, docks and ferries, and the improvement, extension, alteration, maintenance, use, regulation and supervision of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors and harbor structures, in cities of this State, other than cities of the first class; and providing for the making and enforcement of rules and regulations in relation thereto, and fixing penalties for the violation thereof," approved April twelfth, one thousand nine hundred and ten.

(1911, c. 1, p. 11)

"An Act to amend an act entitled 'An act to provide who shall act as mayor in case of the death of the mayor of any city,' approved April twenty-eighth, one thou-

sand nine hundred and five," approved February twenty-seventh, one thousand nine hundred and eleven.

(1913, c. 263, p. 500)

"A Supplement to 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-eight, one thousand eight hundred and ninety-one, and the supplements thereto and the amendments thereof," approved April third, one thousand nine hundred and thirteen.

(1913, c. 10, p. 818, 1st Sp. Ses.)

"An Act validating proceedings for street improvements and assessments for benefits, and for the issuing of improvement certificates therefor, in cities of this State," approved May twenty-seventh, one thousand nine hundred and thirteen.

(1915, c. 229, p. 405)

"An Act relating to the fiscal year of cities and authorizing change of date for making appropriations," approved April eighth, one thousand nine hundred and fifteen.

(1919, c. 138, p. 307)

"An Act authorizing any city of this State lying on the Atlantic ocean and having a population at the last State census of not less than fifty thousand and not more than fifty-five thousand to acquire lands or use land now owned by such city, within its limits, improve the same for the purposes hereinafter named and dedicate the same to the State of New Jersey as a permanent place of residence and meeting for such council, board or court as may be created as a part of any League of Nations established by or growing out of the Peace

Conference now being held in Paris, France, by representatives of Allied Nations engaged in the war with Germany and other nations, or created by such nations," approved April twelfth, one thousand nine hundred and nineteen.

(1919, c. 169, p. 358)

"An Act to relieve cities of the fourth class of this State from the loss consequent upon the cessation or abandonment of the operation of any street railway heretofore operated therein," approved April fifteenth, one thousand nine hundred and nineteen.

(1920, c. 38, p. 79)

"An Act to validate and confirm the election of aldermen-at-large in cities of the second class," approved March twenty-third, one thousand nine hundred and twenty.

CONVEYANCES

(1889, c. 271, p. 421)

"An Act requiring contracts for the conditional sale of personal property to be recorded," approved May ninth, one thousand eight hundred and eighty-nine.

(1895, c. 144, p. 302)

"An Act to amend an act entitled 'An act requiring contracts for the conditional sale of personal property to be recorded,' approved May ninth, one thousand eight hundred and eighty-nine," approved March fourteenth, one thousand eight hundred and ninety-five.

CORPORATIONS

(1875, c. 16, p. 12)

"A Further Supplement to an act entitled 'An act to authorize the establishment and to prescribe the duties of companies for manufacturing and other purposes,' approved March second, eighteen hundred and forty-

nine," approved February tenth, one thousand eight hundred and seventy-five.

(1875, c. 173, p. 35)

"A Further Supplement to the act entitled 'An act to authorize the establishment and to prescribe the duties of companies for manufacturing and other purposes,' approved March second, eighteen hundred and forty-nine," approved March eighteenth, one thousand eight hundred and seventy-five.

(1918, c. 173, p. 505)

"An Act authorizing the directors or trustees of any corporation of this State to contribute from surplus property or assets of such corporation for war relief purposes," approved March first, one thousand nine hundred and eighteen.

COUNTIES

(1885, c. 237, p. 307)

"A Supplement to the act entitled 'An act to authorize the boards of chosen freeholders in the respective counties of this State to renew matured and maturing bonds,' approved February twenty-seventh, eighteen hundred and eighty-four," approved May second, one thousand eight hundred and eighty-five.

COURTS

(1824, p. 25) (R. S. 1847, Title VII, c. 10, p. 255)
(Rev. 1877, p. 223)

"An Act to authorize the United States to hold its courts in the state house," passed November twenty-second, one thousand eight hundred and twenty-four.

(R. S. 1847, Title VII, c. 3, § 8, p. 202) (Rev. 1877, p. 219, § 43 (27).)

Section eight of an act entitled "An Act respecting the circuit courts in the several counties of this State,"

approved April sixteenth, one thousand eight hundred and forty-six, being the section printed as section twenty-seven of an act entitled "An act relative to the supreme and circuit courts," approved March twenty-seventh, one thousand eight hundred and seventy-four, as said act appears in the Revised Statutes of 1877 on pages 216 to 219 inclusive.

(1848, p. 220) (Rev. 1877, p. 223)

"A Supplement to an act entitled 'An act to authorize the United States to hold its courts in the state house,' passed November twenty-second, A. D. eighteen hundred and twenty-four," approved March ninth, one thousand eight hundred and forty-eight.

(1858, c. 92, p. 217) (Rev. 1877, p. 223)

"A Further Supplement to an act entitled 'An act to authorize the United States to hold its courts in the state house,' " approved March fifth, one thousand eight hundred and fifty-eight.

CRIMES

(1898, c. 235, p. 806, § 41)

Section forty-one of an act entitled "An Act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

(1905, c. 127, p. 241)

"A Further Supplement to an act entitled 'An act for the punishment of crimes (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," approved April twelfth, one thousand nine hundred and five.

(1906, c. 271, p. 561)

"A Further Supplement to an act entitled 'An act for the punishment of crimes' (Revision, 1898), approved June fourteenth, one thousand eight hundred and ninety-

eight," approved May eighteenth, one thousand nine hundred and six.

(1908, c. 185, p. 375, § 1)

Section one of 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," approved April thirteenth, one thousand nine hundred and eight.

DEAF MUTES, BLIND AND FEEBLE-MINDED

(1875, c. 15, p. 11) (Rev. 1877, p. 293)

"Supplement to the act entitled 'An act for the instruction and maintenance of indigent deaf and dumb, blind and feeble-minded persons, inhabitants of this State'," approved February ninth, one thousand eight hundred and seventy-five.

(1884, c. 103, p. 161, § 2)

Section two of an act entitled "A Supplement to an act entitled 'A bill providing for the founding of a State institution for the instruction and maintenance of indigent deaf mutes, to be known as the "State institution for the deaf and dumb,"' approved March thirty-first, one thousand eight hundred and eighty-two," approved April fourteenth, one thousand eight hundred and eighty-four.

(1888, c. 237, p. 348)

"An Act for the support and improvement of the New Jersey school for deaf-mutes," approved March thirtieth, one thousand eight hundred and eighty-eight.

(1895, c. 411, p. 796, § 2)

Section two of an act entitled "An Act to amend an act entitled 'An act for the support and improvement of the New Jersey school for deaf-mutes,' approved March thirtieth, eighteen hundred and eighty-eight," approved June eleventh, one thousand eight hundred and ninety-five.

(1897, c. 80, p. 166)

"A Further Supplement to an act entitled 'A bill providing for the founding of a State institution for the instruction and maintenance of indigent deaf-mutes, to be known as the State institution for the deaf and dumb,' approved March thirty-first, one thousand eight hundred and eighty-two," approved April sixth, one thousand eight hundred and ninety-seven.

(1897, c. 169, p. 338)

"An Act to provide a hospital for the New Jersey school for deaf-mutes," approved April twenty-sixth, one thousand eight hundred and ninety-seven.

DENTISTRY

(1898, c. 74, p. 119)

"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 seventeenth, one thousand eight hundred and ninety-eight.

(1901, c. 193, p. 395)

"An Act to amend 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 seventeenth, eighteen hundred and ninety-eight," approved March twenty-second, one thousand nine hundred and one.

(1915, c. 260, p. 464)

"An Act to amend an act entitled 'An act to amend 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 seventeenth, one thousand eight hundred and ninety-eight," approved April twenty-seventh, one thousand nine hundred and eleven,' " approved April eighth, one thousand nine hundred and fifteen.

FEES AND COSTS

(1850, p. 235)

"A Supplement to the act entitled 'An act to regulate fees,' approved March sixth, one thousand eight hundred and fifty.

(1893, c. 88, p. 170)

"An Act concerning bills of costs in criminal cases," approved March tenth, one thousand eight hundred and ninety-three.

(1915, c. 177, p. 338)

"An Act fixing fees for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents when offered for record in the several recording offices in this State when the same are written, printed or typewritten in whole or in part," approved April sixth, one thousand nine hundred and fifteen.

(1916, c. 182, p. 384)

"An Act to amend an act entitled 'An act fixing fees for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents when offered for record in the several recording offices in this State when the same are written, printed or typewritten in whole or part,' approved April sixth, nineteen hundred and fifteen," approved March eighteenth, one thousand nine hundred and sixteen.

FIRE AND POLICE

(1875, c. 172, p. 33) (Rev. 1877, p. 423)

"An Act to provide for an investigation into the origin of fires," approved March eighteenth, one thousand eight hundred and seventy-five.

(1878, c. 30, p. 32)

"A Supplement to the act entitled 'An act to incorporate fire departments,' approved March eighth, one

thousand eight hundred and seventy-seven," approved February twenty-eighth, one thousand eight hundred and seventy-eight.

(1879, c. 32, p. 58)

"An Act to provide for the full payment of the fixed annual salaries of police officers in certain cities," approved February twenty-sixth, one thousand eight hundred and seventy-nine.

(1882, c. 110, p. 142)

"An Act to provide for the better security of life and limb in cases of fire in hotels and other buildings," approved March seventeenth, one thousand eight hundred and eighty-two.

(1887, c. 72, p. 100)

"An Act regulating the pay of officers and men of paid fire departments in cities of this State," approved April first, one thousand eight hundred and eighty-seven.

(1888, c. 149, p. 192)

"Supplement to an act entitled 'An act to provide for the better security of life and limb in cases of fire in hotels and other buildings,' approved March seventeenth, one thousand eight hundred and eighty-two," approved March twenty-second, one thousand eight hundred and eighty-eight.

(1889, c. 257, p. 402)

"An Act regulating the pay of officers and policemen in certain cities of this State," approved May ninth, one thousand eight hundred and eighty-nine.

(1890, c. 78, p. 127)

"An Act regulating the pay of officers and policemen in cities of the second class of this State," approved March twenty-sixth, one thousand eight hundred and ninety.

(1890, c. 92, p. 144)

"A Further Supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," passed March thirty-first, one thousand eight hundred and ninety.

(1890, c. 309, p. 508)

"An Act to amend an act entitled 'A further supplement to an act entitled "An act to remove the fire and police departments in the cities of this State from political control," approved May second, one thousand eight hundred and eighty-five,' which further supplement was approved March thirty-first, one thousand eight hundred and ninety," approved June twentieth, one thousand eight hundred and ninety.

(1891, c. 133, p. 247)

"An Act to regulate the pay of officers and policemen in cities of the second class of this State," approved March twenty-seventh, one thousand eight hundred and ninety-one.

(1892, c. 20, p. 34)

"An Act to require and provide for a sinking fund for the payment of bonds issued by any city to enable it to purchase engines, utensils and apparatus necessary for the effective establishment of a paid fire department therein," approved February twenty-fourth, one thousand eight hundred and ninety-two.

(1892, c. 82, p. 154)

"An Act to regulate the pay of officers and employees of paid fire departments in cities of the first class in this State," approved March twenty-second, one thousand eight hundred and ninety-two.

(1893, c. 95, p. 178)

"An Act to regulate the pay of officers and employees of paid fire departments in cities of the second class in this State," approved March tenth, one thousand eight hundred and ninety-three.

(1895, c. 99, p. 200)

"A Further Supplement to an act entitled 'An Act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," approved March seventh, one thousand eight hundred and ninety-five.

(1895, c. 100, p. 202)

"A Further Supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," approved March seventh, one thousand eight hundred and ninety-five.

(1900, c. 94, p. 187)

"An Act to regulate the pay of officers and employees of paid fire departments in cities of the second class in this State," approved March twenty-second, one thousand nine hundred.

(1903, c. 23, p. 42)

"An Act concerning the fire department in cities of the first class," approved March thirteenth, one thousand nine hundred and three.

(1903, c. 60, p. 93)

"An Act concerning the pay or salary of officers and other employees of paid fire departments in cities of the first class in this State," approved March twenty-fourth, one thousand nine hundred and three.

(1905, c. 70, p. 132)

"An Act to amend an act entitled 'An act regulating the pay of officers and policemen in certain cities of this State,' approved May ninth, eighteen hundred and eighty-nine," approved March thirtieth, one thousand nine hundred and five.

(1906, c. 23, p. 36)

"An Act authorizing cities of the first class to purchase lands and erect buildings thereon for the accommodation and use of the fire and police departments of such city, and to issue bonds and provide money to pay for the same," approved March twenty-fourth, one thousand nine hundred and six.

(1906, c. 45, p. 68)

"A Further Supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," approved March twenty-seventh, one thousand nine hundred and six.

(1906, c. 242, p. 518)

"A Further Supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," approved May seventeenth, one thousand nine hundred and six.

(1907, c. 56, p. 104)

"An Act concerning the pay or salary of certain officers and other employes of paid fire departments in cities of the first class in this State," approved April twelfth, one thousand nine hundred and seven.

(1907, c. 228, p. 550)

"A Further Supplement to an act entitled 'An act to remove the fire and police departments in cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five," approved May twenty-seventh, one thousand nine hundred and seven.

(1907, c. 269, p. 682)

"A Supplement to an act entitled 'An act concerning the fire departments in cities of the first class,' approved March thirteenth, one thousand nine hundred and three," approved October fourteenth, one thousand nine hundred and seven.

(1908, c. 123, p. 187)

"An Act concerning the pay or salary of officers and employes of paid fire departments in cities of first class in this State," approved April eighth, one thousand nine hundred and eight.

(1908, c. 201, p. 405)

"An Act to regulate the pay or salary of certain officers and other employes of paid fire departments in cities of the second class in this State," approved April thirteenth, one thousand nine hundred and eight.

(1908, c. 245, p. 481)

"A Supplement to an act entitled 'An act concerning the pay or salary of officers and other employes of paid fire departments in cities of the first class in this State,' approved March twenty-fourth, one thousand nine hundred and three," approved April thirteenth, one thousand nine hundred and eight.

(1909, c. 51, p. 72)

"An Act regulating the pay of officers and policemen in cities of the first class in this State," passed April seventh, one thousand nine hundred and nine.

(1910, c. 148, p. 251)

"An Act relating to police departments in cities of this State," approved April eighth, one thousand nine hundred and ten.

(1913, c. 216, p. 387)

"An Act to amend an act entitled 'An act concerning the pay or salary of officers and employees of paid fire departments in cities of first class in this State,' approved April eighth, nineteen hundred and eight," approved April third, one thousand nine hundred and thirteen.

(1916, c. 187, p. 390)

"A Supplement to an act entitled 'An act regulating the pay of officers and policemen in cities of the first

class in this State,' approved April seventh, one thousand nine hundred and nine," approved March eighteenth, one thousand nine hundred and sixteen.

FOOD, DRUGS AND DAIRY PRODUCTS

(1875, c. 333, p. 58) (Rev. 1877, p. 700)

"An Act to prevent the adulteration of milk, and to prevent traffic in impure and unwholesome milk," approved April seventh, one thousand eight hundred and seventy-five.

(1878, c. 228, p. 339)

"An Act to regulate the sale of milk," approved April fifth, one thousand eight hundred and seventy-eight.

(1880, c. 218, p. 320)

"A Supplement to 'An act to regulate the sale of milk,' approved April fifth, one thousand eight hundred and seventy-eight," approved March twelfth, one thousand eight hundred and eighty.

(1881, c. 141, p. 170)

"An Act to prevent the adulteration of milk and to regulate the sale of milk," approved March twenty-second, one thousand eight hundred and eighty-one.

(1920, c. 182, p. 368)

"An Act prohibiting false labels and misrepresentations in the sale of certain food products, and providing penalties for the violations thereof," approved April fifteenth, one thousand nine hundred and twenty.

(1921, c. 298, p. 865)

"An Act to amend 'An act prohibiting false labels and misrepresentations in the sale of certain food products, and providing penalties for the violation thereof,' approved April fifteenth, one thousand nine hundred and twenty," approved April twelfth, one thousand nine hundred and twenty-one.

HEALTH

(1881, c. 220, p. 288)

"An Act authorizing the construction of sewers or drains in certain cities, when necessary to preserve the public health, although the limit of authorized expenditure for public improvements in such cities would thereby be exceeded," approved March twenty-fifth, one thousand eight hundred and eighty-one.

(1902, c. 104, p. 281)

"A Further Supplement to an act entitled 'An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties,' approved March thirty-first, one thousand eight hundred and eighty-seven," approved April third, one thousand nine hundred and two.

HERRING

(1821, p. 14) (R. S. 1847, p. 1043) (Rev. 1877, p. 478)

"An Act to regulate the packing of herring for exportation," passed November twenty-seventh, one thousand eight hundred and twenty-one.

IDIOTS, LUNATICS AND DRUNKARDS

(1845, p. 164) (R. S. 1847, Title XX, c. 3, p. 558)

"An Act to authorize the establishment of the New Jersey State Lunatic Asylum," approved March twenty-sixth, one thousand eight hundred and forty-five.

(1847, p. 18) (Rev. 1877, p. 607)

"An Act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane," approved February twenty-third, one thousand eight hundred and forty-seven.

(1848, p. 213) (Rev. 1877, p. 614)

"A Supplement to an act entitled 'An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane,' approved February twenty-third, eighteen hundred and forty-seven," approved March ninth, one thousand eight hundred and forty-eight.

(1849, p. 240) (Rev. 1877, p. 614)

"An additional supplement to an act entitled, 'An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane,' approved February twenty-third, eighteen hundred and forty-seven," approved March first, one thousand eight hundred and forty-nine.

(1850, p. 157) (Rev. 1877, p. 615)

"A further supplement to an act entitled, 'An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane,' approved February twenty-third, eighteen hundred and forty-seven," approved March first, one thousand eight hundred and fifty.

(1867, c. 112, p. 196) (Rev. 1877, p. 615)

"A further supplement to an act entitled 'An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the Insane,' approved February twenty-third, eighteen hundred and forty-seven," approved March seventh, one thousand eight hundred and sixty-seven.

(1869, c. 411, p. 1071) (Rev. 1877, p. 616)

"A Further Supplement to the act entitled 'An Act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the Insane,' " approved April first, one thousand eight hundred and sixty-nine.

(1871, c. 398, p. 68) (Rev. 1877, p. 616)

"A Further Supplement to an act entitled 'An act to provide for the organization of the State Lunatic

Asylum, and for the care and maintenance of the insane,' " approved March thirty-first, one thousand eight hundred and seventy-one.

(1880, c. 133, p. 173)

"An Act to amend an act entitled 'A further supplement to an act entitled "An act to provide for the organization of the state lunatic asylum, and for the care and maintenance of the insane," ' which supplement was approved April first, one thousand eight hundred and sixty-nine," approved March tenth, one thousand eight hundred and eighty.

(1885, c. 166, p. 209)

"An Act to amend an act entitled 'A further supplement to an act entitled "An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane," approved February twenty-third, eighteen hundred and forty-seven,' which said supplement was approved March first, eighteen hundred and fifty," approved April seventh, one thousand eight hundred and eighty-five.

(1888, c. 161, p. 204)

"A Supplement to an act entitled 'A further supplement to an act entitled "An act to provide for the organization of the state lunatic asylum and for the care and maintenance of the insane," ' approved February twenty-third, one thousand eight hundred and forty-seven, which supplement was approved March seventh, one thousand eight hundred and sixty-seven," approved March twenty-third, one thousand eight hundred and eighty-eight.

(1891, c. 29, p. 67)

"A supplement to an act entitled 'An act to provide for the organization of the state lunatic asylum, and for the care and maintenance of the insane,' approved February twenty-third, one thousand eight hundred and forty-seven," approved March second, one thousand eight hundred and ninety-one.

ITINERANT VENDERS

(1894, c. 332, p. 498)

"An Act to prevent and punish fraud in sales of wearing apparel at public or private sales by itinerant venders and to regulate all such sales," passed May twenty-fourth, one thousand eight hundred and ninety-four.

JAILS AND WORKHOUSES

(1894, c. 20, p. 27)

"An Act to authorize the issuing of bonds for the purpose of building jails in counties of the fourth-class in this State," approved March twenty-second, one thousand eight hundred and ninety-four.

JUSTICES' COURTS

(1875, c. 328, p. 57) (Rev. 1877, p. 563, § 135 (1))

"A Further Supplement to an act entitled 'A Further Supplement to an act entitled "An Act constituting Courts for the trial of small causes,"' approved April sixth, eighteen hundred and seventy-one," approved April seventh, one thousand eight hundred and seventy-five.

LEGAL HOLIDAYS

(1880, c. 132, p. 172)

"An Act authorizing the cities of this State to appropriate moneys for the celebration of the fourth of July, Washington's birthday and decoration day," approved March tenth, one thousand eight hundred and eighty.

(1926, c. 263, p. 439)

"An Act to amend the title and body of an act entitled 'An act authorizing the cities of this State to ap-

propriate moneys for the celebration of the Fourth of July, Washington's birthday and Decoration Day,' approved March tenth, one thousand eight hundred and eighty," approved March twenty-ninth, one thousand nine hundred and twenty-six.

LIBRARIES

(1879, c. 163, p. 262)

"An Act to authorize cities to establish and maintain free public libraries and reading rooms," approved March fourteenth, one thousand eight hundred and seventy-nine.

(1884, c. 54, p. 81)

"An Act for the encouragement of free libraries in cities," passed March eighteenth, one thousand eight hundred and eighty four.

(1884, c. 78, p. 110)

"An Act to authorize the establishment of free public libraries in the cities of this state," passed April first, one thousand eight hundred and eighty-four.

(1886, c. 50, p. 62)

"An Act to amend an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading-rooms,' approved March fourteenth, one thousand eight hundred and seventy-nine," approved March sixth, one thousand eight hundred and eighty-six.

(1887, c. 115, p. 148)

"An Act to amend an act entitled 'An act to authorize the establishment of free public libraries in the cities of this state,' passed April first, one thousand eight hundred and eighty-four," approved April eighth, one thousand eight hundred and eighty-seven.

(1888, c. 261, p. 378)

"A Supplement to an act entitled 'An act to authorize the establishment of a free public library in the cities

of this state,' passed April first, one thousand eight hundred and eighty-four," approved April second, one thousand eight hundred and eighty-eight.

(1889, c. 44, p. 65)

"A Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the cities of this state,' passed April first, one thousand eight hundred and eighty-four," approved March nineteenth, one thousand eight hundred and eighty-nine.

(1889, c. 51, p. 75)

"Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the cities of this state,' passed April first, one thousand eight hundred and eighty-four," approved March nineteenth, one thousand eight hundred and eighty-nine.

(1890, c. 117, p. 173)

"An Act to authorize common councils of cities to appropriate moneys to establish or aid public libraries and free reading rooms," approved April second, one thousand eight hundred and ninety.

(1890, c. 119, p. 176)

"An Act to authorize the establishment of free public libraries in the towns, townships or any other municipality of this state," approved April second, one thousand eight hundred and ninety.

(1893, c. 235, p. 410)

"An Act to authorize township committees or other governing bodies of townships, villages or boroughs to appropriate moneys to establish or aid public libraries and free reading-rooms," approved March seventeenth, one thousand eight hundred and ninety-three.

(1893, c. 252, p. 435)

"An Act in relation to free public libraries in cities of the second class in this State," approved March seventeenth, one thousand eight hundred and ninety-three.

(1895, c. 200, p. 380)

"An Act to authorize township committees or other governing bodies of townships, villages or boroughs to raise, by taxation, moneys to establish or aid public libraries and free reading-rooms," approved March twentieth, one thousand eight hundred and ninety-five.

(1895, c. 204, p. 383)

"A Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the cities of this State,' approved April first, one thousand eight hundred and eighty-four," approved March twenty-first, one thousand eight hundred and ninety-five.

(1896, c. 15, p. 36)

"A Supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading-rooms,' approved March fourteenth, one thousand eight hundred and seventy-nine," approved March fifth, one thousand eight hundred and ninety-six.

(1896, c. 40, p. 73)

"An Act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this State," approved April first, one thousand eight hundred and eighty-four,' approved March twenty-first, one thousand eight hundred and ninety-five," approved March sixteenth, one thousand eight hundred and ninety-six.

(1896, c. 160, p. 238)

"A Supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this State," approved April first, one thousand eight hundred and eighty-four,' approved March twenty-first, one thousand eight hundred and ninety-five," approved April ninth, one thousand eight hundred and ninety-six.

(1897, c. 113, p. 205)

"A Supplement to an act entitled 'A supplement to "An act to authorize the establishment of free public

libraries in the cities of this State," approved April first, one thousand eight hundred and eighty-four, which supplement was approved March twenty-first, one thousand eight hundred and ninety-five," approved April thirteenth, one thousand eight hundred and ninety-seven.

(1900, c. 47, p. 71)

"Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the cities of this State,' approved April first, one thousand eight hundred and eighty-four," approved March nineteenth, one thousand nine hundred.

(1900, c. 56, p. 89)

"Supplement to an act entitled 'An act to authorize the establishment of free public libraries in cities of this State,' approved April first, eighteen hundred and eighty-four," approved March twentieth, one thousand nine hundred.

(1901, c. 71, p. 154)

"A Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the cities of this State,' passed April first, one thousand eight hundred and eighty-four," approved March twentieth, one thousand nine hundred and one.

(1901, c. 84, p. 185)

"An Act to amend an act entitled 'An act to authorize the establishment of free public libraries in the towns, townships or any other municipality in this State,' approved April second, one thousand eight hundred and ninety," approved March twentieth, one thousand nine hundred and one.

(1901, c. 95, p. 220)

"An Act authorizing additional sums to be raised by taxation for the use of free public libraries," approved March twenty-first, one thousand nine hundred and one.

(1902, c. 11, p. 26)

"An Act to amend an act entitled 'An act to authorize township committees or other governing bodies of townships, villages or boroughs to raise, by taxation, moneys to establish or aid public libraries and free reading rooms,' approved March twentieth, one thousand eight hundred and ninety-five," approved March tenth, one thousand nine hundred and two.

(1902, c. 88, p. 255)

"An Act authorizing any municipality in this State to accept a conditional gift of a library building or moneys donated to erect a library building and authorizing such municipality to purchase a site therefor and to annually appropriate for the maintenance of a free public library the amount required by the condition annexed to such gift," approved April second, one thousand nine hundred and two.

(1902, c. 213, p. 665)

"An Act authorizing cities to agree to annually appropriate a fixed amount for the use of free public libraries," approved April ninth, one thousand nine hundred and two.

(1902, c. 230, p. 686)

"A Supplement to an act entitled 'An act to authorize the establishment of free public libraries in the towns, townships or any other municipality of this State,' approved April second, one thousand eight hundred and ninety," approved April ninth, one thousand nine hundred and two.

(1907, c. 174, p. 417)

"An Act concerning free public libraries in certain cities of this State," approved May thirteenth, one thousand nine hundred and seven.

LIGHTING, HEATING AND POWER COMPANIES

(1892, c. 257, p. 403)

"An Act relating to the consolidation of corporations, organized as gas light companies, electric light companies, and electric light, heat and power companies in cities of the second class in this State, which heretofore have been incorporated under general or special laws of this State," approved April seventh, one thousand eight hundred and ninety-two.

LIMITATION OF ACTIONS

(1880, c. 119, p. 156)

"A Further Supplement to the act entitled 'An act for the limitation of actions,' approved March twenty-seventh, one thousand eight hundred and seventy-four," approved March tenth, one thousand eight hundred and eighty.

LUNATIC ASYLUMS

(1855, c. 197, p. 554) (Rev. 1877, p. 615)

"An Act relative to the Lunatic Asylum," approved March thirtieth, one thousand eight hundred and fifty-five.

(1864, c. 354, p. 622) (Rev. 1877, p. 1351)

"A Supplement to an act entitled 'An act relative to the Lunatic Asylum,' approved March thirtieth, eighteen hundred and fifty-five," approved March thirty-first, one thousand eight hundred and sixty-four.

(1871, c. 401, p. 72) (Rev. 1877, p. 616)

"An Act to provide additional accommodations for the insane of this State," approved March thirty-first, one thousand eight hundred and seventy-one.

(1872, c. 80, p. 12, §§ 1, 2, 3, 5, 6, 7, 8, 9, 10, 11)
(Rev. 1877, p. 617, §§ 72 (1), 73 (2), 74 (3),
76 (5), 77 (6), 78 (7), 79 (8), 80 (9), 81 (10))

Sections one, two, three, five, six, seven, eight, nine, ten and eleven of an act entitled "A Supplement to an act entitled 'An Act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved February twenty-eight, one thousand eight hundred and seventy-two.

(1874, c. 407, p. 96) (Rev. 1877, p. 620)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March twenty-sixth, one thousand eight hundred and seventy-four.

(1875, c. 96, p. 23) (Rev. 1877, p. 620)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March tenth, one thousand eight hundred and seventy-five.

(1876, c. 110, p. 142) (Rev. 1877, p. 620)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, eighteen hundred and seventy-one," approved April thirteenth, one thousand eight hundred and seventy-six.

(1879, c. 94, p. 176)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March thirteenth, one thousand eight hundred and seventy-nine.

(1880, c. 153, p. 204)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March eleventh, one thousand eight hundred and eighty.

(1883, c. 170, p. 216)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March twenty-third, one thousand eight hundred and eighty-three.

(1885, c. 169, p. 215)

"A Supplement to an act entitled 'A further supplement to the act entitled "An act to provide additional accommodations for the insane of this State," approved March thirty-first, eighteen hundred and seventy-one,' approved April thirteenth, eighteen hundred and seventy-six," approved April seventh, one thousand eight hundred and eighty-five.

(1886, c. 270, p. 396)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one, and the supplements thereto," passed June first, one thousand eight hundred and eighty-six.

(1887, c. 108, p. 141)

"An Act for the relief of the State Lunatic Asylum at Trenton, and to provide additional accommodations for the incurable insane of this State," approved April eighth, one thousand eight hundred and eighty-seven.

(1888, c. 158, p. 202)

"A Further Supplement to the act entitled 'An act to provide additional accommodations for the insane of the State,' approved March thirty-first, one thousand

eight hundred and seventy-one, and the supplements thereto," approved March twenty-third, one thousand eight hundred and eighty-eight.

(1895, c. 297, p. 597)

"A Further Supplement to an act entitled 'An act to provide additional accommodations for the insane of this State,' approved March thirty-first, one thousand eight hundred and seventy-one," approved March twenty-second, one thousand eight hundred and ninety-five.

(1915, c. 340, p. 620)

"An Act to amend and supplement an act entitled 'An act creating asylum districts in this State and providing for the appointment of boards of managers for the State Hospitals for the Insane at Trenton and Morris Plains,' approved May eighteenth, one thousand eight hundred and ninety-seven," approved April fifteenth, one thousand nine hundred and fifteen.

MEDICINE AND SURGERY

(1880, c. 199, p. 296)

"An Act to regulate the practice of medicine and surgery," approved March twelfth, one thousand eight hundred and eighty.

(1881, c. 49, p. 52)

"A Supplement to an act entitled 'Act to regulate the practice of medicine and surgery,' approved March twelfth, one thousand eight hundred and eighty," approved March second, one thousand eight hundred and eighty-one.

(1882, c. 91, p. 118)

"A Further Supplement to an act entitled 'An act to regulate the practice of medicine and surgery,' approved March twelfth, eighteen hundred and eighty," approved March seventeenth, one thousand eight hundred and eighty-two.

(1883, c. 108, p. 125)

"A Supplement to an act entitled 'An act to regulate the practice of medicine and surgery,' approved March twelfth, one thousand eight hundred and eighty, and the supplement thereto approved March second, one thousand eight hundred and eighty-one," approved March twenty-second, one thousand eight hundred and eighty-three.

(1888, c. 105, p. 136)

"An Act in relation to practicing physicians," approved March sixth, one thousand eight hundred and eighty-eight.

(1889, c. 166, p. 271)

"A Further Supplement to an act entitled 'An act to regulate the practice of medicine and surgery,' approved March twelfth, one thousand eight hundred and eighty, and the supplement thereto, approved March twenty-second, one thousand eight hundred and eighty-three," passed April seventeenth, one thousand eight hundred and eighty-nine.

(1892, c. 191, p. 316)

"An Act to regulate the practice of midwifery," approved March twenty-eight, one thousand eight hundred and ninety-two.

(1903, c. 109, p. 187)

"An Act to license graduate nurses in the State of New Jersey, and providing penalties for violation of its provisions," approved April seventh, one thousand nine hundred and three.

(1905, c. 208, p. 379)

"A Supplement to an act entitled 'An act to license graduate nurses in the State of New Jersey, and providing penalties for violation of its provisions,' approved April seventh, one thousand nine hundred and three," approved April twenty-eighth, one thousand nine hundred and five.

(1909, c. 43, p. 65)

"An Act to amend an act entitled 'An act to regulate the practice of chiropody, to license chiropodists and to punish persons violating the provisions thereof,' approved March thirteenth, one thousand nine hundred and eight," approved April fifth, one thousand nine hundred and nine.

MILITIA

(1888, c. 4, p. 16)

"Supplement to an act entitled 'An act to provide for the purchase of the tract of land on the Atlantic coast, in the county of Monmouth, and to vacate certain streets and to take and extinguish certain easements thereon and therein,' approved April twenty-first, one thousand eight hundred and eighty-seven," approved February first, one thousand eight hundred and eighty-eight.

(1888, c. 32, p. 44)

"An act to provide for the erection or purchase of armories for the national guard in incorporated towns, boroughs or police, sanitary and improvement commissions in this State," approved February fifteenth, one thousand eight hundred and eighty-eight.

(1890, c. 227, p. 354)

"An Act to amend an act entitled 'An act to provide for the erection or purchase of armories for the national guard in incorporated towns, boroughs or police, sanitary and improvement commissions in this State,' approved February fifteenth, one thousand eight hundred and eighty-eight," approved May twenty-third, one thousand eight hundred and ninety.

(1901, c. 116, p. 253)

"An Act to provide for the erection or purchase of armories for the national guard in counties of the third class of this State," approved March twenty-second, one thousand nine hundred and one.

(1902, c. 278, p. 822)

"A Supplement to an act entitled 'An act concerning the military and naval forces' (Revision of 1900)," approved May sixth, one thousand nine hundred and two.

(1906, c. 197, p. 377, §§ 1, 3)

Section one and three of an act entitled "A Bill relative to the issuance of medals to officers and enlisted men of the National Guard and Naval Reserve of New Jersey," approved May second, one thousand nine hundred and six.

(1906, c. 233, p. 439, §§ 1 to 154, 156 to 158)

Sections one to one hundred and fifty-four and one hundred and fifty-six to one hundred and fifty-eight of an act entitled "An Act concerning the militia of the State," approved May sixteenth, one thousand nine hundred and six.

(1907, c. 18, p. 42)

"A Supplement to an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved March twenty-ninth, one thousand nine hundred and seven.

(1907, c. 254, p. 644)

"An Act to provide for the purchase of cities (sites) for and the erection and equipment of armories in counties of the third class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement," passed June eighteenth, one thousand nine hundred and seven.

(1907, c. 275, p. 693)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved October twenty-eighth, one thousand nine hundred and seven.

(1909, c. 3, p. 13)

"A Supplement to an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved March second, one thousand nine hundred and nine.

(1909, c. 52, p. 74)

"An Act to amend the title and body of an act, entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in counties of the third class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,' approved June eighteenth, one thousand nine hundred and seven," approved April seventh, one thousand nine hundred and nine.

(1909, c. 93, p. 127)

"An Act permitting the use of armories of New Jersey for athletic purposes, by pupils of the schools of this State," approved April thirteenth, one thousand nine hundred and nine.

(1910, c. 38, p. 53)

"An Act to amend an act entitled 'An act concerning the militia of the State' (Revision of 1906), approved May sixteenth, one thousand nine hundred and six," approved March twenty-third, one thousand nine hundred and ten.

(1910, c. 256, p. 417)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved April eleventh, one thousand nine hundred and ten.

(1910, c. 300, p. 535)

"An Act to amend an act entitled 'An act concerning the militia of the State' (Revision of 1906), approved May sixteenth, one thousand nine hundred and six," approved April twelfth, one thousand nine hundred and ten.

(1911, c. 3, p. 13)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved March first, one thousand nine hundred and eleven.

(1911, c. 172, p. 258)

"A Supplement to an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six (Revision of 1906, p. 439, Laws 1906)," approved April fifteenth, one thousand nine hundred and eleven.

(1911, c. 177, p. 263)

"An Act to amend an act entitled 'A bill relative to the issuance of medals to officers and enlisted men of the National Guard and Naval Reserve of New Jersey,' approved May second, one thousand nine hundred and six," approved April fifteenth, one thousand nine hundred and eleven.

(1911, c. 186, p. 327)

"A Further Supplement to an act entitled 'An act concerning the militia of this State,' approved May sixteenth, one thousand nine hundred and six," approved April twentieth, one thousand nine hundred and eleven.

(1911, c. 217, p. 459)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved April twenty-fourth, one thousand nine hundred and eleven.

(1912, c. 251, p. 454)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved March twenty-eight, one thousand nine hundred and twelve.

(1912, c. 252, p. 455)

"An act to amend an act entitled 'An act concerning the militia,' approved May sixteenth, nineteen hundred

and six," approved March twenty-eighth, one thousand nine hundred and twelve.

(1913, c. 124, p. 199)

"An Act to amend 'A supplement to an act entitled 'An act concerning the militia of the State,' ' approved May sixteenth, one thousand nine hundred and six, approved March second, one thousand nine hundred and nine," approved March twenty-fifth, one thousand nine hundred and thirteen.

(1915, c. 117, p. 205)

"A Supplement to an act entitled 'An act concerning the militia of the State,' approved May sixteenth, nineteen hundred and six," approved March thirtieth, one thousand nine hundred and fifteen.

(1915, c. 295, p. 535)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved April fourteenth, one thousand nine hundred and fifteen.

(1916, c. 165, p. 344)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved May sixteenth, one thousand nine hundred and six," approved March seventeenth, one thousand nine hundred and sixteen.

(1917, c. 81, p. 148)

"An Act concerning the militia of the State," approved March twentieth, one thousand nine hundred and seventeen.

(1918, c. 8, p. 64)

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

(1918, c. 159, p. 463)

"An Act to provide for municipal aid to home defense units," approved March first, one thousand nine hundred and eighteen.

(1918, c. 169, p. 500)

"An Act creating a State Council of Defense and defining its powers and duties," approved March first, one thousand nine hundred and eighteen.

(1918, c. 222, p. 787)

"An Act to amend an act entitled 'An act concerning the militia of the State,' approved March twentieth, one thousand nine hundred and seventeen," approved March fourth, one thousand nine hundred and eighteen.

(1920, c. 24, p. 47)

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

(1922, c. 8, p. 23)

"A Supplement to an act entitled 'An act to amend an act entitled "An act concerning the militia of the State," ' approved March fourth, one thousand nine hundred and eighteen," passed February twenty-first, one thousand nine hundred and twenty-two.

(1924, c. 183, p. 394)

"An Act to amend an act entitled 'An act concerning the militia of this State,' approved March twentieth, one thousand nine hundred and seventeen," approved March eleventh, one thousand nine hundred and twenty-four.

(1927, c. 101, p. 188)

"An Act to authorize the Governor of this State to receive, as trustee, from the Secretary of War of the United States such portion of certain moneys, known as 'Other Funds,' now in his possession as shall be found to equitably belong to the National Guard of this State and

to distribute said moneys for the benefit of the National Guard," approved March nineteenth, one thousand nine hundred and twenty-seven.

MUNICIPAL CORPORATIONS

(1877, c. 2, p. 11) (Rev. 1877, p. 1355)

"An Act relating to arrears of taxes in cities, towns and townships of this State, and to the payment thereof," approved February twelfth, one thousand eight hundred and seventy-seven.

(1879, c. 1, p. 11)

"A Supplement to an act entitled 'An act authorizing the incorporated cities, towns and townships of this State to renew matured and maturing bonds,' approved March eighth, one thousand eight hundred and seventy-seven," approved January twenty-ninth, one thousand eight hundred and seventy-nine.

(1879, c. 203, p. 337)

"An Act in relation to the lighting of streets and public places in certain townships and cities," approved March fourteenth, one thousand eight hundred and seventy-nine.

(1880, c. 69, p. 90)

"An Act to authorize the issuing of bonds to fund the floating debt of incorporated towns," approved March third, one thousand eight hundred and eighty.

(1882, c. 44, p. 46)

"An Act authorizing fire departments to renew matured and maturing bonds," approved March third, one thousand eight hundred and eighty-two.

(1883, c. 102, p. 116)

"An Act to provide for deficiencies created by loss of public funds borrowed or raised for the payment of

costs and expenses incurred in constructing sewers and making other improvements in townships and villages," approved March twenty-second, one thousand eight hundred and eighty-three.

(1883, c. 126, p. 157)

"An Act for the classification of boroughs and incorporated villages of this State for the purposes of municipal legislation in relation thereto," approved March twenty-third, one thousand eight hundred and eighty-three.

(1898, c. 122, p. 200)

"An Act to create a commission to inquire into the expediency of consolidating the various municipalities in the county of Hudson, in the State of New Jersey," approved April first, one thousand eight hundred and ninety-eight.

(1900, c. 134, p. 325)

"An Act ratifying, confirming and validating contract or contracts heretofore made by municipalities of the State of New Jersey for the maintenance and repair of pavements upon streets, avenues and public places," approved March twenty-third, one thousand nine hundred.

(1905, c. 242, p. 467)

"Supplement to 'An act to regulate term of office in municipalities,' approved March twelfth, one thousand eight hundred and eighty," approved May nineteenth, one thousand nine hundred and five.

(1918, c. 131, p. 306)

"An Act to enable municipalities to pay for certain improvements left or to be left uncompleted because of war conditions and to authorize the assessment of benefits for any completed portion of any such improvement prior to the completion of the whole thereof, and validating improvement certificates issued or to be issued in payment thereof," approved February twenty-sixth, one thousand nine hundred and eighteen.

(1919, c. 238, p. 576)

"An Act authorizing the borrowing of moneys by municipalities of this State and the issuance of tax revenue notes or tax revenue bonds therefor," approved April sixteenth, one thousand nine hundred and nineteen.

MUNICIPALITIES

(1911, c. 84, p. 116)

"An Act concerning the pay or salary of certain employes of paid fire departments in cities of the first class in this State," approved March thirtieth, one thousand nine hundred and eleven.

(1912, c. 196, p. 299)

"An Act to authorize and empower cities of the second class in this State to fix and regulate the salaries and compensation of municipal officers and employees," approved March twenty-seventh, one thousand nine hundred and twelve.

(1913, c. 133, p. 213)

"An Act to provide for and to regulate the salaries of board of street and water commissioners, police commissioners and fire commissioners in cities of the first class in this State," approved March twenty-fifth, one thousand nine hundred and thirteen.

(1913, c. 256, p. 484)

"An Act to regulate the pay or salary of certain officers and other employees of fully paid fire departments in all cities of the second class in this State," approved April third, one thousand nine hundred and thirteen.

(1914, c. 109, p. 178)

"An Act regulating the pay of officers and policemen in cities of the second class of this State," approved April seventh, one thousand nine hundred and fourteen.

(1917, c. 41, p. 74)

"An Act concerning the salary of mayors of certain cities in this State," approved March sixteenth, one thousand nine hundred and seventeen.

(1917, c. 54, p. 94)

"An Act to enable cities of the first class to regulate and limit the height and bulk of buildings, to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries," approved March nineteenth, one thousand nine hundred and seventeen.

(1918, c. 142, p. 327)

"An Act authorizing cities of the first class in this State to provide moneys for increase of salaries of policemen or firemen during fiscal year by issuing temporary loan bonds," approved February twenty-seventh, one thousand nine hundred and eighteen.

(1918, c. 246, p. 944)

"An Act authorizing the appointment of chaplains in police departments in the cities of the first class of this State, and fixing their title and compensation," approved March fourth, one thousand nine hundred and eighteen.

(1920, c. 368, p. 1082)

"An Act authorizing the governing body of any village in this State to pay a bonus to the employes of the police department," approved September seventeenth, one thousand nine hundred and twenty.

(1921, c. 173, p. 467)

"An Act authorizing the governing body of any town in this State to pay a bonus to the employees of its police department," approved April seventh, one thousand nine hundred and **twenty-one**.

(1922, c. 181, p. 309)

"Supplement to an act entitled 'An act to enable cities of the first and second class to regulate and limit the

height and bulk of buildings, to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries,' approved February twenty-seventh, one thousand nine hundred and eighteen," approved March eleventh, one thousand nine hundred and twenty-two.

(1922, c. 182, p. 310)

"An Act to amend an act entitled 'Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen,' approved April twentieth, one thousand nine hundred and twenty," approved March eleventh, one thousand nine hundred and twenty-two.

(1926, c. 324, p. 600)

"An Act to amend an act entitled 'An act respecting municipal police departments lawfully established in this State and regulating the tenure and terms of office of officers and men employed in said departments,' approved April twenty-first, nineteen hundred and fifteen," approved March thirty-first, one thousand nine hundred and twenty-six.

(1927, c. 1, p. 11)

"An Act to amend an act entitled 'An act respecting cities of the fourth class and providing for the nomination and election of commissioners elected therein,' approved March eleventh, one thousand nine hundred and twenty-four," approved February first, one thousand nine hundred and twenty-seven.

(1927, c. 268, p. 495)

"An Act to amend an act entitled 'An act to amend an act entitled "An act respecting municipal police departments lawfully established in this State and regulating the tenure and terms of office of officers and men employed in said departments," ' approved April twenty-first, nineteen hundred and fifteen," approved March twenty-ninth, one thousand nine hundred and twenty-seven.

(1928, c. 215, p. 387)

"An Act to amend an act entitled 'An act to amend an act entitled "An act respecting municipal police departments lawfully established in this State and regulating the tenure and terms of office of officers and men employed in said departments," approved April twenty-first, nineteen hundred and fifteen,' and the several amendments thereof and the supplements thereto," approved April third, one thousand nine dred and twenty-eight.

PALISADES INTERSTATE PARK

(1899, J. R. 1, p. 170)

"Joint Resolution giving the governor the power to appoint a commission of five persons, whose duty it shall be to report upon the present condition and the best method of preserving the Palisades," approved March twenty-first, one thousand eight hundred and ninety-nine.

PAWNBROKERS

(1876, c. 93, p. 119) (Rev. 1877, p. 811)

"An Act to regulate and license pawnbrokers," approved April twelfth, one thousand eight hundred and seventy-six.

(1885, c. 126, p. 161)

"An Act concerning cities," approved March twenty-fifth, one thousand eight hundred and eighty-five.

(1887, c. 45, p. 59)

"An Act to regulate and license pawnbrokers," approved March twenty-ninth, one thousand eight hundred and eighty-seven.

(1890, c. 15, p. 27)

"A Supplement to an act entitled 'An act to regulate and license pawnbrokers,' approved March twenty-ninth, one thousand eight hundred and eighty-seven," approved March fourth, one thousand eight hundred and ninety.

(1893, c. 222, p. 394)

"An Act to amend an act entitled 'An act to regulate and license pawnbrokers,' approved March twenty-ninth, one thousand eight hundred and eighty-seven," approved March seventeenth, one thousand eight hundred and ninety-three.

PEDDLERS

(R. S. 1847, Title XXXVII, c. 4, p. 1040) (Rev. 1877, p. 812)

"An Act relating to hawkers, peddlers and petty chapmen," approved April tenth, one thousand eight hundred and forty-six.

(1858, c. 201, p. 466) (Rev. 1877, p. 814, § 12 (1).)

"Supplement to an act entitled 'An act relating to hawkers, peddlers and petty chapmen,' approved April tenth, eighteen hundred and forty-six," approved March eighteenth, one thousand eight hundred and fifty-eight.

(1860, c. 116, p. 265) (Rev. 1877, p. 814, §§ 13 (1) to 16 (4).)

"A Further Supplement to the act entitled 'An act relating to hawkers, peddlers and petty chapmen,' approved April tenth, eighteen hundred and forty-six," approved March fifteenth, one thousand eight hundred and sixty.

(1861, c. 158, p. 468)

"A Supplement to the act entitled 'A supplement to the act relating to hawkers, peddlers and petty chapmen,' approved March fifteenth, eighteen hundred and sixty," approved March fifteenth, one thousand eight hundred and sixty-one.

PENSIONS

(1880, c. 66, p. 86)

"A Further Supplement to the act entitled 'An act for the relief of soldiers and sailors of this State in the war

of one thousand eight hundred and twelve,' approved March twelfth, one thousand eight hundred and seventy-four, and the supplement thereto, approved April fifth, one thousand eight hundred and seventy-eight," approved March third, one thousand eight hundred and eighty.

PLANK ROADS

(1852, c. 51, p. 95) (Rev. 1877, p. 827)

"An Act authorizing the incorporation of plank road companies," approved February twenty-sixth, one thousand eight hundred and fifty-two.

(1853, c. 191, p. 447) (Rev. 1877, p. 832)

"Supplement to an act entitled 'An act authorizing the incorporation of plank road companies,' approved February twenty-sixth, eighteen hundred and fifty-two," approved March eleventh, one thousand eight hundred and fifty-three.

(1901, c. 134, p. 290)

"An Act to secure to any plank road company, whose charter has expired or shall expire, the right to continue to maintain and operate any street railway owned by it," approved March twenty-second, one thousand nine hundred and one.

POOR

(1894, c. 216, p. 333)

"An Act providing a fund in certain cities of the State for the care of the indigent sick," approved May fifteenth, one thousand eight hundred and ninety-four.

PUBLIC PARKS AND RECREATION GROUNDS

(1907, c. 175, p. 418)

"An Act concerning public parks in certain cities of this State," approved May thirteenth, one thousand nine hundred and seven.

(1910, c. 236, p. 364)

"An Act to provide for the planting and care of shade trees on the highways and the charge and control of the city parks in certain cities of this State," approved April eleventh, one thousand nine hundred and ten.

(1919, c. 145, p. 317)

"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," approved April twelfth, one thousand nine hundred and nineteen.

PUBLIC RECORDS

(1897, c. 105, p. 193)

"An Act in relation to public records in this State," approved April ninth, one thousand eight hundred and ninety-seven.

PURSUING AND DETECTIVE SOCIETIES

(1878, c. 88, p. 153)

"An Act to authorize the formation of associations for the more effectual prevention and detection of crime," approved March twentieth, one thousand eight hundred and seventy-eight.

RAILROADS AND CANALS

(1873, c. 601, p. 155)

"Supplement to an act entitled 'An act to prevent injuries by fire from locomotive engines on railroads, and to provide for compensation therefor,' approved April sixth, one thousand eight hundred and sixty-five," approved April fourth, one thousand eight hundred and seventy-three.

(1874, c. 452, p. 112) (Rev. 1877, p. 943)

"A Further Supplement to an act entitled 'An act to prevent injuries by fire from locomotive engines or railroads, and to provide for compensation therefor,' approved April sixth, anno domini, eighteen hundred and sixty-five," approved March twenty-seventh, one thousand eight hundred and seventy-four.

(1885, c. 70, p. 79)

"An Act for the ascertainment, protection and enforcement of the rights of the State, under special charters, in certain railroad and canal property," approved March eleventh, one thousand eight hundred and eighty-five.

(1903, c. 257, p. 645, § 80)

Section eighty of an act entitled "An Act concerning railroads (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

(1907, c. 197, p. 448)

"An Act to create a Board of Railroad Commissioners for the State of New Jersey, and to prescribe its powers and duties," approved May fifteenth, one thousand nine hundred and seven.

(1909, c. 189, p. 281)

"A Supplement to an act entitled 'An act to create a Board of Railroad Commissioners for the State of New Jersey, and prescribe its powers and duties,' approved May fifteenth, one thousand nine hundred and seven," approved April twentieth, one thousand nine hundred and nine.

(1910, c. 41, p. 56)

"An Act to further amend and supplement an act entitled 'An act to create a Board of Railroad Commissioners for the State of New Jersey, and to prescribe its powers and duties,' approved May fifteenth, one thousand nine hundred and seven, by enlarging the powers of said commission and extending its jurisdiction

over the other public utilities of the State," approved March twenty-fourth, one thousand nine hundred and ten.

RELIGIOUS SOCIETIES

(1859, c. 188, p. 542) (Rev. 1877, p. 1056)

"An Act authorizing the sale of lands granted or devised to religious societies in certain cases," approved March twenty-third, one thousand eight hundred and fifty-nine.

(1874, c. 186, p. 32) (Rev. 1877, p. 969)

"An Act to enable churches to change their corporate names or titles," approved March eleventh, eighteen hundred and seventy-four.

(1877, c. 54, p. 72, §§ 1, 2, 4) (Rev. 1877, p. 1377, §§ 1, 2, 4)

Sections one, two and four of an act entitled "A Supplement to an act entitled 'An act to incorporate trustees of religious societies,' (Revision) approved April ninth, eighteen hundred and seventy-five," approved March eighth, one thousand eight hundred and seventy-seven.

(1877, c. 117, p. 177, § 3) (Rev. 1877, p. 1379, § 10 (3).)

Section three of an act entitled "Supplement to an act entitled 'An act to incorporate trustees of religious societies,' approved April ninth, eighteen hundred and seventy-five," approved March ninth, one thousand eight hundred and seventy-seven.

(1883, c. 92, p. 108)

"An Act to authorize and empower any Methodist Episcopal church to sell and convey any lands and real estate owned by said church, not occupied by such church for burial or other purposes," approved March twenty-first, one thousand eight hundred and eighty-three.

(1883, c. 101, p. 115)

"An Act to authorize and empower the trustees of any Methodist Episcopal church to whom, as such trustees, any conveyance of lands and real estate has been made, to convey the same to the church of which they are trustees, by its corporate name," approved March twenty-second, one thousand eight hundred and eighty-three.

(1885, c. 1, p. 11)

"An Act to authorize and empower the trustees of any Presbyterian church, to whom as such trustees, any conveyance of lands and real estate has been made, to convey the same to the church of which they are trustees, by its corporate name," approved January twenty-eighth, one thousand eight hundred and eighty-five.

(1886, c. 127, p. 178)

"An Act to authorize the sale of church property and vesting a valid title thereto in the purchaser free from uses for church purposes," approved April fifth, one thousand eight hundred and eighty-six

(1886, c. 151, p. 214)

"A Supplement to an act entitled 'An act to enable churches to change their corporate names or titles,' approved March eleventh, one thousand eight hundred and seventy-four," approved April twelfth, one thousand eight hundred and eighty-six.

(1889, c. 23, p. 37)

"An Act to amend an act entitled 'An act to authorize the sale of church property and vesting a valid title thereto in the purchaser free from uses for church purposes,' approved April fifth, one thousand eight hundred and eighty-six," passed February twenty-seventh, one thousand eight hundred and eighty-nine.

(1890, c. 104, p. 156)

"An Act to authorize the sale or mortgaging of church property," approved March thirty-first, one thousand eight hundred and ninety.

(1896, c. 68, p. 105)

"An Act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'" approved April ninth, one thousand eight hundred and seventy-five," which supplement was approved April fourth, one thousand eight hundred and ninety-one,' which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four," approved March twenty-third, one thousand eight hundred and ninety-six.

(1898, c. 88, p. 141)

"A Supplement to an act entitled 'An act to incorporate trustees of religious societies' (Revision), approved April ninth, one thousand eight hundred and seventy-five," approved March twenty-second, one thousand eight hundred and ninety-eight.

(1909, c. 25, p. 42)

"An Act authorizing and providing for the consolidation or merger of any two or more societies or corporations of the Baptist denomination, incorporated under any special or general law or laws of this State," approved March twenty-fourth, one thousand nine hundred and nine.

(1921, c. 115, p. 237)

"A Supplement to an act entitled 'An act to incorporate trustees of religious societies' (Revision), approved April ninth, one thousand eight hundred and seventy-five," approved March thirty-first, one thousand nine hundred and twenty-one.

ROADS

(1882, c. 101, p. 134)

"An Act to authorize townships to pay for work done on the roads after the first day of October, eighteen hundred and eighty-one," approved March seventeenth, one thousand eight hundred and eighty-two.

SALARIES

(1880, c. 7, p. 17, §§ 1, 2, 4, 5, 6)

Section one, two, four, five and six of an act entitled "A Supplement to an act entitled 'An act respecting the compensation of the chancellor and the justices of the supreme court of this State,' approved March fourteenth, one thousand eight hundred and seventy-nine," approved February ninth, one thousand eight hundred and eighty.

(1888, c. 229, p. 329)

"A Supplement to a supplement to an act entitled 'An act respecting the compensation of the chancellor and the justices of the supreme court,' approved March fourteenth, one thousand eight hundred and seventy-nine, approved February ninth, one thousand eight hundred and eighty," approved March thirtieth, one thousand eight hundred and eighty-eight.

SALE OF GOODS

(1915, c. 175, p. 335)

"An Act to protect the public from fraudulent practices in the conduct of sales of goods, wares and merchandise in any of the municipalities of this State, which are held forth to the public to be sales of goods belonging to a bankrupt, assignee, receiver or other person in a representative capacity, or of a person about to retire from business, or of goods damaged by fire or water, and other such sales, giving to such municipalities power to pass, amend and repeal ordinances for the licensing of such sales, to require the deposit of a sum of money by the licensee, and otherwise relating thereto, and to carry the provisions of this act into effect, and fixing a penalty for violation hereof," approved April sixth, one thousand nine hundred and fifteen.

(1917, c. 103, p. 216)

"An Act concerning conditional sales, leases or mortgages of railroad and street railway equipment and rolling stock," approved March twenty-third, one thousand nine hundred and seventeen.

(1919, c. 210, p. 463, § 8)

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

SCHOOLS

(1875, c. 69, p. 19) (Rev. 1877, p. 1090)

"An Act to fix the quorum of the board of trustees of the State normal school and of the State board of education," approved March second, one thousand eight hundred and seventy-five.

(1877, c. 61, p. 87) (Rev. 1877, p. 1373)

"An Act respecting deficiencies in appropriations for the payment of teachers' salaries in cities," approved March eighth, one thousand eight hundred and seventy-seven.

(1877, c. 112, p. 171) (Rev. 1877, p. 1374)

"An Act concerning appropriations made by and to the board of education in cities of this State," approved March ninth, one thousand eight hundred and seventy-seven.

(1878, c. 53, p. 64)

"An Act to provide for the full payment of the fixed annual salaries of teachers in certain cities," approved March seventh, one thousand eight hundred and seventy-eight.

(1879, c. 61, p. 86)

"An Act to enable boards of education of cities to refund their indebtedness at a lower rate of interest,"

approved March sixth, one thousand eight hundred and seventy-nine.

(1879, c. 105, p. 188)

"An Act to provide for the establishment of schools for industrial education," approved March fourteenth, one thousand eight hundred and seventy-nine.

(1880, c. 18, p. 155)

"Supplement to an act entitled 'An act to establish a system of public instruction,' approved March twenty-seventh, one thousand eight hundred and seventy-four," approved March tenth, one thousand eight hundred and eighty.

(1881, c. 95, p. 109)

"An Act to provide for the substitution of bonds and mortgages upon school district property for certain unmatured bonds of school districts," approved March fifteenth, one thousand eight hundred and eighty-one.

(1882, c. 43, p. 46)

"An Act in relation to public education," approved March third, one thousand eight hundred and eighty-two.

(1883, c. 72, p. 89)

"An Act for the relief of officers and employes of boards of education whose salaries have not been paid by reason of the failure of any bank in which money has been deposited, which was to be used for the purpose of paying such salaries," approved March eighth, one thousand eight hundred and eighty-three.

(1883, c. 200, p. 245)

"An Act concerning cities," approved March twenty-third, one thousand eight hundred and eighty-three.

(1886, c. 172, p. 232)

"An Act to authorize cities to increase the limit of the annual expenditure for current expenses for public schools," approved April sixteenth, one thousand eight hundred and eighty-six.

(1886, c. 193, p. 277)

"An Act concerning State securities and investments of the school fund," approved April twenty-fourth, one thousand eight hundred and eighty-six.

(1890, c. 53, p. 83)

"An Act to provide for the building of school-houses in cities of the second class in this State where land has been dedicated for that purpose," approved March eighteenth, one thousand eight hundred and ninety.

(1890, c. 137, p. 215)

"An Act concerning the disbursement of school money for payment of teachers' salaries," approved April seventh, one thousand eight hundred and ninety.

(1894, c. 73, p. 125)

"A Supplement to an act entitled 'An act to establish a system of public instruction,' approved March twenty-seventh, one thousand eight hundred and seventy-four," approved April twenty-fourth, one thousand eight hundred and ninety-four.

(1894, c. 240, p. 366)

"An Act in relation to the manner of paying teachers in the public schools of certain cities in this State, and giving the commissioners of public instruction, or other body having the charge or control of public schools, power in relation thereto," approved May sixteenth, one thousand eight hundred and ninety-four.

(1895, c. 13, p. 74)

"An Act in relation to the manner of paying teachers in the public schools of certain cities in this State, and giving the common council or other governing body power in relation thereto," approved February fourteenth, one thousand eight hundred and ninety-five.

(1895, c. 30, p. 91)

"An Act to enable cities to lease lands for school purposes and to raise money to build school-houses thereon,"

approved February nineteenth, one thousand eight hundred and ninety-five.

(1900, c. 64, p. 98)

"An Act relating to boards of education in cities of the first class of this State, and defining their powers," approved March twentieth, one thousand nine hundred.

(1902, c. 15, p. 32)

"An Act to authorize any city in this State to convert its city hall or other municipal building into a public school building, and to alter or remodel said city hall in such manner as may be necessary to adapt it for use as a public school building, and to use the same for public school purposes," approved March twelfth, one thousand nine hundred and two.

(1903, c. 270, p. 739)

"An Act to provide additional accommodations for the State normal school," approved April seventeenth, one thousand nine hundred and three.

(1903, c. 1, p. 5, §§ 186, 187, 210, 225, 226, 227, 2nd Sp. Ses.)

Sections one hundred and eighty-six, one hundred and eighty-seven, two hundred and ten, two hundred and twenty-five, two hundred and twenty-six, and two hundred and twenty-seven 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.

(1904, c. 110, p. 236)

"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, nineteen hundred and three," approved March twenty-eighth, one thousand nine hundred and four.

(1904, c. 140, p. 273)

"An Act to enable cities of the second class in this State to dedicate or convey lands for school purposes," approved March twenty-eighth, one thousand nine hundred and four.

(1905, c. 180, p. 335)

"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, nineteen hundred and three," approved April twentieth, one thousand nine hundred and five.

(1908, c. 55, p. 92)

"An Act to establish summer courses in elementary agriculture, manual training and home economics," approved April first, one thousand nine hundred and eight.

(1908, c. 231, p. 445)

"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 (management) thereof,' approved October nineteenth, one thousand nine hundred and three," approved April thirteenth, one thousand nine hundred and eight.

(1909, c. 87, p. 121)

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

(1909, c. 144, p. 217)

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

(1910, c. 58, p. 81, § 2)

Section two 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," approved March thirtieth, one thousand nine hundred and ten.

(1910, c. 61, p. 85)

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

(1910, c. 214, p. 335, § 1)

Section one 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," approved April ninth, one thousand nine hundred and ten.

(1911, c. 237, p. 516)

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

(1920, c. 43, p. 90, § 4)

Section four of an act entitled "A Further Supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide

for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved March twenty-fourth, one thousand nine hundred and twenty.

SCHUETZEN ASSOCIATIONS

(1877, c. 113, p. 172) (Rev. 1877, p. 1093, § 2)

"A Supplement to an act entitled 'An act relating to incorporated schuetzen associations of this State,' which act was approved March first, one thousand eight hundred and seventy-seven," approved March ninth, one thousand eight hundred and seventy-seven.

SECURITIES

(1920, c. 234, p. 444)

"An Act to prevent fraud respecting securities offered for sale in the State," approved April twentieth, one thousand nine hundred and twenty.

SOCIAL AND LITERARY SOCIETIES

(1897, c. 9, p. 21)

"A Further Supplement to an act entitled 'An act to incorporate societies or clubs for social, intellectual and recreative purposes,' approved March twenty-seventh, one thousand eight hundred and seventy-eight," approved February twenty-third, one thousand eight hundred and ninety-seven.

SOLDIERS AND SAILORS

(1888, J. R. 8, p. 559)

"Joint Resolution relative to the battle-flags of the New Jersey volunteer regiments," approved March eighth, one thousand eight hundred and eighty-eight.

(1891, c. 168, p. 322)

"A Supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,' approved April fourth, one thousand eight hundred and sixty-six," approved April fourth, one thousand eight hundred and ninety-one.

(1910, c. 74, p. 110)

"An Act for the preservation of the original Civil War records now in the custody of the Adjutant-General of this State," approved April first, one thousand nine hundred and ten.

(1919, c. 29, p. 61)

"Supplement to an act entitled 'An act to extend protection to the civil rights of members of the military and naval establishment of the United States engaged in the present war,' approved February twenty-sixth, one thousand nine hundred and eighteen," approved April second, one thousand nine hundred and nineteen.

STATE LIBRARY

(1855, c. 175, p. 498, § 2, 3, 4) (Rev. 1877, p. 584, §§ 10 (2), 11 (3))

Sections two, three and four of an act entitled "A Supplement to the act entitled 'An act to regulate the State Library,' approved April the tenth, eighteen hundred and forty-six," approved March twenty-ninth, one thousand eight hundred and fifty-five.

STATE PRISON

(1879, c. 92, p. 174)

"An Act to provide increased facilities for lighting and heating the New Jersey State prison," approved March thirteenth, one thousand eight hundred and seventy-nine.

(1886, c. 156, p. 218)

"An Act to authorize the State treasurer to pay the penalty that may become due on the annulment of any contract under which the inmates of the State prison or reform school in this State are employed," approved April twelfth, one thousand eight hundred and eighty-six.

(1914, c. 167, p. 318)

"An Act authorizing the board of inspectors of the New Jersey State prison to expend moneys already appropriated for other purposes," approved April fourteenth, one thousand nine hundred and fourteen.

STATE TREASURY

(1864, c. 294, p. 496) (Rev. 1877, p. 1220)

"An Act appointing Commissioners for a Sinking Fund, and defining their duties," approved March twenty-fifth, one thousand eight hundred and sixty-four.

(1864, c. 417, p. 725) (Rev. 1877, p. 1221)

"Supplement to an act entitled 'An act appointing Commissioners for a Sinking Fund, and defining their duties,' approved April fourteenth, one thousand eight hundred and sixty-four.

(1868, c. 208, p. 465, § 5) (Rev. 1877, p. 1219, § 43
(5))

Section five of an act entitled "A Further Supplement to the act entitled 'An act creating the office of Comptroller of the Treasury, and defining the duties thereof,' approved March seventeenth, eighteen hundred and sixty-five," passed March twenty-fourth, one thousand eight hundred and sixty-eight.

(1873, c. 466, p. 117) (Rev. 1877, p. 1221)

"A Further Supplement to an act entitled 'An act appointing Commissioners for a Sinking Fund and defining their duties,' approved March twenty-fifth, one thou-

sand eight hundred and sixty-four," approved 'April third, one thousand eight hundred and seventy-three.

(1873, c. 535, p. 127) (Rev. 1877, p. 1221)

"A Supplement to an act entitled 'An act appointing Commissioners for a Sinking Fund and defining their duties,' approved March twenty-fifth, one thousand eight hundred and sixty-four," approved April third, one thousand eight hundred and seventy-three.

(1874, c. 408, p. 97) (Rev. 1877, p. 1222)

"A Further Supplement to the act entitled 'An act appointing Commissioners for Sinking Fund, and defining their duties,' approved March twenty-fifth, eighteen hundred and sixty-four," approved March twenty-sixth, one thousand eight hundred and seventy-four.

(1878, c. 165, p. 251)

"A Further Supplement to an act entitled 'An act appointing Commissioners for a Sinking Fund and defining their duties,' approved March twenty-fifth, eighteen hundred and sixty-four," approved April second, one thousand eight hundred and seventy-eight.

(1878, c. 167, p. 254)

"A Further Supplement to an act entitled 'An act appointing Commissioners for a Sinking Fund, and defining their duties,' approved March twenty-fifth, eighteen hundred and sixty-four," approved April second, one thousand eight hundred and seventy-eight.

(1883, c. 62, p. 79)

"An Act relative to the management of the sinking fund," approved March seventh, one thousand eight hundred and eighty-three.

(1891, c. 83, p. 136)

"An Act concerning the sinking fund of this State," approved March eleventh, one thousand eight hundred and ninety-one.

(1900, c. 54, p. 87)

"A Supplement to an act entitled 'An act concerning the sinking fund of this State,' approved March eleventh, one thousand eight hundred and ninety-one (General Statutes, page 3186)," approved March twentieth, one thousand nine hundred.

STATE VILLAGE FOR EPILEPTICS

(1900, c. 129, p. 319)

"A Supplement to an act entitled 'An act to establish a village for epileptics,' approved March twenty-sixth, one thousand eight hundred and ninety-eight," approved March twenty-third, one thousand nine hundred.

STREET RAILWAYS

(1882, c. 40, p. 43)

"An Act to provide for the better protection of the drivers of horse cars on street passenger railroads in the cities and towns of this State," approved March third, one thousand eight hundred and eighty-two.

(1882, c. 141, p. 201)

"An Act to regulate fares on horse cars in cities of the first class in this State," approved March twenty-eighth, one thousand eight hundred and eighty-two.

(1886, c. 97, p. 126)

"An Act to enable street car or horse railroad companies to provide better accommodation to the public, by using what is now known as the cable system for motive power on elevated roads," approved March twenty-sixth, one thousand eight hundred and eighty-six.

(1886, c. 232, p. 339)

"A Supplement to an act entitled 'An act to provide for the incorporation of street railway companies and

to regulate the same,' approved April sixth, one thousand eight hundred and eighty-six," passed May fourth, one thousand eight hundred and eighty-six.

(1887, c. 175, p. 240)

"An Act relating to street railways within incorporated towns and boroughs in this State," approved April thirtieth, one thousand eight hundred and eighty-seven.

(1888, c. 271, p. 388)

"A Supplement to an act entitled 'An act to enable street-car or horse-car railroad companies to provide better accommodation to the public by using what is now known as the cable system for motive power on elevated roads,' approved March twenty-sixth, one thousand eight hundred and eighty-six," approved April sixth, one thousand eight hundred and eighty-eight.

(1890, c. 110, p. 166)

"A Supplement to an act entitled 'An act relating to street railways within incorporated towns and boroughs in this State,' approved April thirtieth, one thousand eight hundred and eighty-seven," passed March thirty-first, one thousand eight hundred and ninety.

(1896, c. 144, p. 208)

"An Act relating to the carrying of freight or express matter by companies owning, leasing or operating street railways," approved March thirtieth, one thousand eight hundred and ninety-six.

(1909, c. 104, p. 156)

"An Act to authorize traction and other companies owning, leasing or operating street railways to carry freight and express matter thereon," approved April fifteenth, one thousand nine hundred and nine.

TAXES AND ASSESSMENTS

(1854, c. 113, p. 296)

"A Supplement to the act entitled 'An act concerning taxes,' approved April fourteenth, eighteen hundred and forty-six," approved March third, one thousand eight hundred and fifty-four.

(1862, c. 194, p. 344)

"A Further Supplement to the act entitled 'An act concerning taxes,' approved April fourteenth, one thousand eight hundred and forty-six," approved March twenty-eighth, one thousand eight hundred and sixty-two.

(1873, c. 450, p. 112) (Rev. 1877, p. 1166)

"An Act to establish just rules for the Taxation of Railroad Corporations, and to induce their acceptance and uniform adoption," approved April second, one thousand eight hundred and seventy-three.

(1876, c. 101, p. 129) (Rev. 1877, p. 1168)

"An Act providing for State taxes on railroads and the more efficient collection thereof," approved April thirteenth, one thousand eight hundred and seventy-six.

(1876, c. 181, p. 291) (Rev. 1877, p. 712)

"An Act to authorize the apportionment of taxes, assessments and water rents," approved April twenty-first, one thousand eight hundred and seventy-six.

(1876, c. 213, p. 411) (Rev. 1877, p. 1171)

"An Act explanatory of the proviso of the first section of 'An act providing for State taxes on railroads, and the more efficient collection thereof,' approved April thirteenth, eighteen hundred and seventy-six," approved April twenty-first, one thousand eight hundred and seventy-six.

(1877, c. 81, p. 117) (Rev. 1877, p. 1358)

"An Act to authorize incorporated cities in the State of New Jersey to adjust and compromise certain past due taxes," approved March ninth, one thousand eight hundred and seventy-seven.

(1878, c. 2, p. 12)

"An Act relating to interest on arrears of taxes and assessments in incorporated cities," approved February fifth, one thousand eight hundred and seventy-eight.

(1878, c. 32, p. 38)

"An Act authorizing the receipt in instalments of certain taxes in cities," approved February twenty-eight, one thousand eight hundred and seventy-eight.

(1878, c. 146, p. 215)

"An Act relative to past due taxes, assessments and water rents in certain cities of this State and providing for the payment thereof," approved March twenty-ninth, one thousand eight hundred and seventy-eight.

(1880, c. 31, p. 40)

"An Act entitled 'An act concerning taxes and assessments and arrears of taxes and assessments in towns and townships,' " approved February nineteenth, one thousand eight hundred and eighty.

(1884, c. 105, p. 162)

"An Act to enforce the payment of taxes in cities of this State," approved April fourteenth, one thousand eight hundred and eighty-four.

(1884, c. 134, p. 197)

"An Act respecting the office of commissioner of railroad taxation," approved April seventeenth, one thousand eight hundred and eighty-four.

(1885, c. 52, p. 61)

"An Act to provide for the taxation of the property of persons engaging temporarily in business in taxing

districts subsequently to the completion of the annual assessment by the local assessors," passed March ninth, one thousand eight hundred and eighty-five.

(1886, c. 12, p. 18)

"An Act relative to interest on arrears of taxes and assessments in the cities of this State," approved February ninth, one thousand eight hundred and eighty-six.

(1887, c. 151, p. 197)

"An Act relating to the sale of lands for unpaid taxes and assessments in cities of this State and proceedings in reference thereto," approved April twenty-first, one thousand eight hundred and eighty-seven.

(1888, c. 134, p. 179)

"An Act relating to the sale of lands for unpaid taxes and assessments in this State, and proceedings in reference thereto," approved March twenty-first, one thousand eight hundred and eighty-eight.

(1890, c. 18, p. 31)

"An Act relative to past-due taxes and assessments in towns and townships," passed March fourth, one thousand eight hundred and ninety.

(1891, c. 38, p. 74)

"An Act to authorize the correction of errors and mistakes in the tax and assessment records of the cities of this State, and to authorize the cancellation of taxes and assessments by error or mistake imposed upon the wrong property, and authorizing the charging thereof to be made against the property actually taxed or assessed," approved March fourth, one thousand eight hundred and ninety-one.

(1891, c. 93, p. 150)

"An Act to amend chapter one hundred and nine of the laws of one thousand eight hundred and eighty-four, 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," approved March sixteenth, one thousand eight hundred and ninety-one.

(1891, c. 205, p. 394)

"An Act enabling cities to return taxes, assessments and water rents paid in error," approved April fourteenth, one thousand eight hundred and ninety-one.

(1891, c. 220, p. 414)

"An Act relative to the payment of arrears of taxes and assessments and the interest thereon in incorporated cities," approved April fourteenth, one thousand eight hundred and ninety-one.

(1891, c. 224, p. 417)

"An Act respecting the election and terms of office of the clerk, and collector or receiver of taxes in certain towns, boroughs and townships," approved April fourteenth, one thousand eight hundred and ninety-one.

(1892, c. 23, p. 36)

"An Act providing for boards of appeal in cases of taxation in cities of the first class," approved February twenty-fifth, one thousand eight hundred and ninety-two.

(1892, c. 149, p. 258)

"An Act to amend an act entitled 'An act respecting the election and terms of office of the clerk and collector or receiver of taxes in certain towns, boroughs and townships,' approved April fourth, one thousand eight hundred and ninety-one," approved March twenty-fourth, one thousand eight hundred and ninety-two.

(1892, c. 210, p. 339)

"An Act in relation to interest upon assessments collectible in or by any town or township of this State or by any officer thereof, whether laid under general or special act," approved March twenty-ninth, one thousand eight hundred and ninety-two.

(1892, c. 261, p. 409)

"An Act to authorize the correction of errors and mistakes in the tax and assessment records of any public road board, or other public body, or municipality, in this State, and in the payment of any tax or assessment, made by error or mistake by any person upon the property of another," approved April seventh, one thousand eight hundred and ninety-two.

(1893, c. 98, p. 183)

"An Act to establish the rate of interest on arrears of taxes and assessments in cities of this State," approved March tenth, one thousand eight hundred and ninety-three.

(1893, c. 202, p. 352)

"An Act providing for the sale of lands for unpaid taxes and assessments heretofore levied or imposed, or which may be hereafter levied or imposed, in towns of this State," approved March sixteenth, one thousand eight hundred and ninety-three.

(1895, c. 205, p. 386)

"An Act concerning cities," approved March twenty-first, one thousand eight hundred and ninety-five.

(1896, c. 110, p. 163)

"An Act to establish the rate of interest on arrears of taxes and assessments in cities of this State," approved March twenty-sixth, one thousand eight hundred and ninety-six.

(1896, c. 118, p. 172)

"An Act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein," approved March twenty-sixth, one thousand eight hundred and ninety-six.

(1896, c. 143, p. 201)

"An Act concerning the collection of arrears of taxes and assessments upon lands by towns, boroughs or town-

ships, and to enforce the payment thereof by sale in fee simple of the lands subject to the lien thereof," approved March thirtieth, one thousand eight hundred and ninety-six.

(1898, c. 203, p. 475)

"An Act to establish the rate of interest on arrears of taxes and assessments in cities of this State," approved June thirteenth, one thousand eight hundred and ninety-eight.

(1898, c. 205, p. 477)

"An Act relating to official searches and certificates as to tax, assessment and other municipal liens," approved June thirteenth, one thousand eight hundred and ninety-eight.

(1899, c. 201, p. 523)

"An Act concerning the payment of taxes in any municipality of this State," approved March twenty-fourth, one thousand eight hundred and ninety-nine.

(1900, c. 60, p. 94)

"An Act empowering the common council or other board having charge of the finances of any municipality in this State to fix the rate of discount to be allowed for the prompt payment of taxes in such municipality," approved March twentieth, one thousand nine hundred.

(1901, c. 203, p. 407)

"Supplement to an act entitled 'An act relative to past-due taxes and assessments in towns and townships,' passed March fourth, one thousand eight hundred and ninety," approved March twenty-second, one thousand nine hundred and one.

(1902, c. 141, p. 457)

"An Act to establish the rate of interest on arrears of taxes and assessments in cities of this State," approved April third, one thousand nine hundred and two.

(1904, c. 87, p. 201)

"An Act to repeal so much of the act entitled 'An act for the assessment and collection of taxes,' approved April eighth, one thousand nine hundred and three, that repeals or affects in any way the act entitled 'A further supplement to the act entitled "An act to encourage the establishment of mutual loan and building associations," approved February twenty-eighth, one thousand eight hundred and forty-nine,' which said supplement was approved March twentieth, one thousand eight hundred and seventy-four," approved March twenty-eighth, one thousand nine hundred and four.

(1906, c. 147, p. 273)

"A Supplement to an act entitled 'An act for the assessment and collection of taxes,' approved April eighth, one thousand nine hundred and three," approved April twentieth, one thousand nine hundred and six.

(1915, c. 69, p. 114)

"An Act to validate and confirm reinstatements of charters of corporations heretofore made," approved March twenty-second, one thousand nine hundred and fifteen.

(1917, c. 272, p. 890)

"An Act to amend an act entitled 'An act relating to official searches and certificates as to tax, assessment and other municipal liens,' approved June thirteenth, one thousand eight hundred and ninety-eight," approved April third, one thousand nine hundred and seventeen.

(1918, c. 104, p. 244)

"An Act to validate and confirm reinstatements of charters of corporations heretofore made," approved February twenty-second, one thousand nine hundred and eighteen.

TOWNS

(1885, c. 47, p. 54)

"A Supplement to an act entitled 'An act to enable incorporated towns to construct water works for the

extinguishment of fires, and supplying the inhabitants thereof with pure and wholesome water,' passed March fifth, one thousand eight hundred and eighty-four," passed March ninth, one thousand eight hundred and eighty-five.

(1910, c. 154, p. 257)

"An Act to provide for a Town Plan and Art Commission in the towns of this State; to enlarge the powers of said town; and to authorize the borrowing of money and the issuing of bonds in the exercise of such powers," approved April eighth, one thousand nine hundred and ten.

TOWNSHIPS

(1852, c. 63, p. 141)

"A supplement to an act entitled, 'An act incorporating the inhabitants of townships, designating their powers, and regulating their meetings, approved April fourteenth, Anno Domini one thousand eight hundred and forty-six," approved March fifth, one thousand eight hundred and fifty-two.

(1894, c. 128, p. 186)

"An Act to amend an act entitled 'An act to authorize the construction, curbing and paving of sidewalks and crosswalks in townships,' approved May ninth, one thousand eight hundred and eighty-four," approved May first, one thousand eight hundred and ninety-four.

(1899, c. 169, p. 373, § 2)

Section two of 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.

(1906, c. 175, p. 320, § 5)

Section five of an act entitled "An Act respecting certain township officers in townships whereof the territorial limits have been or shall hereafter be changed or altered," approved May first, one thousand nine hundred and six.

TURNPIKES, BRIDGES, ETC.

(1878, c. 116, p. 180)

"An Act in relation to macadamized road companies in certain cases," approved March twenty-seventh, one thousand eight hundred and seventy-eight.

(1878, c. 186, p. 295)

"An Act in relation to road taxes payable to macadamized road companies," approved April fourth, one thousand eight hundred and seventy-eight.

(1880, c. 140, p. 181)

"An Act to authorize the formation of turnpike corporations, and regulate the same," approved March tenth, one thousand eight hundred and eighty.

(1882, c. 26, p. 29)

"An Act relating to turnpike companies," approved February twenty-fourth, one thousand eight hundred and eighty-two.

(1885, c. 46, p. 53)

"An Act to authorize turnpike companies to issue bonds, and to secure the same by mortgaging their franchises," passed March second, one thousand eight hundred and eighty-five.

(1886, c. 169, p. 229)

"An Act to authorize turnpike companies to dispose of the whole or a portion of their roads and property to another turnpike company," passed April sixteenth, one thousand eight hundred and eighty-six.

(1890, c. 83, p. 133)

"An Act to authorize turnpike companies to straighten portions of their roads," approved March twenty-seventh, one thousand eight hundred and ninety.

(1891, c. 180, p. 336)

"An Act to authorize turnpike compaines (companies) to straighten portions of their turnpike roads," approved April seventh, one thousand eight hundred and ninety-one.

(1892, c. 111, p. 194)

"An Act to amend an act entitled 'An act relating to turnpike companies,' approved February twenty-fourth, one thousand eight hundred and eighty-two," approved March twenty-third, one thousand eight hundred and ninety-two.

(1892, c. 176, p. 299)

"An Act for the encouragement of the building of stone roads and fixing the rates of tolls on turnpike roads that have or shall be faced with stone," approved March twenty-eighth, one thousand eight hundred and ninety-two.

(1894, c. 83, p. 133)

"A Supplement to an act entitled 'An act to authorize turnpike companies to issue bonds, and to secure the same by mortgaging their franchise,' passed March second, one thousand eight hundred and eighty-five," approved April twenty-fifth, one thousand eight hundred and ninety-four.

(1905, c. 121, p. 230)

"An Act concerning turnpikes and to regulate the toll for automobiles and other motor vehicles on the same," approved April seventh, one thousand nine hundred and five.

(1912, c. 410, p. 911)

"A Supplement to an act entitled 'An act concerning turnpikes and to regulate the toll for automobiles and other motor vehicles on the same,' approved April seventh, one thousand nine hundred and five," passed April sixteenth, one thousand nine hundred and twelve.

UNDERTAKERS AND EMBALMERS

(1906, c. 219, p. 420)

"An Act to regulate the practice of embalming, burial and disposal of dead human bodies; to license under-

takers and embalmers, and to punish persons violating the provisions thereof," approved May twelfth, one thousand nine hundred and six, the title to which act was amended by "An Act to amend the title and body of an act entitled 'An act to regulate the practice of embalming, burial and disposal of dead human bodies; to license undertakers and embalmers, and to punish persons violating the provision thereof,' approved May twelfth, nineteen hundred and six," approved April eighth, one thousand nine hundred and eight, to read as follows: "An act regulating the business of undertaking, embalming and disposal of human bodies."

(1908, c. 124, p. 187)

"An Act to amend the title and body of an act entitled 'An act to regulate the practice of embalming, burial and disposal of dead human bodies; to license undertakers and embalmers, and to punish persons violating the provision thereof,' approved May twelfth, nineteen hundred and six," approved April eighth, one thousand nine hundred and eight.

(1918, c. 138, p. 316)

"An Act to amend and supplement an act entitled 'An act regulating the business of undertaking, embalming and disposal of dead human bodies,' approved May twelfth, one thousand nine hundred and six, the title of which act was amended to read as above set forth by an act approved April eighth, one thousand nine hundred and eight," approved February twenty-seventh, one thousand nine hundred and eighteen.

VETERINARY MEDICINE AND SURGERY

(1889, c. 24, p. 38)

"An Act to protect the title of veterinary surgeons and to regulate the practice of veterinary medicine and surgery in New Jersey," approved March fourth, one thousand eight hundred and eighty-nine.

VILLAGES

(1899, c. 104, p. 237)

"An Act legalizing, ratifying and confirming the election of village trustees heretofore held in villages incorporated under the act entitled 'An act for the formation and government of villages,' approved February twenty-third, one thousand eight hundred and ninety-one, and an act to amend said act, approved April eighth, one thousand eight hundred and ninety-two," approved March twenty-third, one thousand eight hundred and ninety-nine.

(1909, c. 116, p. 182)

"An Act to validate proceedings for the construction of sewers under an act, entitled 'An act for the formation of government of villages,' approved February twenty-third, one thousand eight hundred and ninety-one, and to authorize the issuance of bonds therefor," approved April sixteenth, one thousand nine hundred and nine.

2. This act shall not revive any act or part of any act heretofore repealed, nor any office heretofore abolished, and all acts and parts of acts which were repealed or abrogated by or were repugnant to any law hereby repealed shall continue to be so repealed and shall be deemed abrogated.

Repealed
acts not
revived.

3. The repeal by this act of any act or part of any act heretofore repealed or superseded shall not be construed as a declaration or implication that such act or part of any act has been in force at any time subsequent to such first repeal or the time when the same was superseded.

Construing
act.

4. The repeal of any act or part of any act by this act shall not affect any act done, proceedings had, or right, remedy, privilege or immunity accruing or accrued under any such act or part of act so repealed, and such repeal hereby of any act or part of any act shall not invalidate any act, conveyance, bonds issued, taxes levied, proceedings had or other matter or thing done under or by virtue of or validated by any act or part of act hereby repealed.

Previous
action not
affected.

Liability of
associations,
etc., remains.

5. The repeal by this act of any act or part of any act under which any company, society or association was incorporated or formed and now exists shall not be construed to work a dissolution of any such existing company, society or association, but the rights, powers, privileges, duties, obligations and limitations of every such company, society or association shall continue as if this act had not been passed, and every such company, society or association shall remain liable on its bonds and other obligations issued and outstanding.

Titles, deeds,
etc., not
affected.

6. This act shall not be so construed as in anywise to invalidate or affect any proceeding, notice, deed or conveyance heretofore had, given or executed, under or by virtue of any act or part of act hereby repealed, or in anywise to invalidate or affect the title to any lands, tenements or hereditaments.

Repeal does
not affect
penalties, etc.

7. The repeal by this act of any act or part of act providing for the punishment of any offense or the imposition of any penalty shall not affect any act done, offense committed or penalty incurred under any such act or part of act prior to the time the same is repealed, but the nature of the act shall be determined, the offense punished, and the penalty inflicted as fully and to the same extent as if this act had not been passed. Any proceeding pending under any such act or part of act so repealed shall be prosecuted and defended to final effect as if the said act or part of act had not been repealed.

Ordinance
not affected.

8. This act shall not affect, impair or render invalid any ordinance of any municipality heretofore adopted under the authority of any act or part of act hereby repealed and which ordinance is now valid and in force in such municipality but such ordinance shall remain in effect the same as if this act had not been passed.

Repeal does
not affect
legislation
relative to
institutions.

9. The repeal by this act of any act or part of any act providing for, creating or establishing any State institution shall not affect the existence or continuance of such institution, but the institution so provided for, created or established shall continue as though such act or part of act had not been repealed.

Approved April 28, 1931.

CHAPTER 382.

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-two, and regulating the disbursement thereof.

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

1. The following sums or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund for the 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-two, 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.

Annual appropriations.

Unexpended balances to lapse into treasury.

A. EXECUTIVE AND ADMINISTRATIVE

A. 1. ATTORNEY-GENERAL'S DEPARTMENT

Salaries:

Attorney-General	\$7,000 00
Assistant Attorney-General	7,500 00
Second Assistant Attorney-General	9,000 00
Assistant to Attorney-General	6,000 00
Senior legal assistant..	6,500 00
Senior legal assistant..	6,000 00

Attorney-General's Department.

Legal assistant	5,500 00	
Principal law clerk....	3,000 00	
Senior law clerk-stenog- rapher	2,400 00	
Counsel employed in for- eign States	500 00	
Compensation for other assistants, p r e s e n t \$12,165.00, new \$1,- 800.00	13,965 00	
	<hr/>	\$67,365 00
Materials and Supplies:		
Stationery and office sup- plies	\$1,500 00	
Law books	700 00	
Vehicular transportation supplies	500 00	
Office equipment	500 00	
	<hr/>	3,200 00
Miscellaneous Expenses:		
Traveling expenses	\$1,500 00	
Other miscellaneous ex- penses	1,000 00	
Telephone and telegraph	725 00	
Expenses in connection with escheat cases...	250 00	
	<hr/>	3,475 00
Extraordinary Expenditures:		
Preparation and trial Delaware River diver- sion suit	\$50,000 00	
Preparation and trial New Jersey beach pol- lution suit	5,000 00	
Preparation and trial Delaware River boun- dary suit	5,000 00	
Contingent fund for un- anticipated litigation.	5,000 00	
	<hr/>	65,000 00

Division of Securities

Salaries:

Assistant to Attorney-General	\$7,500 00	
Special Assistant Attorney-General	5,000 00	
Special Assistant Attorney-General	4,000 00	
Accountant	4,200 00	
Legal assistant	2,500 00	
Investigator	1,980 00	
Compensation for clerks and stenographers ...	5,160 00	
	<hr/>	30,340 00

Materials and Supplies:

Stationery and office supplies	\$750 00	
Office equipment	250 00	
	<hr/>	1,000 00

Miscellaneous Expenses:

Office rent	\$3,700 00	
Expenses of investigations	5,000 00	
Telephone, telegraph and postage	750 00	
	<hr/>	9,450 00
		<hr/>
		\$179,830 00
		<hr/>

A. 2. BUDGET ACT EXPENSES

Salaries and expenses for carrying into effect the Budget Act.....	\$30,000 00	Expenses of Budget Act.
	<hr/>	

A. 3. CIVIL SERVICE COMMISSION

Civil Service
Commission.

Salaries:

Commissioners	\$18,000 00	
Chief examiner and secretary	10,000 00	
Assistant chief examiner	5,700 00	
Assistant secretary	3,180 00	
Medical examiner	3,600 00	
Examiners	23,340 00	
Official stenographer ..	2,400 00	
Institutional examiner .	2,400 00	
Field examiner	2,700 00	
Special examiners	1,500 00	
Monitors	2,000 00	
Compensation for assistants, present \$76,280.-00, extra \$5,000.00..	81,280 00	
Janitors	100 00	
		<u>\$156,200 00</u>

Materials and Supplies:

Stationery and office supplies	\$14,000 00	
Office equipment	5,000 00	
		<u>19,000 00</u>

Miscellaneous:

Traveling expenses	\$7,500 00	
Advertising	4,000 00	
Telephone and telegraph	1,700 00	
Printing	1,500 00	
Other miscellaneous expenses	1,000 00	
Rent	1,000 00	
		<u>16,700 00</u>
		<u><u>\$191,900 00</u></u>

A. 4. COMPTROLLER'S DEPARTMENT

Salaries:

Comptroller's
Department.

Comptroller	\$6,000 00	
Chief Clerk and Deputy Comptroller	7,000 00	
Head clerk bookkeeper.	4,000 00	
Clerical services, present \$18,890.00, new		
\$960.00	19,850 00	
		\$36,850 00

Materials and supplies:

Stationery and office supplies.....	5,000 00
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Miscellaneous:

Premium on surety bonds	\$300 00	
Telephone and telegraph	1,000 00	
Other miscellaneous ex- penses	3,000 00	
		4,300 00

Audit Department

Salaries:

Auditing.

Chief auditor	\$6,000 00	
Auditors and assistants, present, \$30,540.00, new \$7,200.00	37,740 00	
		43,740 00

Miscellaneous:

Traveling expenses	1,000 00
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Inheritance Tax Department

Salaries:

Inheritance
Tax.

State supervisor	\$9,000 00	
Two district supervisors	8,800 00	
Two head clerks	9,000 00	
Compensation for assist- ants, present \$154,- 272.00, new \$2,328..	156,600 00	
		183,400 00

Materials and supplies:		
Office equipment	\$3,000 00	
Stationery and office supplies	2,500 00	
Briefs and law books . . .	1,500 00	
Other materials and supplies	700 00	
	<hr/>	7,700 00
Miscellaneous:		
Telephone and telegraph	\$800 00	
Traveling expenses and appraisers' fees	700 00	
Binding, repairs and maintenance of equipment	300 00	
Other miscellaneous expenses	50 00	
	<hr/>	1,850 00

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 Commissioner.	For the purposes of carrying out the provisions of Chapter 247, Laws of 1918, as amended by Chapter 189, Laws of 1923.	
	Salaries	25,800 00
Materials and supplies:		
	Stationery, office supplies and equipment	700 00

Miscellaneous:

Rent, travel, telephone and incidentals	7,500 00
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	<u>\$317,840 00</u>
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A 5. STATE ACCOUNTING AND AUDITING DEPARTMENT

Salaries and expenses incurred in carrying out the provisions of Chapter 269, Laws of 1930.....	\$70,000 00
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Accounting
and Auditing
Department.

A 6. EMERGENCY FUND

For the Governor, to enable him to meet any emergency requiring the expenditure of money not otherwise appropriated, and to cover any incidental personal expense or the expenses of commissioners appointed by him under statute, or in his discretion	\$20,000 00
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Emergency
Fund.

A 7. EXECUTIVE DEPARTMENT

Salaries:

Governor	\$15,000 00	
Secretary to the Governor	5,000 00	
Executive clerk	3,600 00	
Assistant secretary to Governor	3,000 00	
Compensation for assistants, \$8,520.00, extra services, \$1,500.00 ..	10,020 00	
	<u> </u>	\$36,620 00

Executive
Department.

Materials and supplies:	
Stationery and office supplies.....	2,500 00
Miscellaneous:	
Traveling expenses	\$2,500 00
Maintenance of secretary to the Governor dur- ing encampment	1,000 00
Other miscellaneous ex- penses	4,000 00
	<hr/> 7,500 00
	<hr/> \$46,620 00
	<hr/>

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		4,500 00	
Compensation for assistants, present \$34,-380.00, new \$1,920.00		36,300 00	
		<hr/>	\$61,300 00
Materials and supplies:			
Stationery 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	
Telephone and telegraph		600 00	

Photostating copies of certificates of incorpo- ration	5,000 00	
Freight and express....	1,000 00	
Traveling expenses	200 00	
Other miscellaneous ex- penses	1,500 00	
	<hr/>	41,300 00
		<hr/>
		<u>\$112,600 00</u>

A 9. DEPARTMENT OF MOTOR VEHICLES

Salaries :

Motor Vehicle
Department.

Commissioner	\$10,000 00	
Deputy Commissioner ..	5,500 00	
Assistant Attorney-Gen- eral	6,000 00	
Chief clerk	5,100 00	
Chief inspector	3,600 00	
Deputy chief inspectors (six)	19,800 00	
Compensation for in- spectors, clerks and other employees, pres- ent \$262,535.00, new \$20,360.00	282,895 00	
	<hr/>	\$332,895 00

Materials and Supplies :

Stationery and office sup- plies	\$50,000 00	
Metal and materials for markers	215,000 00	
Office equipment	11,800 00	
	<hr/>	276,800 00

Miscellaneous:

Inspectors' expenses, including auto expenses	\$50,000 00	
Postage and express...	15,000 00	
Other miscellaneous expenses	5,500 00	
Liability insurance	2,500 00	
Refunds for errors in rating	4,000 00	
Telephone and telegraph	5,500 00	
Printing laws	2,000 00	
Bonds of commissioner, deputy commissioner and agents	3,000 00	
	<hr/>	87,500 00

Additions and Improvements:

Purchase of automobiles.....	20,000 00
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Motor Fuel Tax Division

Fuel Tax.

Salaries:

Chief	\$2,700 00	
Compensation for employees, present \$7,-495.00, new \$2,885.00	10,380 00	
	<hr/>	13,080 00

Materials and Supplies:

Stationery and office supplies	\$3,000 00	
Office equipment	500 00	
	<hr/>	3,500 00

Miscellaneous:

Postage and express...	\$3,500 00	
Other miscellaneous expenses	500 00	
	<hr/>	4,000 00

Financial Responsibility Division

Salaries :			Financial Responsibility.
Principal clerk	\$2,040 00		
Compensation for assist- ants	25,320 00		
	<hr/>	27,360 00	
Materials and Supplies :			
Stationery and office sup- plies	\$1,000 00		
Office equipment	300 00		
	<hr/>	1,300 00	
Miscellaneous :			
Postage and expressage.....		1,500 00	

Excise Tax Division

Materials and Supplies :			Excise Tax.
Stationery and office sup- plies	\$400 00		
Office equipment	200 00		
	<hr/>	600 00	
Miscellaneous :			
Postage and expressage.....		600 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.

\$769,135 00

New Jersey State Library

A 10. STATE HOUSE COMMISSION

State House
Commission.

Salaries and Wages:

Custodian, State House.	\$4,500 00	
Chief engineer	4,000 00	
Superintendent of State House Annex and State office building..	3,600 00	
Telegraph operator	3,000 00	
Compensation for assist- ants and helpers, pres- ent \$172,527.00, new \$7,440.00	179,967 00	
		\$195,067 00

Materials and Supplies:

Heat, light, power and electricity	\$64,500 00	
Stationery and office supplies, furniture and carpets	15,000 00	
Other materials and sup- plies	30,000 00	
		109,500 00
Current repairs		25,000 00

There is hereby appropriated the undis-
bursed balance on the 30th day of June,
1931, of the appropriation of \$60,-
000.00 for current repairs.

Miscellaneous:

Insurance	\$8,000 00	
Capitol post office, post- age	80,000 00	
Telephone and telegraph	10,000 00	
Freight and express and moving into new an- nex	10,000 00	
Maintenance of Stacy Park and Capitol and annex grounds	6,000 00	
		114,000 00

Rentals for State Departments in Newark:

Court of Chancery.....	\$15,715 00
Board of Public Utility Commissioners	23,634 62
Department of Banking and Insurance	4,950 00
Department of Labor..	24,847 50
State Board of Tenement House Supervision ..	11,662 50
Commission for the Blind	10,000 00
Attorney-General's De- partment	3,100 00
Traffic Commission ...	3,500 00

Rentals for
Newark
Office.Rentals for State Depart-
ments in Trenton:

Budget Commission ...	1,710 00
Department of Weights and Measures	2,400 00
Department of Municipi- pal Accounts	3,000 00
Department of Agricul- ture	15,500 00
Department of Police..	8,400 00
State Employee's Retire- ment System	2,500 00
Associate Justices' offices	7,200 00
Court rooms, Atlantic City and Jersey City	27,500 00
Vice-Chancellors' quar- ters, Newark, Hobo- ken, Toms River and Camden	9,722 00
Rental for building for State exhibits at Tren- ton Fair	5,000 00

Rentals for
Trenton
Offices.

180,341 62

Additions and Improvements:

Replacing two center elevators	\$32,000 00	
Renovating heating system in old barracks..	2,500 00	
Purchase of land and the improvement thereof, and the further improvement of State land in the rear of the State Capitol	250,000 00	
		<hr/> 284,500 00

*State Printing Board*State
Printing.

Salaries:

Salary of public printer.....	900 00
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Miscellaneous:

Legislative printing ...	\$100,000 00	
Printing and binding public documents ...	25,000 00	
Printing and circulating laws	15,000 00	
		<hr/> 140,000 00

*State Purchasing Department*State
Purchasing
Agency.

Salaries and Wages:

State Purchasing Agent	\$7,000 00	
Assistant State Purchasing Agent	6,000 00	
Chief clerk and buyer..	4,250 00	
Buyers (three)	9,600 00	
Compensation for assistants and clerical services	15,890 00	
Expert services	2,000 00	
		<hr/> 44,740 00

Materials and Supplies:

Stationery and office supplies	\$3,200 00
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Vehicular transportation expenses	1,500 00	
Office equipment	1,800 00	
		6,500 00
Miscellaneous:		
Traveling expenses	\$1,250 00	
Telephone and telegraph	1,800 00	
Advertising, pursuant to Chapter 70, Laws of 1930	15,000 00	
		18,050 00
Unclassified:		
Additional allowance for State Purchase Fund		50,000 00
Appropriation	\$1,168,598 62	
Less additional allowance for State Purchase Fund		50,000 00
Net amount appropriated	\$1,118,598 62	

State 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 pur-

Purchase
Fund.

Proviso.

chases 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.

A. 11. TREASURER'S DEPARTMENT

Treasurer's
Department.

Salaries:

Treasurer	\$6,000 00	
Cashier	6,000 00	
Head clerk	3,000 00	
Compensation for other assistants	21,700 00	
Additional and tempo- rary employees	7,000 00	
	<hr/>	\$43,700 00

Materials and Supplies:

Stationery and office supplies.....	3,000 00
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Miscellaneous:

Premiums on surety bond for Treasurer and Deputy Treasurer	\$750 00	
Telephone and telegraph	500 00	
Other miscellaneous ex- penses	1,500 00	
	<hr/>	2,750 00

Department of Municipal Accounts

Salaries :

Municipal
Accounts.

Commissioner	\$7,500 00	
Head auditor	4,500 00	
Principal auditors (3)	12,000 00	
Auditors (2)	5,640 00	
Examiner	4,200 00	
Compensation for junior auditors and other assistants, present \$32,635.00, new \$2,880.00	35,515 00	
Expenditures for special investigations, Chapter 266, Laws of 1918	10,000 00	
		79,355 00

Materials and Supplies :

Stationery and office supplies	\$2,500 00	
Office equipment	1,000 00	
		3,500 00

Miscellaneous :

Traveling expenses	\$19,000 00	
Telephone and telegraph	225 00	
Expenditures in carrying out the provisions of Chapter 268, Laws of 1930	5,000 00	
		24,225 00
		<u>\$156,530 00</u>

A. 12. INAUGURATION EXPENSES

Expenses of Inauguration of the Governor

\$6,000 00Inauguration
Expenses.

B LEGISLATIVE

B 1. LEGISLATURE

Legislature.	Salaries:		
	Senators and members of		
	General Assembly . . .	\$40,833 32	
	Compensation for officers and employees . . .	53,800 00	
		<hr/>	\$94,633 32
	Materials and Supplies:		
	Manuals of the Legislature	\$7,444 00	
	Toilet and other necessary articles to be furnished by the State		
	House Commission . .	1,250 00	
		<hr/>	8,694 00
	Miscellaneous:		
	Indexing Journal and Minutes and other incidental and contingent expenses	35,000 00	
		<hr/>	\$138,327 32
		<hr/>	

C JUDICIAL

C 1. CLERK IN CHANCERY

Clerk in Chancery.	Salaries:		
	Clerk in Chancery	\$6,000 00	
	Chief clerk	5,500 00	
	Law clerks (2)	7,100 00	
	Compensation for assistants, present, \$80,960.00, new \$2,880.00	83,840 00	
		<hr/>	\$102,440 00
	Materials and Supplies:		
	Stationery and office supplies	\$8,500 00	

Other materials and supplies	2,000 00	
	<hr/>	10,500 00
Miscellaneous:		
Telephone and telegraph	\$750 00	
Premium on surety bonds	450 00	
	<hr/>	1,200 00
		<hr/>
		\$114,140 00
		<hr/>

C 2. CLERK OF THE SUPREME COURT

Salaries:

Clerk of
Supreme
Court.

Clerk of the Supreme Court	\$6,000 00	
Chief clerk	5,500 00	
Compensation for assistants, present \$38,340.00, new \$1,700.00	40,040 00	
	<hr/>	\$51,540 00

Materials and Supplies:

Stationery and office supplies	\$5,000 00	
Office equipment	681 00	
	<hr/>	5,681 00

Miscellaneous:

Telephone and telegraph	\$350 00	
Other miscellaneous expenses	1,030 00	
	<hr/>	1,380 00
		<hr/>
		\$58,601 00
		<hr/>

C 3. COURT OF CHANCERY

Salaries:

Court of
Chancery.

Chancellor	\$19,000 00
Vice-chancellors	180,000 00

Secretaries to vice-chancellors	20,000 00	
Chancellor's secretary .	2,000 00	
Compensation and traveling expenses of Sergeants-at-arms	25,000 00	
Compensation and allowance of advisory masters and their official stenographers	80,000 00	
Compensation and traveling expenses of stenographers, and for services pursuant to Section 103, Chapter 158, Laws of 1902..	46,000 00	
	<hr/>	\$372,000 00
Materials and Supplies:		
Stationery and office supplies.....		3,000 00
Miscellaneous:		
Postage for vice-chancellors	\$1,500 00	
Miscellaneous expenses in connection with Chancery Chambers..	1,000 00	
	<hr/>	2,500 00
		<hr/>
		\$377,500 00
		<hr/>

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	
	<hr/>	\$53,500 00

Miscellaneous:

Printed or typewritten copies of draft of opinions under the direction of the pre- siding judge	\$3,000 00	
Binding State cases, briefs, et cetera, and printing lists of causes, et cetera.....	2,000 00	5,000 00
		<u>\$58,500 00</u>

C 5. COURT OF PARDONS

Salaries:

Court of
Pardons.

Compensation of judges of the Court of Par- dons, at \$20.00 per diem	\$2,500 00	
Compensation of clerk and stenographer ...	1,350 00	\$3,850 00

Materials and Supplies:

Stationery and office supplies.....	700 00
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Miscellaneous:

Other miscellaneous ex- penses	\$150 00	
Traveling expenses	150 00	300 00
		<u>\$4,850 00</u>

C 6. COURT EXPENSES

Salaries:

Court
Expenses.

For compensation of judges of the Court of Common Pleas, pursuant to section 49, chapter 149, Laws of 1900, and chapter 19, Laws of 1929	\$5,000 00
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C 7. LAW AND EQUITY REPORTS

Legal
Reports.

Salaries:

Chancery reporter	\$500 00	
Supreme Court reporter	500 00	
	<hr/>	\$1,000 00

Miscellaneous:

Publication of Chancery reports	\$6,500 00	
Publication of Law re- ports	6,500 00	
Binding Chancery and Law reports	2,500 00	
	<hr/>	15,500 00
		<hr/>
		\$16,500 00
		<hr/>
		<hr/>

C 8. STENOGRAPHIC REPORTERS

Court
Reporters.

For amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursu- ant to chapter 81, of the Laws of 1901	\$56,000 00
	<hr/>
	<hr/>

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 Su- preme Court, pursuant to chapter 249, Laws of 1928	18,000 00
Compensation for assist- ants	2,000 00
Board of bar examiners, salary of members, secretary, assistant	

secretary and messenger	17,150 00	
	<u> </u>	\$424,150 00
Materials and Supplies:		
Stationery and office supplies.....		500 00
Miscellaneous:		
Other expenses incurred by Court order.....	\$3,000 00	
Expenses of Board of Bar Examiners incurred by Court order, including disbarment proceedings	9,000 00	
	<u> </u>	12,000 00
		<u> </u>
		<u>\$436,650 00</u>

C 10. COMMISSION ON REVISION AND CONSOLIDATION OF
PUBLIC STATUTES

Salaries:			Revision of Laws.
Compensation for employees.....	\$96,000 00		
Materials and Supplies:			
Stationery and office supplies.....		2,000 00	
Miscellaneous:			
Rent	\$5,784 00		
Traveling expenses	500 00		
Postage, express and other miscellaneous expenses	185 00		
Printing	1,500 00		
Telephone and telegraph	350 00		
	<u> </u>	8,319 00	
		<u> </u>	
		<u>\$106,319 00</u>	

CHAPTER 382, LAWS OF 1931

C 11. JUDICIAL COUNCIL

Judicial
Council.

Salaries :

Secretary	\$2,400 00
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Materials and Supplies :

Stationery and office supplies.....	325 00
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Miscellaneous :

Printing	\$1,500 00
Telephone and telegraph	300 00
Postage	275 00
Traveling expenses	1,200 00
Expenses of investigations	1,500 00
	<hr/>
	4,775 00
	<hr/>
	\$7,500 00
	<hr/> <hr/>

D. REGULATIVE

D 1. BOARD OF COMMERCE AND NAVIGATION

Commerce
and Navigation.

Salaries :

Director	\$9,000 00
Assistant Attorney-General	5,000 00
Assistant chief engineer	4,000 00
Consulting engineer ...	3,600 00
Assistant secretary	4,800 00
Office engineer	3,900 00
Hydrographic engineer	3,900 00
Senior hydrographic engineer	3,300 00
Other assistants, public hearings, searches, surveys, witnesses on trespasses, et cetera.	39,180 00
Fees for special inspectors	1,200 00
	<hr/>
	\$77,880 00

Materials and Supplies:

Stationery and office supplies	\$2,000 00	
Office equipment	1,000 00	
		<hr/> 3,000 00

Miscellaneous: .

Traveling expenses	\$7,500 00	
Telephone and telegraph	850 00	
Rents	8,065 00	
Insurance on boats.....	3,000 00	
Maintenance boat "W. Parker Runyon"	12,000 00	
Other miscellaneous expenses	3,000 00	
Expenses in connection with study and plans for beach protection measures and extension riparian surveys.	6,000 00	
Operation chief inspectors boats	750 00	
Operation cars and boats	750 00	
		<hr/> 41,915 00

Additions and Improvements:

Two automobiles		750 00
Expenditures for Inland Waterways:		
Maintenance of inland waterway from Cape May to Bay Head...	\$50,000 00	
To improve, alter, straighten and dredge the channel of the Great Egg Harbor River, provided Assembly Bill No. 9 becomes a law.....	37,500 00	
Light and bouys, Lake Hopatcong	1,000 00	

Maintenance navigation lights, Cape May- Manasquan River ...	3,000 00	
Care and upkeep, Barne- gat Light premises..	600 00	
Cranberry Lake lights and bouys	500 00	
Construction, reconstruc- tion and maintenance and improvement of inland waterway	90,000 00	
Maintenance and opera- tion Bay Head-Man- asquan Canal bridge	2,500 00	
		<u>185,100 00</u>

Right of
Way for Ship
Canal.

There is hereby appropriated the undis-
bursed balance on the thirtieth day of
June, one thousand nine hundred and
thirty-one, of the appropriation made
for the purpose of acquiring rights-of-
way for the New Jersey ship canal.
Appropriation, including estimated re-
ceipts 308,645 00

Appropriations for admin-
istration expenses de-
ducted, pursuant to chap-
ter 223, Laws of 1922,
estimated as 40 per cent
of the total appropria-
tions \$87,458 00

Less proceeds of the tax on
sale of motor vehicle
fuels, pursuant to chap-
ter 334, Laws of 1927.. 90,000 00

177,458 00

Net amount appropriated..... \$131,187 00

D 2. BOARD OF FISH AND GAME COMMISSIONERS

For salaries and wages, and for the expenses of maintenance and operation of the New Jersey Board of Fish and Game Commissioners to include the expenses of administration and of the fish hatchery and game farms.

Fish and
Game Com-
missioners.

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.

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 thirty-one, 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 thirty-one, 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.

Use of
Receipts.

Proviso.

Salaries and Wages:

Protector	\$4,500 00	
Secretary	3,500 00	
Assistant secretary	2,880 00	
Assistant p r o t e c t o r s , wardens, superintend- ents and other officers and employees, present \$156,205.00, new \$5,- 665.00	161,870 00	
	<hr/>	\$172,750 00

Materials and Supplies:

Food	\$57,000 00	
Fuel, light, power and water	4,200 00	
Stationery and office sup- plies	1,000 00	
Vehicular transportation supplies	24,000 00	
Purchase of live game and fish	40,000 00	
Farm and stable supplies	10,000 00	
Other materials and sup- plies	600 00	
	<hr/>	136,800 00
Current repairs		5,000 00

Miscellaneous:

Printing	\$2,800 00	
Hunting and fishing li- censes and buttons ..	7,500 00	
Traveling expenses	13,500 00	
Telephone and telegraph	1,000 00	
Postage	1,000 00	
Insurance	1,500 00	
Freight and express....	600 00	
Rentals	2,100 00	
Other miscellaneous ex- penses	6,000 00	
	<hr/>	36,000 00

Additions and Improvements:

Motor vehicles and equipment	\$11,500 00	
Office equipment	200 00	
Painting farm buildings	2,000 00	
Building coops and pens	3,000 00	
Building dam and fixing reservoir	4,000 00	
Building dam at new hatchery	2,000 00	
	<hr/>	22,700 00
		<hr/>
		<u>\$373,250 00</u>

D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS

Salaries:

Members of the board..	\$36,000 00	Public
Counsel	8,500 00	Utility Com-
Assistant counsel	6,000 00	mission.
Assistant counsel	3,500 00	
Secretary	7,000 00	
Assistant secretary	3,600 00	
Chief engineer, Bureau of Utilities	9,000 00	
Chief engineer, bridges and grade crossings..	7,500 00	
Chief engineer, Bureau of Railroads	6,500 00	
Assistant chief engineer	7,000 00	
Engineers, inspectors, clerks, stenographers and other employees, present \$124,584.00, new \$960.00	125,544 00	
Reported hearings	12,000 00	
	<hr/>	\$232,144 00

Materials and Supplies:

Stationery and office supplies	\$5,000 00	
Office equipment	2,000 00	
		<u>7,000 00</u>

Miscellaneous:

Traveling expenses	\$35,000 00	
Telephone and telegraph	2,500 00	
Other miscellaneous expenses	2,200 00	
Printing	7,500 00	
Special investigations ..	35,000 00	
		<u>82,200 00</u>
		<u>\$321,344 00</u>

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	40,445 00	
		<u>\$46,785 00</u>
Traveling expenses		3,500 00
Stationery and office supplies.....		300 00
Purchase of oyster shells, in order to restore depleted natural oyster beds, and further for the purpose of shelling beds		45,000 00

Miscellaneous:

Food	\$4,500 00
Fuel and power.....	3,200 00
Insurance	2,500 00
Other miscellaneous ex- penses	500 00
Bank skiff	1,500 00
Current repairs	3,000 00
Surveying and mapping	500 00
Rent of offices.....	456 00

Telephone and telegraph	500 00	
Office equipment	200 00	
		16,856 00
		<u>\$112,441 00</u>

D 5. COUNTY BOARDS OF TAXATION

For salaries of members of the county boards of taxation.....	\$131,400 00	County Tax Boards.
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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	
Assistant Deputy Com- missioner, Bureau of Banking (new)	4,200 00	
Deputy Commissioner, Bureau of Insurance	7,500 00	
Deputy Commissioner, Bureau of Building and Loan Associations	7,500 00	
Chief, Compensation Rat- ing and Inspection Bureau	5,000 00	
Assistant Attorney-Gen- eral	6,000 00	
Assistant Deputy, Bu- reau of Insurance...	4,800 00	
Assistant Deputy, Bu- reau of Building and Loan Associations ..	4,140 00	
Department Investigator	3,480 00	
Statistician	3,600 00	
Bank Examiners	169,062 00	
Small Loan, et cetera Examiners	12,900 00	

Chief Insurance Examiner	7,500 00	
Assistant Chief Insurance Examiners	24,300 00	
Insurance Examiners, present \$38,720.00, new \$11,760.00	50,480 00	
Special Insurance Examiners	17,500 00	
Building and Loan Association Examiners, present \$192,362.00, new \$10,500.00	202,862 00	
Actuary	8,000 00	
Chief Assistant Actuary	5,100 00	
Assistant Actuary	4,000 00	
Chief, License Division	3,300 00	
Cashier	3,300 00	
Chief, Division Personal Loan Agencies	5,000 00	
Auditor, Bureau of Insurance	2,520 00	
Clerks, stenographers and other employees, present \$93,923.00, new \$1,500.00	95,423 00	
		\$670,967 00
Materials and Supplies:		
Stationery and office supplies	16,000 00	
Miscellaneous:		
Traveling expenses	\$110,000 00	
Appraisals of real estate	1,200 00	
Freight, express and cartage	600 00	
Subscriptions	300 00	
Compiling and printing valuations	500 00	
Membership fees, National Association of Supervisors of State		

Banks and National Convention Insurance Commissioners	115 00	
Rents	3,360 00	
Telephone and telegraph	1,800 00	
Other miscellaneous ex- penses	1,500 00	
	<hr/>	119,375 00
		<hr/>
		<hr/>
		\$806,342 00
		<hr/>
		<hr/>

D 7. DEPARTMENT OF CONSERVATION AND
DEVELOPMENT

Administration

Salaries:

State Geologist and Di- rector	\$7,500 00		
Administrative assistant	2,940 00		
Other employees	9,700 00		
	<hr/>	\$20,140 00	
Materials and supplies.....		1,700 00	
Current repairs and replacements.....		200 00	
Miscellaneous		700 00	
Additions and improvements.....		150 00	

Conservation
and De-
velopment.

Geologic and Topographic Surveys

Salaries:

Assistant Geologist	\$4,200 00		
Topographic engineer ..	3,600 00		
Chief of testing labora- tory	3,900 00		
Other employees	1,300 00		
	<hr/>	13,000 00	
Materials and supplies.....		300 00	
Current repairs and replacements.....		200 00	
Miscellaneous expenses		4,544 00	

Geological
and Topo-
graphic
Surveys.

17,844 00

*State Museum*State
Museum.

Salaries:

Curator	\$3,600 00	
Other employees, present		
\$26,540.00, new \$1,-		
380.00	27,920 00	
		31,520 00
Materials and supplies.....		1,500 00
Current repairs and replacements.....		6,500 00
Miscellaneous expenses		2,600 00
Additions and improvements.....		10,000 00

*Forestry Research and State Forests*State
Forests.

Salaries:

State Forester	\$5,800 00	
Land agent	4,500 00	
Other employees, present		
\$40,430.00, new \$4,-		
200.00	44,630 00	
Salaries in lieu of main-		
tenance	1,380 00	
		56,310 00
Materials and supplies.....		2,500 00
Current repairs and replacements.....		15,000 00
Miscellaneous expenses		15,000 00
Additions and improvements.....		30,000 00
General acquisition		25,000 00

The amount received as income from
State forests is hereby appropriated for
Silviculture improvements of State for-
ests.

New buildings and land:

Administration building on Bass River		
front	7,500 00	
Extraordinary expenses	900 00	

12,941 00

*State Forest Nursery*State
Forest
Nursery.

Salaries:

Senior assistant forester	\$3,000 00	
Other employees, present		

\$11,440.00, new \$2,-	
160.00	13,600 00
Salaries in lieu of main-	
tenance	570 00
	<hr/>
	17,170 00
Materials and supplies.....	2,400 00
Current repairs and replacements.....	1,000 00
Miscellaneous expenses	878 00
Additions and improvements.....	5,000 00

State Parks

Salaries:

State Parks.

Supervisors, guards and	
other employees	\$23,750 00
Salaries in lieu of main-	
tenance	1,674 00
	<hr/>
	25,424 00
Materials and supplies.....	4,000 00
Current repairs and replacements.....	1,600 00
Miscellaneous expenses	1,400 00
Surveys, searches, maintenance, and im-	
provements	6,000 00
Additions and improvements.....	40,000 00
New buildings and land:	
Comfort stations at four parks.....	2,000 00

Preventing and Extinguishing Forest Fires

Salaries:

Forest Fires.

State firewarden	\$4,200 00
Other employees	71,152 50
	<hr/>
	75,352 50
Materials and supplies.....	7,000 00
Current repairs and replacements.....	5,000 00
Additions and improvements.....	15,000 00
Miscellaneous expenses	36,500 00

For all expenses in connection with the
administration of the property of the
Morris Canal and Banking Company:

(a) All unexpended balance on June 30,
1931, of the money heretofore appro-

Expenses in
connection
with Morris
Canal.

priated for this purpose in any annual or supplemental 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 \$14,450.00.

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 1932.

The balance on June 30, 1931, of the appropriation for acquisition of additional land for State forests is hereby appropriated.

\$490,988 50

D 8. DEPARTMENT OF HEALTH

Department
of Health.

Salaries :

Director	\$6,500 00
Chief, Bureau of Administration	5,400 00
Registrar, Bureau of Vital Statistics	4,800 00
Chief, Bureau of Local Health Administration	4,500 00
Chief, Bureau of Food and Drugs	4,800 00
Chief, Bureau of Public Health Education ...	4,500 00
Chief, Bureau of Sanitary Engineering ...	5,500 00
Chief, Bureau of Chemistry	4,800 00

Chief, Bureau of Bacteriology	4,800 00	
District health officers, present (2) \$7,180.00, new (4) \$12,000.00	19,180 00	
Veterinarian	3,900 00	
Senior Sanitary Engineer, Bureau of Engineering	3,900 00	
Special Investigator, Food and Drugs....	3,600 00	
Assistant Epidemiologists, Local Health Administration (2)...	7,800 00	
Engineers, inspectors, investigators, laboratory and other employees, present \$131,560.00, new \$28,560.00	160,120 00	
		\$244,100 00
Materials and Supplies:		
Stationery and office supplies	\$4,900 00	
Office equipment	5,000 00	
Engineering supplies ...	3,700 00	
Vehicular transportation supplies	8,000 00	
Laboratory supplies ...	19,000 00	
Maintenance of shellfish inspection boat	3,600 00	
		44,200 00
Miscellaneous:		
Printing	\$9,000 00	
Other miscellaneous expenses	6,900 00	
Telephone and telegraph	1,190 00	
Traveling expenses	34,000 00	
		51,090 00

Additions and Improvements:

New cars	\$6,450 00	
Laboratory equipment..	1,700 00	
	<hr/>	8,150 00

Unclassified:

Enforcement of the law with respect to the pollution of the Raritan river...	25,000 00
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Bureau of Child Hygiene

Child Hygiene.	Salaries	\$102,484 00	
	Materials and supplies....	10,972 00	
	Other miscellaneous ex- penses	25,600 00	
		<hr/>	139,056 00

Bureau of Venereal Disease Control

Venereal Disease Control.	Salaries	\$16,112 50	
	Materials and supplies....	7,500 00	
	Other miscellaneous ex- penses	4,500 00	
		<hr/>	28,112 50
			<hr/>
			\$539,708 50
			<hr/>

D 9. DEPARTMENT OF LABOR

Department of Labor.	Salaries:	
	Commissioner of Labor	\$6,000 00
	Commissioner of Work- men's Compensation .	1,500 00
	Deputy Commissioners Workmen's Compensa- tion (4)	28,000 00
	Deputy Commissioners of Labor (2)	13,400 00
	Referee, new	3,600 00
	Additional medical serv- ice	3,000 00
	Supervisor, i n f o r m a l hearings	5,000 00

Bureau for Women and Children, present \$14,- 789.00, new \$6,360.00	21,149 00	
Chief, Bureau of Indus- trial Statistics	4,200 00	
Employment Service ..	34,740 00	
Employees in Museum of Safety	7,740 00	
Examiners, inspectors, clerks and other em- ployees, present \$192,- 046.00, new \$2,880.00	194,926 00	
	<hr/>	\$323,255 00
Materials and Supplies:		
Stationery and supplies	\$8,000 00	
Office equipment	5,000 00	
Coal, Jersey City, Tren- ton and Paterson ...	2,700 00	
Photographing, blue- printing and drafting supplies	150 00	
Vehicular transportation supplies	1,000 00	
	<hr/>	16,850 00
Current repairs		200 00
Miscellaneous:		
Traveling expenses	\$28,000 00	
Telephone and telegraph	5,000 00	
Preparation and distri- bution of industrial directories and bulle- tins	6,000 00	
Rent, Jersey City, Pater- son or other cities....	10,100 00	
Other miscellaneous ex- penses	6,000 00	
Water rent	100 00	
Printing	6,500 00	
	<hr/>	61,700 00

Additions and Improvements:

Automobile	1,500 00
	<u>\$403,505 00</u>

D 10. DEPARTMENT OF WEIGHTS AND MEASURES

Department
of Weights
and Measures.

Salaries:

Superintendent	\$5,000 00	
Compensation for assistants, present \$13,000.00, new \$2,520.00	15,520 00	
	<u>\$20,520 00</u>	
Traveling expenses	5,500 00	
Telephone and telegraph.....	225 00	
Metal seals	500 00	
Printing, binding, photographing and blueprinting	200 00	
Automobile exchange	1,400 00	
Utility auto with dummy tank for inspection service and checking accuracy of gasoline sales	800 00	
Insurance	230 00	
Stationery and office supplies.....	550 00	
Vehicular transportation supplies.....	1,600 00	
Other materials and supplies.....	150 00	
Repairs to office equipment.....	75 00	
Other miscellaneous expenses.....	250 00	
	<u>\$32,000 00</u>	

D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY

Perth Amboy
Health
Officer.

Health officer of the Port of Perth Amboy, for salary, pursuant to chapter 328, Laws of 1906.....	\$1,000 00
Deputy health officer.....	250 00
	<u>\$1,250 00</u>

D 12. STATE BOARD OF TAXES AND ASSESSMENT

Salaries :

State Board
of Taxes
and Assess-
ment.

President	\$5,500 00	
Members of board.....	18,000 00	
Secretary	6,000 00	
Chief engineer	11,000 00	
Field engineer	4,980 00	
Office engineer	4,980 00	
Head corporation tax clerk	4,980 00	
Principal corporation tax clerks (2)	6,600 00	
Field secretary	4,300 00	
Seasonal employees ...	3,000 00	
Expert stenographer ..	1,650 00	
Compensation for other assistants, present \$31,245.00, new \$4,- 500.00	35,745 00	
	<hr/>	\$106,735 00

Materials and Supplies:

Stationery and office supplies.....	7,000 00
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Miscellaneous :

Traveling expenses	\$2,500 00
Other miscellaneous ex- penses	500 00
Telephone and telegraph	350 00
Printing compilation of tax laws	5,000 00
Reclassification and re- valuation of railroad property	10,000 00
Investigation in various counties, pursuant to chapter 350, Laws of 1921, and chapter 98, Laws of 1923.....	23,000 00

Investigation of exemp- tions of public utility franchise t a x e s and gross receipt taxes...	25,000 00	
		66,350 00
		<u>\$180,085 00</u>

D 13. STATE BOARD OF TENEMENT HOUSE SUPERVISION

Tenement
House
Supervision.

Salaries:

Secretary and executive officer	\$7,000 00	
Head clerk	3,300 00	
Plan examiners (2)...	7,200 00	
Senior clerk	1,440 00	
Inspector-clerks (4) ..	10,560 00	
Clerk-stenographers (8)	10,920 00	
Chief inspector	2,880 00	
Inspectors (30) present \$73,980.00, new (1) \$1,220.00	75,200 00	
		\$118,500 00

Materials and Supplies:

Stationery and office sup- plies	\$1,200 00	
Office equipment	150 00	
Other materials and sup- plies	100 00	
Vehicular transportation supplies	1,800 00	
		3,250 00

Miscellaneous:

Traveling expenses	\$16,000 00	
Other miscellaneous ex- penses	1,000 00	
Postage	800 00	
Telephone and telegraph	500 00	
Garage rent	252 00	
		18,552 00

Additions and Improvements:

Automobile exchange	1,200 00
	<u>\$141,502 00</u>

D 14. REAL ESTATE COMMISSION

Salaries and Wages:

Real Estate
Commission.

Commissioners	\$20,000 00	
Secretary	5,000 00	
Chief examiner and in- vestigator	4,500 00	
Confidential clerk	2,500 00	
Other employees, present \$26,700.00, temporary \$960.00	27,660 00	
	<u></u>	\$59,660 00

Materials and Supplies:

Stationery and office sup- plies	\$3,000 00	
Office equipment	1,000 00	
	<u></u>	4,000 00

Miscellaneous:

Traveling expenses	\$12,000 00	
Rent	7,834 44	
Telephone and telegraph	1,200 00	
Printing	5,000 00	
Other miscellaneous ex- penses	2,500 00	
	<u></u>	28,534 44
		<u>\$92,194 44</u>

D 15. DEPARTMENT OF STATE POLICE

Salaries:

State Police.

Colonel and superintend- ent	\$9,000 00
Major and deputy super- intendent	5,000 00

Captains (3)	10,800 00	
Lieutenants (8)	15,000 00	
Assistant Attorney-Gen- eral	5,000 00	
Captain, headquarters ..	3,600 00	
Noncommissioned offi- cers, troopers, et cet- era	538,691 00	
M e d i c a l and surgical services	20,000 00	
	<hr/>	\$607,091 00
Materials and Supplies:		
Food	\$44,525 00	
Clothing	42,287 50	
Heat, light, power, water and electricity	8,000 00	
Vehicular transportation supplies, including re- placements	125,000 00	
Stable supplies and for- age	9,470 00	
Household and organiza- tion supplies	14,470 00	
Medical, surgical and laboratory supplies ..	3,000 00	
Stationery and office sup- plies	10,500 00	
	<hr/>	257,252 50
Current repairs		5,250 00
Miscellaneous:		
Traveling expenses	\$4,000 00	
Rents	11,000 00	
Telephone and telegraph	12,500 00	
Insurance	7,526 00	
Freight, e x p r e s s and cartage	200 00	
Emergency fund, all bills to be approved by the State House Commis- sion	5,000 00	

Food and lodging	154,275 00	
Subscriptions	100 00	
	<hr/>	194,601 00

Additions and Improvements:

Equipping new combined gymnasium, swimming pool and school room, including \$2,000.00 for converting the present school home into a workhouse, pro- vided the request for the new building at the Training School is approved	\$5,000 00	
Office equipment	2,500 00	
	<hr/>	7,500 00

New Buildings:

Headquarters for Troop "B" at Mor- ristown	45,000 00
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Teletype Communication

Salaries:

Supervisors (2)	\$6,000 00	
Assistant supervisors (10)	23,300 00	
Operators (12), present \$14,400.00, operators (3), new \$3,600.00..	18,000 00	
	<hr/>	47,300 00

Teletype
Communica-
tion.

Materials and Supplies:

Stationery and office supplies.....	1,500 00
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Miscellaneous:

Rental of teletype instru- ments	\$60,000 00	
Traveling expenses	1,500 00	
	<hr/>	61,500 00

Bureau of Identification.	<i>Bureau of Identification</i>	
	Salaries:	
	Supervisor	\$3,000 00
	Other officers and employees	15,300 00
		<hr/> 18,300 00
	Materials and Supplies:	
	Stationery and office supplies	\$2,300 00
	Educational and library supplies	100 00
	Photographic, blueprinting and drafting supplies	800 00
		<hr/> 3,200 00
	Miscellaneous:	
	Traveling expenses	\$4,000 00
	Postage	950 00
		<hr/> 4,950 00
	Additions and Improvements:	
	Office equipment	200 00
		<hr/> <hr/> \$1,253,644 50

D 16. STATE WATER POLICY COMMISSION

Water Policy Commission.	<i>Division of Water Resources</i>	
	Salaries:	
	Secretary	\$1,800 00
	Chief engineer	15,000 00
	Assistant chief engineer	7,500 00
	Division engineer	5,700 00
	Research engineer	5,700 00
	Senior assistant engineer	3,800 00
	Chief draftsman	4,000 00
	Secretary to chief engineer	2,280 00
	Assistant division engineer	4,000 00

Assistant engineer	1,980 00	
Compensation for other assistants	4,000 00	
	<hr/>	\$55,760 00
Materials and Supplies:		
Stationery and office supplies	\$1,000 00	
Engineering supplies . .	500 00	
Vehicular transportation supplies	1,000 00	
	<hr/>	2,500 00
Miscellaneous:		
Traveling expenses	\$3,000 00	
Telephone and telegraph	500 00	
Postage	300 00	
Office rent	2,000 00	
Geological investigations	3,000 00	
Other miscellaneous expenses	1,000 00	
Printing	2,500 00	
Water analysis	2,000 00	
Real estate investigation	500 00	
	<hr/>	14,800 00
Additions and Improvements:		
Office equipment	\$200 00	
Engineering equipment.	500 00	
	<hr/>	700 00

Division of Applications

Salaries:		
Division engineer	\$5,700 00	
Assistant division engineer	4,500 00	
Assistant engineers (2)	6,600 00	
District engineer	2,500 00	
Associate engineer	1,700 00	
Compensation for other assistants	10,540 00	
	<hr/>	31,540 00

Materials and Supplies:

Stationery and office supplies	\$1,000 00	
Engineering supplies ..	300 00	
Vehicular transportation supplies	700 00	
	<hr/>	2,000 00

Miscellaneous:

Traveling expenses	\$3,500 00	
Telephone and telegraph	300 00	
Postage	250 00	
Other miscellaneous expenses	200 00	
Printing	200 00	
Rent	4,250 00	
	<hr/>	8,700 00

Additions and Improvements:

Three new gauging stations	\$2,000 00	
New automobile	700 00	
Office equipment	200 00	
Engineering equipment.	700 00	
	<hr/>	3,600 00

Unclassified:

Preliminary investigations for the conservation and development of the water resources of the State.....	50,000 00	
Said sum of \$50,000.00 to be repaid to the Water Supply Fund from moneys derived from the sale of bonds, pursuant to chapter 226, laws of 1930.		<hr/>
Appropriation, including estimated receipts	\$169,600 00	
Less appropriation for the division of applications to be made from receipts of the Water Supply Fund.....	95,840 00	
	<hr/>	
Net amount appropriated.....	\$73,760 00	<hr/>

D 17. TRAFFIC COMMISSION

Salaries:

Traffic Com-
mission.

Engineer	\$5,000 00	
Secretary	4,800 00	
Confidential secretary ..	4,800 00	
Inspectors, clerks, stenographers and other employees	7,080 00	
Field engineers, inspectors, statistical clerk and per diem checkers (new)	29,200 00	
	<hr/>	\$50,880 00
Materials and supplies.....	4,000 00	
Miscellaneous expenses	8,000 00	
Additions and improvements.....	4,000 00	
Payment of the above items in this account to be deducted from the receipts of the Commissioner of Motor Vehicles, pursuant to chapter 148, laws of 1930.		
	<hr/>	\$66,880 00
	<hr/>	

E. EDUCATIONAL

E. 1. STATE BOARD OF REGENTS (STATE AGRICULTURAL COLLEGE)

Rutgers University (State Agricultural College)	\$689,700 00	Board of Regents.
College for Women.....	410,000 00	
Newark Technical School and Newark College of Engineering	28,610 00	

Administrative

Board of Regents:

Salaries	\$27,000 00	
Materials and supplies..	2,000 00	
Miscellaneous expenses.	6,000 00	
	<hr/>	35,000 00

Said sums to be paid from the General
State Fund.

\$1,163,310 00

E 2. COMMISSIONER OF EDUCATION

Department
of Educa-
tion.

Salaries :

Commissioner	\$15,000 00	
Five assistant commis- sioners	35,000 00	
Chief bureau of exam- iners	6,000 00	
Director physical train- ing and health.....	6,500 00	
Physical training assist- ant superintendent ..	3,340 00	
Physical t r a i n i n g in- structor	3,400 00	
Inspector of buildings..	4,500 00	
Superintendent of indus- trial education	4,050 00	
Inspectors of accounts (2)	6,800 00	
Statistician	3,800 00	
Inspector of school ac- counts	3,800 00	
Assistant for high school work	5,000 00	
Assistants in elementary education	3,500 00	
Clerical services, present \$42,535.00, new \$1,- 500.00	44,035 00	
	<u> </u>	\$144,725 00

Materials and Supplies:

Stationery and office sup- plies	\$31,800 00	
Office equipment	3,000 00	
	<u> </u>	34,800 00

Miscellaneous :

Traveling expenses	\$16,000 00	
Legislative Manuals . . .	2,000 00	
Expenses physical training work	4,000 00	
Eighth grade test report pamphlets	500 00	
Elementary Social - Science monograph	1,500 00	
Syllabus in history and government — high schools	600 00	
Physical training courses of study	2,000 00	
Two courses of study in commercial subjects . .	500 00	
Special bulletins, health	950 00	
Postage	4,000 00	
Other miscellaneous expenses	1,800 00	
Monograph in English and Literature	7,000 00	
Syllabi in High School Mathematics	1,200 00	
Telephone and telegraph	2,500 00	
Tests, examinations and studies	15,000 00	
Expenses part time services in supervision high schools	2,000 00	
Rent of office space	3,000 00	
	<hr/>	64,550 00

Additions and Improvements :

Exchange of two cars . .	\$1,100 00	
New car	650 00	
	<hr/>	1,750 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.

\$245,825 00

E 3. COUNTY SUPERINTENDENTS

County School
Superinten-
dents.

For county superintendents, for salaries,
payments to be made pursuant to chap-
ter 65, Laws of 1909..... \$105,000 00

E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS

Evening
Schools for
Foreign-born

For the purpose of carrying out the pro-
visions of an act entitled "An act pro-
viding 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 pursu-
ant to chapter 65, Laws of 1909..... \$60,000 00

E 5. INDUSTRIAL EDUCATION

Industrial
Schools.

For payments to schools established for
industrial education, pursuant to chap-
ter 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 Laws of 1903..... 754,537 50
Expenses incurred by Commissioner of
Education in carrying into effect the
provisions of chapter 152, Laws of
1919, salary 5,000 00
Traveling expenses 650 00
Payments under this account to be made
pursuant to chapter 2, Laws of 1920. \$830,187 50

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR
COLORED YOUTH

For salaries and wages, and for maintenance of the Manual Training and Industrial School for Colored Youth, on the basis of four hundred students.

Bordentown
Industrial
School.

Salaries and Wages:

Principal	\$6,000 00	
Preceptress	2,000 00	
Teachers, present, \$60,- 100.00, new \$8,000.00	68,100 00	
Other officers and employees	29,274 00	
Student labor	5,000 00	
		\$110,374 00

Materials and Supplies:

Food	\$30,000 00	
Fuel, light and power..	25,000 00	
Household supplies	6,500 00	
Farm, stable and grounds supplies	16,000 00	
Industrial and vocational supplies	4,000 00	
Educational supplies ...	4,000 00	
Other materials and supplies	700 00	
Medical and surgical supplies	700 00	
Office supplies	350 00	
Vehicular transportation supplies	1,500 00	
		88,750 00
Current repairs		12,000 00

Miscellaneous:

Traveling expenses, including extension work	\$1,500 00
Postage	600 00
Telephone and telegraph	900 00
Insurance	4,300 00
Advertising	300 00

Entertainment expenses	900 00	
Freight and express....	200 00	
Printing	500 00	
		<hr/> 9,200 00

Additions and Improvements:

Materials for permanent improvements	\$5,000 00	
Replacing furniture ...	1,000 00	
Farm machinery and wagons	500 00	
Live stock	2,000 00	
Surfacing roads and grading	5,000 00	
Remodeling tenement house	6,000 00	
Mixing bowl	700 00	
Chassis for bus	3,000 00	
Fairbank's 15-ton motor truck scales	700 00	
Ford 4-ton truck.....	825 00	
		<hr/> 24,725 00

Appropriation, including estimated receipts \$245,049 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to... 62,000 00

Payments under this account to be made pursuant to chapter 65, Laws of 1909.

Net amount appropriated..... \$183,049 00

E 7. 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 fifty pupils.

Salaries and Wages :

Superintendent	\$5,000 00	
Principal, teachers and instructors, p r e s e n t \$117,620.00, new \$7,- 600.00	125,220 00	
Medical and surgical fees	300 00	
Other officers and em- ployees, present, \$55,- 010.00, new \$3,155.00	58,165 00	
		<hr/> \$188,685 00

Materials and Supplies :

Food	\$48,500 00	
Clothing	2,000 00	
Fuel, light and power..	28,000 00	
Household supplies	7,500 00	
Farm, stable and grounds	2,200 00	
Industrial and vocational supplies	6,000 00	
M e d i c a l and surgical supplies	600 00	
Educational, recreational and library supplies..	4,000 00	
Stationery and office sup- plies	800 00	
Other materials and sup- plies	700 00	
Vehicular transportation supplies	1,800 00	
		<hr/> 102,100 00
Entertainment	\$1,000 00	
Freight, e x p r e s s and cartage	225 00	
Religious instruction ..	500 00	
Rental of swimming pool	385 00	
		<hr/> 11,160 00
Current repairs		8,000 00

Miscellaneous :

Traveling expenses	\$1,150 00
Postage	600 00
Telephone and telegraph	1,800 00
Insurance	5,500 00

Additions and Improvements:

Farm machinery	500 00	
Electrical, plumbing and heating supplies	500 00	
Industrial s h o p equipment	4,000 00	
L a b o r, materials and supplies	7,000 00	
Painting	4,000 00	
Playgrounds and athletic equipment	1,000 00	
		<u>17,000 00</u>

Appropriation, including estimated receipts \$326,945 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to..... 3,000 00

Payments under this account to be made pursuant to chapter 65, Laws of 1909.
 Net amount appropriated..... \$323,945 00

E 8. STATE BOARD OF EDUCATION

For salaries and expenses incurred by the Board of Education..... \$3,200 00
 Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 9. STATE BOARD OF EXAMINERS

Board of
Examiners.

Salaries:
 Head clerk \$2,600 00
 Clerical services, present
 \$2,520.00, temporary
 \$1,080.00 3,600 00
 \$6,200 00

Materials and Supplies:
 Stationery and office supplies..... 500 00

Miscellaneous:

Traveling expenses	\$400 00	
Other miscellaneous ex- penses	200 00	
Printing	200 00	
Payments under this ac- count to be made pursu- ant to chapter 2, Laws of 1920.		800 00
		<u>\$7,500 00</u>

E 10. STATE NORMAL SCHOOL, GLASSBORO

For salaries and wages and for the main-
tenance of the State Normal School,
Glassboro, on the basis of five hundred
students.

Glassboro
Normal
School.

Salaries and Wages:

Principal	\$7,500 00	
Teachers and other em- ployees	105,961 00	
Field critic teachers, present \$13,000.00, new \$3,000.00	16,000 00	
		<u>\$129,461 00</u>

Materials and Supplies:

Fuel, light and power, gas and water	\$11,500 00	
Farm, stable and grounds supplies	1,250 00	
Vehicular transportation supplies	650 00	
Educational, recreational and library supplies..	11,000 00	
Stationery and office sup- plies	300 00	
Other materials and sup- plies	100 00	

Laboratory and janitors' supplies	1,000 00	
	<hr/>	25,800 00
Current repairs		3,500 00
Miscellaneous:		
Traveling expenses	\$600 00	
Extension service traveling expenses	800 00	
Practice teaching, traveling expenses	3,000 00	
Postage	500 00	
Telephone and telegraph	650 00	
Insurance	3,400 00	
Other miscellaneous expenses	900 00	
Printing	1,700 00	
Excess sewer rental ...	300 00	
	<hr/>	11,850 00
Additions and Improvements:		
Spraying trees	\$1,000 00	
Repairing and renewing electrical wiring	1,200 00	
	<hr/>	2,200 00
All receipts from extension courses are hereby reappropriated for use of the 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.		
		<hr/>
		\$172,811 00
		<hr/>

E 11. 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 five hundred students.

Salaries and Wages :

Principal	\$7,500 00	
Teachers	99,266 00	
Practice teachers, present \$22,690.00, new \$1,850.00	24,540 00	
Other employees, present \$23,740.00, new \$3,000.00	26,740 00	
	<hr/>	\$158,046 00

Materials and Supplies :

Fuel, light and power ..	\$5,500 00	
Educational, recreational and library supplies..	17,500 00	
Stationery and office supplies	2,000 00	
Other materials and supplies	2,585 00	
Grounds supplies	500 00	
Janitors' supplies	1,500 00	
	<hr/>	29,585 00
Current repairs		1,000 00

Miscellaneous :

Traveling expenses	\$600 00	
Postage	500 00	
Telephone and telegraph	600 00	
Extension service, traveling expenses	1,000 00	
Practice teaching, traveling expenses	1,500 00	
Freight, express and cartage	300 00	
Insurance	1,600 00	
Other miscellaneous expenses	850 00	
Printing	700 00	
	<hr/>	7,650 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.

\$196,281 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 seven hundred and eighty 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	130,197 00	
Field critic teachers, present \$35,075.00, new \$4,250.00	39,325 00	
Other employees, present \$13,020.00, new \$3,710.00	16,730 00	
	<u> </u>	\$193,752 00

Materials and Supplies:

Fuel, light and power..	\$5,000 00	
Educational, recreational and library supplies..	13,700 00	
Stationery and office supplies	2,200 00	
Janitors' supplies	2,000 00	
Ground supplies	820 00	
	<u> </u>	23,720 00
Current repairs		8,000 00

Miscellaneous :

Traveling expenses	\$550 00	
Postage	550 00	
Telephone and telegraph	500 00	
Entertainment expenses	1,500 00	
Printing	1,500 00	
Freight, e x p r e s s and cartage	150 00	
Extension service, trav- eling expenses	1,700 00	
Practice teaching, travel- ing expenses	1,925 00	
	<hr/>	8,375 00

Additions and Improvements :

Piano	\$250 00	
Gymnasium equipment..	100 00	
Fine arts equipment....	400 00	
Manual training equip- ment	400 00	
Home economics equip- ment	250 00	
	<hr/>	1,400 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.

\$235,247 00

E. 13. STATE NORMAL SCHOOL, PATERSON

For salaries and wages, and for maintenance of the State Normal School, Paterson, on the basis of three hundred and eighty-two students, pursuant to the provisions of chapter 125, Laws of 1921, and chapter 52, Laws of 1923.

Paterson
Normal
School.

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	55,416 00	
Field critic teachers, present \$18,000.00, new \$1,800.00	19,800 00	
Instructors to assist in supervision	9,000 00	
Other employees, present \$5,855.00, new \$2,500.00	8,355 00	
		<hr/> \$100,071 00

Materials and Supplies:

Educational, recreational and library supplies..	\$8,000 00	
Stationery and office supplies	500 00	
Janitors' supplies	300 00	
		<hr/> 8,800 00

Miscellaneous:

Traveling expenses	\$600 00	
Postage	200 00	
Telephone and telegraph	200 00	
Freight, e x p r e s s and cartage	100 00	
Other miscellaneous expenses	250 00	
Printing	850 00	
Insurance	75 00	
Extension service, traveling expenses	200 00	
Practice teaching, traveling expenses	400 00	
		<hr/> 2,875 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.

\$111,746 00

E 14. STATE TEACHERS COLLEGE, MONTCLAIR

For salaries and wages and for maintenance of the State Teachers College, Montclair, on the basis of seven hundred and sixty-three students.

Montclair
Teachers'
College.

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	183,856 00	
Field critic teachers, present \$12,300.00, new \$4,050.00	16,350 00	
Other employees, present \$32,170.00, new \$11,200.00	43,370 00	
	<u> </u>	\$251,076 00

Materials and Supplies:

Fuel, light and power..	\$10,000 00	
Educational, recreational and library supplies..	19,700 00	
Stationery and office supplies	2,200 00	
Other materials and supplies	750 00	
Janitors' supplies	1,500 00	
Ground maintenance ..	285 00	
	<u> </u>	34,435 00
Current repairs		12,180 00

Miscellaneous:

Traveling expenses	\$900 00	
Postage	700 00	
Telephone and telegraph	900 00	
Printing	2,200 00	
Insurance	2,110 00	
Other miscellaneous ex- penses	1,500 00	
Freight, e x p r e s s and cartage	300 00	
Extension teaching— traveling expenses . . .	800 00	
Practice teaching—trav- eling expenses	2,200 00	
	<hr/>	11,610 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 thirty-one, shall be held in trust in the State treasury, subject to the provisions of chapter 58, of the Laws of 1910.

G r a d i n g, roads and walks	\$1,500 00	
Replacing flush t a n k s including new water lines	1,200 00	
Physics laboratory equip- ment	6,000 00	
Additions to p r e s e n t heating plant	15,000 00	
	<hr/>	23,700 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.

\$333,001 00

E 15. STATE TEACHERS COLLEGE AND STATE NORMAL SCHOOL, TRENTON

For salaries and wages, and for the maintenance of the State Teachers College and State Normal School, Trenton, on the basis of nine hundred students.

Trenton
Teachers'
College.

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	
Business manager	4,000 00	
Teachers	193,566 00	
Field critic teachers, present \$16,000.00, new \$5,000.00	21,000 00	
Instructors to assist in supervision	7,075 00	
Other employees, present \$28,526.00, new \$38,220.00	66,746 00	
		<u>\$299,887 00</u>

Materials and Supplies:

Fuel, light and power..	\$25,300 00
Janitors' supplies	2,500 00
Education, recreational and library supplies..	24,800 00
Stationery and office supplies	1,500 00

Other materials and supplies	500 00	
Ground supplies	900 00	
Vehicular transportation supplies	700 00	
	<hr/>	56,200 00
Current repairs		10,000 00
Miscellaneous:		
Traveling expenses	\$600 00	
Postage	700 00	
Telephone and telegraph	2,500 00	
Insurance	9,435 00	
Other miscellaneous expenses	700 00	
Printing	1,500 00	
Extension service, traveling expenses	2,000 00	
Traveling expenses, practice teaching	2,000 00	
	<hr/>	19,435 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, 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, 1931, shall be held in trust in the State treasury, subject to the provisions of chapter 58, Laws of 1910.		
Equipment and alterations, Hillwood Inn..	\$5,000 00	
Motor vehicles	3,500 00	
Equipment, power house	1,000 00	
Equipment, library	25,000 00	
	<hr/>	34,500 00
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.

\$420,022 00

E 16. SUMMER COURSES IN AGRICULTURE

For the expenses of instructors and employees, and for printing, postage and other incidental expenses for summer schools, for purpose of carrying out the provisions of chapter 310, Laws of 1913, payments to be made as provided by chapter 2, Laws of 1920. \$50,000 00

E 17. TEACHERS' INSTITUTES

Expenses for teachers' institutes. \$5,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 18. TEACHERS' LIBRARIES

Establishment and maintenance of libraries for use of teachers	\$400 00	Teachers' Libraries.
Payment under this account to be made pursuant to chapter 2, Laws of 1920. <u> </u>		

E 19. TEACHERS' RETIREMENT FUND—PENSION AND ANNUITY FUND

State Treasurer, for expenses incurred in connection with the fund, pursuant to chapter 80, Laws of 1919.		Retirement Fund for Teachers.
Salaries of clerks.	\$6,000 00	
Materials and supplies and miscellaneous expenses .	650 00	
	<u>\$6,650 00</u>	
Payments under this account to be made pursuant to chapter 2, Laws of 1920. <u> </u>		

E 20. VOCATIONAL SCHOOLS

Vocational
Schools.

For the purpose of carrying into effect the provisions of chapter 76, Laws of 1916, which provides for the appropriation of State funds for the purpose of carrying out the provision of chapter 294 of the Laws of 1913, which authorized State aid for vocational schools.	\$262,086 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	29,141 00
State supervision	1,000 00
State supervision of vocational schools..	6,250 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	
	<hr/> \$298,477 00 <hr/>

F. AGRICULTURAL

F 1. AGRICULTURAL EXPERIMENT STATION

Agricultural
Experiment
Station.

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	\$134,365 00
Printing bulletins and circulars	16,450 00
Printing Annual Report..	2,500 00

Books and binding.....	3,000 00
Abolishing mosquito-breeding, pursuant to chapter 134, Laws of 1906, and chapter 104, Laws of 1912, and investigations incident thereto	24,090 00
Investigation of oyster propagation, pursuant to chapter 187, Laws of 1907	8,700 00
Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, and chapter 18, Laws of 1923, including poultry specialists for South Jersey	28,250 00
Seed inspection, pursuant to chapter 228, Laws of 1916	10,560 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...	112,190 00
Cranberry and blueberry investigation	10,290 00
Egg-laying and breeding tests, pursuant to the provisions of chapter 16, Laws of 1916, and chapter 35, Laws of 1920, including squab breeding tests	19,100 00

Experimental work in growing white potatoes, sweet potatoes and tomatoes	15,260 00
Legume inoculation inspection	1,475 00
Poultry exhibitions and premiums, pursuant to chapter 201, Laws of 1920	5,000 00
Sewage investigation, pursuant to chapter 126, P. L. 1920	15,570 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920, creamery inspection	2,880 00
Investigation of root rot of peas	3,500 00
Investigation of bee husbandry	3,860 00
Investigations of diseases of ornamental plants and nursery stock	6,000 00
Experimental work in vegetable production in North Jersey	2,440 00
Combating the Oriental peach moth and insects affecting ornamental plants	11,775 00
Experimental work with small fruits	5,000 00
Spray residue investigations	6,500 00
Pepper maggot, Mexican bean beetle and corn ear worm investigations ...	7,905 00
Maintenance of Boys' and Girls' 4-H club exhibits	

and payment of premiums	15,000 00
Maintenance and repairs, State Buildings at Trenton Fair, also premiums for live stock, poultry, horticultural, agricultural and home economics exhibits at the Trenton, Flemington, Bridgeton, Salem, Branchville, Far Hills, and Egg Harbor Fairs	10,000 00
Additions and Improvements:	
Replacement of five cars and one truck.....	3,500 00
Additional farm equipment	1,000 00
Addition to Horticultural Field Laboratory ...	800 00
Rewiring of New Jersey Hall	3,000 00

North Jersey Branch

Maintenance and for permanent improvements and equipment	20,000 00
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the station.	
	<hr/>
	\$513,960 00
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F 2. DEPARTMENT OF AGRICULTURE

Salaries and administration of the Department of Agriculture, pursuant to chapter 268, Laws of 1916	\$75,760 00
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Department
of Agriculture.

Tuberculosis eradication..	699,000 00
Contagious abortion, pursuant to chapter 179, Laws of 1926	10,430 00
Poultry disease control...	13,958 00
Miscellaneous animal diseases	6,940 00
Fruit and vegetable marketing, pursuant to chapter 83, Laws of 1921..	9,488 00
Market organization and supervision	3,490 00
Crops and markets news service	11,820 00
Poultry marketing, pursuant to chapter 83, Laws of 1921	14,465 00
Milk marketing	8,320 00
Statistical work	14,820 00
Plant inspection	22,530 00
Bee disease control.....	5,900 00
Japanese beetle control...	72,896 00
Gipsy moth extermination	20,000 00
Licensing and bonding....	8,650 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.	
	<u>\$998,467 00</u>

F 3. STATE HORTICULTURAL SOCIETY

Horticultural
Society.

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

Salaries:

Adjutant-General	\$6,000 00	Adjutant- General's Department.
Deputy Adjutant-General	5,000 00	
Clerical services, present		
\$11,525.00, new		
\$960.00	12,485 00	
Record division	12,685 00	
	<hr/>	\$36,170 00

Materials and Supplies:

Stationery, office sup- plies and equipment..	\$1,700 00	
Vehicular transportation supplies	600 00	
	<hr/>	2,300 00

Miscellaneous:

Printing and binding...	\$1,400 00	
Telephone and telegraph	800 00	
Other miscellaneous ex- penses	600 00	
	<hr/>	2,800 00

State Service Officer

Salaries:

State service officer....	\$2,500 00	
Other officers and em- ployees, present \$10,- 020, new \$960.00....	10,980 00	
	<hr/>	13,480 00

Materials and Supplies:

Stationery and office supplies.....	200 00
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Miscellaneous:

Traveling expenses	\$2,500 00	
Other miscellaneous ex- penses	200 00	
	<hr/>	2,700 00

Unclassified Expenses:

Pursuant to the provisions of chapter 44, Laws of 1930, to provide assistance in the education of "War Orphans"	5,000 00
Compiling names of officers and men who served in the Revolutionary War, provided Assembly Bill No. 185 becomes a law.....	5,000 00
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	\$67,650 00
	<hr/>

There is hereby appropriated the undistributed balance on the 30th day of June, 1931, of the appropriation made pursuant to chapter 6, Laws of 1931.

G 2. NATIONAL GUARD

Maintenance of Organizations

National Guard,	Allowance for Division Headquarters	\$20,500 00
	Allowance for brigade, regimental and battalion headquarters, infantry, cavalry, artillery, engineers and medical (2 brigades)	19,500 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	10,500 00	
Allowance for State Staff Corps and departments	2,780 00	
	<hr/>	\$120,420 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, Flemington, Plainfield, Jersey City, Newark and Orange	\$13,480 00	Rents for Armories, etc.
State camp grounds, salaries, wages and maintenance, including arsenal at Sea Girt and maintenance thereof	33,000 00	
Regimental armories at Jersey City, Paterson, Trenton, Englewood, and two at Newark and		

Camden	85,000 00	
Troop, battery and battalion armories at East Orange, Elizabeth, Red Bank, Orange, Westfield, Passaic, Atlantic City, Trenton, Camden and Newark Air Port.....	78,000 00	
Company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, Morristown, Mount Holly, Burlington, Salem, Dumont and Woodbury	34,500 00	
Insurance	29,323 17	
Rent of drill hall for headquarters and machinegun troops	3,000 00	
Automobile maintenance, including purchase of Governor's car	7,500 00	
Rent of stables for Divisional Signal Company	1,000 00	
Salary and expenses of building inspector	4,500 00	
		289,303 17

Army Instruction and Field Training

Military Instructions.	Transportation and expenses for battalion drills, inspection, parades and pay and expenses of inspecting officers, et cetera	\$12,000 00
	Compensation of officers and employees and expenses incurred in connection with rifle practice	15,000 00
	Pay of caretakers and mechanics for motorized	

and mounted organiza- tions	3,960 00	
Salary of clerk to senior inspector-instructor	1,500 00	
Compensation of officers and enlisted men and expenses in connection with annual encampment	85,000 00	
Pay and expenses of New Jersey State Rifle Team	5,000 00	
Traveling expenses, inspec- tor-instructors	1,500 00	
Attendance of national guard officers at confer- ence and conventions, and for pay of contract surgeons	1,500 00	
Organizing, equipping, quartering and training two companies of the Colored Battalion author- ized under Chapter 149, Laws of 1930	40,000 00	
	<hr/>	165,460 00

General Maintenance Expenses

Ordnance stores, uniforms, clothing, camp and gar- rison equipage, freight, expressage and miscella- neous supplies	\$10,000 00	Military Stores.
Purchase of automobiles..	1,500 00	
Military boards and courts- martial expenses	500 00	
Transportation of disabled soldiers	30 00	
	<hr/>	12,030 00

Armory Construction

Construction of Armory.	Renovations, repairs and additions to twenty-nine armories	\$70,000 00	
	Furnishings for twenty- nine armories	12,000 00	
		<hr/>	82,000 00

General Construction

General Construction.	Refurnishing and re-equipping Camden infantry armory	20,000 00
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Claims

Claims.	Hospitalization and medical attendance due to injuries in National Guard serv- ice under provision of chapter 46, Laws of 1925, Article 13.....	5,000 00	
		<hr/>	\$694,213 17

G 3. NAVAL MILITIA RESERVE

Naval Reserves.	Brigade headquarters	\$300 00
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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

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
Maintenance of Perth Amboy armory...	4,000 00
	<hr/>
	\$22,200 00
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G 4. QUARTERMASTER-GENERAL'S DEPARTMENT

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	3,780 00	
Chief clerk, property department	3,000 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)	14,200 00	
	<hr/>	\$40,080 00

Quartermaster-General's Department.

Materials and Supplies:

Stationery and office supplies.....	500 00
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Miscellaneous:

Telephone and telegraph	\$1,000 00	
Other miscellaneous expenses	200 00	
		<u>1,200 00</u>
		<u>\$41,780 00</u>

G 5. SEA GIRT COTTAGE

Governor's Cottage.	For maintenance of cottage at Sea Girt and entertainment therein.....	\$20,000 00
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G 6. SPANISH AMERICAN WAR VETERANS

Spanish American War Veterans.	Compiling and preserving record of proceedings of the Spanish American War Veterans of New Jersey, pursuant to Chapter 329, Laws of 1929.....	\$1,000 00
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G 7. ONE HUNDRED AND FIFTIETH ANNIVERSARY OF THE SIEGE OF YORKTOWN, VA.

Yorktown Anniversary.	Expenses of the Commission to provide for the participation of this State in the celebration of the 150th anniversary of the siege and surrender of Yorktown, Va., provided the creation of the Commission is authorized by enactment at the present session of the Legislature..	\$3,500 00
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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.....	\$25,000 00
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H 2. 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.	\$65,000 00	Sundry Pensions.
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H 3. STATE EMPLOYEES' RETIREMENT SYSTEM

Expenses in carrying into effect the provisions of chapter 109, Laws of 1921.	State Employees' Pension Fund.
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Salaries :

Secretary	\$4,000 00	
Compensation for assistants, present \$9,840.00, new \$960.00	10,800 00	
	\$14,800 00	

Materials and Supplies :

Stationery and office supplies	\$200 00	
Office equipment	200 00	
	400 00	

Miscellaneous :

Traveling expenses	\$60 00	
Telephone and telegraph	150 00	
Other miscellaneous expenses	500 00	
Printing	800 00	
	1,510 00	

Unclassified :

To the Treasurer of the State of New Jersey, custodian for Contingent Reserve Fund, created by section six, chapter 109, Laws of 1921	\$88,071 00
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Contributions on account of members' service..	228,181 00	
	<hr/>	316,252 00
		<hr/>
		\$332,962 00
		<hr/>

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
		<hr/>

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 im- provements	195,000 00
	All moneys received from any source whatsoever, whether from the operation of bridges or from the State of Penn- sylvania, as reimbursed for its propor- tion of maintenance of said bridges, is hereby appropriated to the said commis- sion 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.	<hr/>
		\$196,000 00
		<hr/>

J 2. COMMISSIONERS TO "THE PORT AUTHORITY" ESTABLISHED BY THE AGREEMENT OR COMPACT BETWEEN THE STATES OF NEW YORK AND NEW JERSEY WITHIN THE "PORT OF NEW YORK DISTRICT"

Expenses of the New Jersey Commissioners to "The Port Authority" established by the agreement or compact between the State of New York and New Jersey within the "Port of New York District," pursuant to chapter 9, Laws of 1922	\$100,000 00	Port Development.
Carrying out the provisions of chapter 6, Laws of 1926 (Hudson River Bridge)	1,000,000 00	
Advance in aid of construction of Bayonne-Port Richmond Bridge, as provided by chapter 3, Laws of 1927....	400,000 00	
	<u>\$1,500,000 00</u>	

J 3. NEW JERSEY COMMISSION NO. 2

There is hereby appropriated the undistributed balance on the 30th day of June, 1931, of the appropriation made to the New Jersey Commission No. 2, in accordance with the provisions of chapter 62, Laws of 1928.

Interstate
Bridge over
Delaware
River.

J 4. SOUTH JERSEY PORT COMMISSION

For the purpose of carrying out the provisions of chapter 336, Laws of 1926.. \$25,000 00

There is hereby appropriated the undistributed balance on the 30th day of June, 1931, 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 undistributed balance on the 30th day of June, 1931, of the appropriation made to the

South Jersey
Port Commission.

South Jersey Port Commission, in accordance with the provisions of chapter 152, Laws of 1927 (Big Timber Creek).

J 5. STATE HIGHWAY COMMISSION

State Highway Commission.

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 6. SOUTH JERSEY TRANSIT COMMISSION

South Jersey Transit Commission.

Expenses of the commission appointed pursuant to the provisions of chapter 251, Laws of 1929.....	\$5,000 00
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J 7. PORT RARITAN DISTRICT COMMISSION

Carrying out the provisions
of chapter 337, Laws of
1926.

Port Raritan.

Salaries	\$11,500 00	
Miscellaneous expenses ...	5,000 00	
	<u> </u>	\$16,500 00

K. GENERAL

K 1. BURIAL GROUNDS

For the care and maintenance of burial
grounds, purchased by the State pursu-
ant to chapter 171, Laws of 1898....

Burial
Grounds.

\$75 00

K 2. COMMISSIONERS OF HIGH POINT PARK

Expenses incurred by the commission ap-
pointed pursuant to the provisions of
chapter 36, Laws of 1923:

High Point
Park.

Salaries:

Superintendent and Ex- ecutive Secretary ...	\$3,000 00	
Compensation for labor- ers, mechanics and other employees	36,710 00	
	<u> </u>	\$39,710 00

Materials and Supplies:

Heat, light, power, water and electricity	\$5,700 00	
Ground supplies	2,550 00	
Uniforms for guards...	450 00	
Vehicular transportation supplies	9,000 00	
Sanitary supplies	500 00	
Stationery and office sup- plies	150 00	
	<u> </u>	18,350 00
Current repairs		12,000 00

Miscellaneous:

Telephone and telegraph	\$225 00	
Rent	120 00	
Insurance	4,000 00	
Other miscellaneous ex-		
penses	1,000 00	
Printing booklets	1,000 00	
		6,345 00

Additions and Improvements:

New equipment	\$5,500 00	
Furniture	500 00	
Road extension	3,000 00	
Fifteen boats	450 00	
Walks, drains, walls,		
water extensions, sani-		
tation, electrical equip-		
ment and wiring and		
play ground equipment	3,000 00	
		12,450 00
		\$88,855 00

K 3. COMMISSIONERS OF PALISADES INTERSTATE PARK

Palisades
Park.

Expenses of commissioners in the operation of the Palisades Interstate Park.. \$89,550 00

Additions and Improvements:

Automobiles, motor		
cycles and motor trucks	\$5,000 00	
Completion of grading,		
Henry Hudson Drive	26,000 00	
Forestration	5,000 00	
		36,000 00

The unexpended balance on June 30, 1931, of the appropriation for study, survey and plans, land on top of Palisades, is hereby reappropriated.

\$125,550 00

K 4. COMMISSION TO INVESTIGATE CRIPPLED
CHILDREN

Carrying out the provisions of Chapter 188, Laws of 1926, and supplements..	\$15,000 00	Crippled Children.
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K 5. COMMISSION ON OLD TAVERN HOUSE (INDIAN
KING)

Commission having in charge the Old Tavern House (now known as Indian King), for upkeep and maintenance of same, pursuant to Chapter 15, Laws of 1931	\$1,000 00	Tavern House.
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K 6. MONMOUTH BATTLE 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	Monmouth Battle Monu- ment.
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K 7. NEW JERSEY ARCHIVES

Expenses incurred in printing New Jersey Archives	\$3,500 00	Archives.
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K 8. NEW JERSEY GRAND ARMY OF THE REPUBLIC

To provide assistance to the Department of New Jersey, Grand Army of the Re- public, pursuant to chapter 156, Laws of 1921	\$1,000 00	Publishing G. A. R. Proceedings.
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K 9. OLD BARRACKS ASSOCIATION

For the Old Barracks Association of Trenton, New Jersey, for maintenance and administration of the Old Bar- racks, at Trenton, as a historical land- mark and repository.....	\$3,500 00	Old Barracks.
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K 10. 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
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K 11. PUBLIC LIBRARY COMMISSION

Library Com-
mission.

Salaries :	
Secretary	\$500 00
Librarian and organizer	4,500 00
Assistant librarian and other employees	14,020 00
	<hr/>
	\$19,020 00
Traveling expenses	3,200 00
Stationery and other supplies.....	900 00

Miscellaneous :

Operating materials and supplies, books and pamphlets	\$44,000 00
Formation and aid of school libraries, chapter 186, P. L. 1914..	20,000 00
Donation to libraries, chapter 62, P. L. 1900	400 00
Freight and express....	1,800 00
Telephone and telegraph	300 00
Other materials and supplies	650 00
Printing and binding...	800 00
Other miscellaneous expenses	100 00
Automobile	1,000 00
	<hr/>
	69,050 00
	<hr/>
	\$92,170 00

K 12. PUBLIC RECORD OFFICE

Salaries:		Public Record Office.
Director	\$3,000 00	
Clerical services	3,240 00	
	<hr/>	\$6,240 00
Materials and supplies:		
Stationery and office supplies.....		600 00
Miscellaneous:		
Traveling and other miscellaneous expenses..	\$4,000 00	
Directory of county and municipal officials ...	300 00	
Binding and repair of public and historical records	1,000 00	
	<hr/>	5,300 00
		<hr/>
		\$12,140 00
		<hr/>

K 13. RED BANK BATTLE MONUMENT

To the board of chosen freeholders of the county of Gloucester, for the purpose of aiding in the care and supervision of the Red Bank Battle Monument in said county, and in the maintenance of the grounds upon which the same is located with which they are charged by the provisions of chapter 79, Laws of 1905..	Red Bank Monument.
	\$1,500 00
	<hr/>

K 14. REHABILITATION COMMISSION

For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919.	Rehabilita- tion Com- mission.
Salaries:	
Administrative	\$15,600 00
Physicians in charge and assistants	23,500 00

Vocational examiners, present, \$18,840.00, new \$1,740.00	20,580 00	
Clinical employees	23,835 00	
Clerical and other em- ployees, present \$14,- 635.00, new \$4,480.00	19,115 00	
Janitor service	5,170 00	
		<hr/>
		\$107,800 00
Materials and supplies	27,350 00	
Current repairs	1,000 00	
Miscellaneous expenses	23,885 00	
		<hr/>
Appropriation, including estimated receipts	\$160,035 00	
Less receipts from clinic fees and Federal government	42,978 24	
		<hr/>
Net amount appropriated	\$117,056 76	
		<hr/>

K 15. REFUND OF RAILROAD TAX

Refund of
Railroad Tax.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of tax assessed and penalty thereon, for any year, pursuant to 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 payment 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 16. REFUNDING TAXES ON MISCELLANEOUS
CORPORATIONS

The Comptroller of the Treasury is hereby authorized and directed to allow and certify to the State Treasurer for payment, any 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.

Refund of
Miscellaneous
Taxes.

Proviso.

K 17. STATE LIBRARY

Salaries:

Librarian	\$5,000 00	
Assistant Librarian ...	3,500 00	
Law Librarian	3,000 00	
Reference Librarian ...	2,820 00	
Clerical s e r v i c e s and messenger	9,480 00	
	<hr/>	\$23,800 00

State Library.

Materials and Supplies:

Library supplies	\$5,000 00	
Stationery and office sup- plies	300 00	
	<hr/>	5,300 00

Miscellaneous:

Traveling expenses	\$250 00
Legislative reference de- partment	300 00
Telephone and telegraph	100 00

Other miscellaneous ex-		
penses	400 00	
Printing and binding...	1,500 00	
	<u>2,550 00</u>	
		<u>\$31,650 00</u>

K 18. 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

All receipts of the monument are hereby appropriated for the use of the commission in addition to the above sum.

K 19. UNCLAIMED WAGES

Unclaimed
Wages.

The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages, properly approved.

K 20. WALT WHITMAN HOUSE, CAMDEN

Walt Whit-
man House.

For maintenance of the Walt Whitman House at Camden, pursuant to the provisions of Joint Resolution No. 6, Laws of 1925 \$500 00

K 21. WASHINGTON ASSOCIATION OF NEW JERSEY

Washington
Association.

For the trustees of the Washington Association of New Jersey, pursuant to chapter 309, Laws of 1874..... \$2,500 00

K 22. WASHINGTON ROCK PARK ASSOCIATION

Washington
Rock Park.

For insurance, improvement and maintenance of Washington Rock Park, including incidentals \$1,500 00

K 23. COMMISSION TO MARK HISTORIC SITES

Expenses of the commission created pursuant to Chapter 24, Laws of 1931...	\$75,000 00	Commission to Mark Historic Sites.
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K 24. COMMISSION TO MAINTAIN THE OLD STEUBEN HOME

Expenses of the Commission appointed pursuant to Chapter 15, Laws of 1926, for reconstruction, repair and maintenance of the home.....	\$7,500 00	Steuben Home.
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K 25. FARM RELIEF COMMITTEE

Expenses of the Committee appointed pursuant to the provisions of Joint Resolution No. 4, Laws of 1930, provided Senate Joint Resolution No. 16 becomes a law.....	\$15,000 00	Farm Relief
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K 26. DEPARTMENT OF AVIATION

Expenses incurred by the Department of Aviation, established, pursuant to Senate Bill No. 105, provided, said bill becomes a law.		Department of Aviation.
Salary of Commissioner..	\$5,000 00	
Other miscellaneous expenses	3,000 00	
	\$8,000 00	

K 27. COMMISSION TO STUDY EMPLOYMENT OF MIGRATORY CHILDREN

Expenses incurred by commission created to study the employment of children, provided Assembly Joint Resolution No. 5 becomes a law.....	\$2,000 00	Employment of Migratory Children.
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K 28. WASHINGTON HEADQUARTERS, SOMERVILLE

(Wallace House)

Washington Headquarters.	Care, repair and maintenance of the Washington Headquarters, Somerville, known as the Wallace House, provided Assembly Bill No. 73 becomes a law..	\$500 00
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K 29. STATE REGIONAL PLANNING COMMISSION

State Regional Planning.	Carrying out the provisions of Senate Joint Resolution No. 13, provided said Resolution becomes a law.....	\$20,000 00
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K 30. COMMISSION ON COUNTY AND MUNICIPAL TAXA-
TION AND FINANCE

Taxation and Finance Commission.	Carrying out the provisions of Senate Joint Resolution No. 12, provided said Resolution becomes a law.....	\$55,000 00
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L. STATE EMERGENCY FUND

L 1. STATE EMERGENCY FUND

Emergency Fund.	For the State House Commission as now or hereafter constituted to meet condi- tions of emergency the sum of.....	\$250,000 00
Proviso.	<i>Provided, however,</i> that all disbursements therefrom shall be applicable for pay- ment of obligations incurred during the current fiscal year only, and upon the written authorization of such members in accordance with the provisions of Senate Bill No. 23, provided said bill becomes a law.	

X. INSTITUTIONS AND AGENCIES

X 1. DEPARTMENT OF INSTITUTIONS AND AGENCIES

Salaries:

Commissioner	\$15,000 00	
Director, Division of Medicine	7,500 00	
Director, Administration and Accounts	6,500 00	
Assistant Attorney-Gen- eral	6,000 00	
Director of Research...	6,000 00	
Supervising steward ...	6,000 00	
Director of Inspections	6,000 00	
State adjusters and col- lectors (2)	7,200 00	
Farm supervisor	4,000 00	
Special services	7,500 00	
Other officers and em- ployees, present \$58,- 390.00, new \$10,- . 000.00	68,390 00	
		\$140,090 00
Traveling expenses		8,000 00
Stationery, printing, office supplies and equipment		4,200 00
Miscellaneous:		
Vehicular transportation supplies	\$5,000 00	
Deporting aliens and nonresidents	2,500 00	
For printing and distrib- uting the proceedings of the Annual Confer- ence of the New Jer- sey Conference for Social Welfare	800 00	
Telephone and telegraph	2,000 00	
Exchange of two auto- mobiles	2,400 00	

Department
Institutions
and Agencies.

Other miscellaneous ex-		
penses	1,400 00	
	<hr/>	14,100 00

*Central Parole Bureau*Parole
Bureau.

Salaries:

Director, parole and do-		
mestic relations	\$6,000 00	
Assistant Directors, pa-		
role and domestic rela-		
tions (2)	7,740 00	
Parole officers	44,940 00	
Miscellaneous services..	1,000 00	
Other employees, pres-		
ent \$20,005.00, new		
\$9,300.00	29,305 00	
	<hr/>	88,985 00
Traveling expenses		11,000 00
Stationery, printing, office supplies and		
equipment		1,900 00
Vehicular transportation supplies.....		3,000 00
Telephone and telegraph.....		1,300 00
Exchange of three automobiles.....		2,200 00

*Industrial Supervision*Industrial
Supervision.

Salaries:

Director institutional in-		
dustries	\$7,000 00	
Assistant director of in-		
dustries	4,500 00	
Clerical services and		
other employees	26,965 00	
	<hr/>	38,465 00
Traveling expenses		600 00
Materials, supplies and miscellaneous ex-		
penses		500 00
Replacement of two trucks and one pas-		
senger automobile		4,000 00

Division of Architecture and Construction

Salaries and expenses of		
Division of Architecture		
and Construction	\$34,070 00	
Telephone and telegraph..	2,500 00	
Traveling expenses	3,000 00	
Exchange of two automomobiles	2,200 00	
Vehicular transportation		
supplies	3,000 00	
		44,770 00

Building
Operations.

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 of construction, \$4,800.00; chief architectural draftsman, \$4,200.00; electrical superintendent, \$3,780.00; superintendent plumbing and heating, \$3,600.00; assistant civil engineers (2), \$5,520.00; estimator, \$2,600.00; specification writer, \$3,900.00; superintendents building construction (9), \$27,960.00; construction manager, \$4,000.00; rodmen (2), \$2,760.00; architects and designers (3), \$11,400.00; senior architectural draftsmen (2), \$6,300.00; architectural draftsmen (10), \$26,520.00; junior architectural draftsmen (3), \$5,400.00; mechanical draftsmen (3), \$9,600.00; students and tracers (4), \$3,300.00; photographer, \$2,700.00; clerical employees (14), \$16,580.00.

Salaries.

*State Use Funds*State Use
Funds.

For the State Use Revolving Fund there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of section 709, chapter 147, of the Laws of 1918, all receipts when received derived from State use production will be credited to the State Use Revolving Fund.

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	15,000 00
At Vineland State School	2,000 00
North Jersey Training School for Females, Totowa	500 00
Industries, Criminal In- sane Institutions	5,000 00
At State Home for Girls	500 00

\$33,000 00

\$363,110 00

X 2. COLONY FOR FEEBLE-MINDED MALES, NEW LISBON

New Lisbon
Colony.

For salaries and wages, and for maintenance of the Colony of Feeble-Minded Males, on the basis of six hundred inmates.

Salaries and Wages:

Superintendent	\$5,000 00	
Other officers and employees, present \$86,795.00, new \$2,460.00	89,255 00	
Medical and surgical fees	1,200 00	
		<u>\$95,455 00</u>

Materials and Supplies:

Food	\$47,500 00	
Clothing	15,000 00	
Fuel, light and power...	21,000 00	
Household supplies	8,000 00	
Farm, stable and grounds supplies	15,800 00	
Industrial and vocational supplies	2,200 00	
Medical, surgical and laboratory supplies ..	2,500 00	
Vehicular transportation supplies	2,500 00	
Stationery and office supplies	700 00	
Educational, recreational and library supplies..	1,000 00	
Other materials and supplies	250 00	
Tobacco	1,400 00	
		<u>117,850 00</u>
Current repairs		5,000 00

Miscellaneous:

Traveling expenses and returning runaways..	\$1,200 00	
Telephone and telegraph	1,600 00	
Postage	450 00	
Insurance	4,800 00	
Amusements	1,000 00	
Freight, express and cartage	400 00	
		<u>9,450 00</u>

Additions and Improvements:

Equipment for play-ground	\$200 00	
Band instruments	200 00	
Refurnishing employees' rooms	3,000 00	
Exchange of two trucks	5,500 00	
One pair of horses	500 00	
Seventy-five gallon steam kettle	360 00	
Covering for hospital floors	600 00	
		<hr/> 10,360 00
Appropriation, including estimated receipts	\$238,115 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to	107,000 00	
Net amount appropriated	<hr/> \$131,115 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.

X 3. COLONY FOR FEEBLE-MINDED MALES, WOODBINE

Woodbine
Colony.

For salaries and wages, and for maintenance of the Colony for Feeble-Minded Males, Woodbine, on the basis of five hundred and twenty inmates.

Salaries and Wages:

Superintendent	\$3,600 00	
Physician	1,800 00	
Attendants, nurses and other employees, pres- ent \$83,000.00, new \$4,740.00	87,740 00	
Medical, surgical and dental fees	800 00	
	<hr/>	\$93,940 00

Materials and Supplies:

Food	\$68,000 00	
Clothing	12,000 00	
Fuel, light and power..	18,000 00	
Household supplies	7,400 00	
Farm, stable and grounds supplies	2,500 00	
M e d i c a l and surgical supplies	2,500 00	
Stationery and office sup- plies	600 00	
Vehicular transportation supplies	1,600 00	
	<hr/>	112,600 00
Current repairs		5,000 00

Miscellaneous:

Telephone and telegraph	\$1,000 00	
Traveling expenses	1,000 00	
Postage	375 00	
Funeral expenses	200 00	
Insurance	4,300 00	
Freight and express...	400 00	
Entertainment	650 00	
Other miscellaneous ex- penses	300 00	
	<hr/>	8,225 00

Additions and Improvements:

Fire hose and equipment	\$700 00
Exchange of automobile	500 00

Fencing playgrounds ..	700 00	
Playground equipment..	500 00	
		<u>2,400 00</u>

Appropriation, including estimated receipts	\$222,165 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....	<u>120,000 00</u>
Net amount appropriated.....	<u><u>\$102,165 00</u></u>

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 4. COMMISSION FOR THE BLIND

Commission
for the Blind.

Salaries:

Executive officer and secretary	\$3,000 00	
Assistant executive officer	2,520 00	
Teachers of occupational subjects and other employees, present, \$28,-540.00, extra teaching services, new, \$240.00	28,780 00	
		<u>\$34,300 00</u>

Materials and Supplies:

Household supplies	\$65 00
Extension of home industries	3,000 00
Stationery and office supplies	800 00

Office equipment	400 00	
Light and power.....	50 00	
	<hr/>	4,315 00

Miscellaneous Expenses:

Traveling expenses	\$9,000 00	
Postage	700 00	
Clothing, maintenance, support and instruction of blind persons.....	34,000 00	
Higher education of the blind	2,000 00	
Publicity, d e m o n s t r a - tions, and sales.....	1,200 00	
Insurance	50 00	
Expressage	1,000 00	
Entertainment for the blind	150 00	
Telephone and telegraph	475 00	
Other miscellaneous ex- penses	225 00	
Prevention of blindness	1,000 00	
State relief for the blind	1,200 00	
	<hr/>	51,000 00

The balance to the credit of the outdoor relief—Revolving Fund—on the thirtieth day of June, one thousand nine hundred and thirty-one, 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 thirty-one, is hereby reappropriated as a Revolving Industrial Fund, said sum not to exceed \$2,000.00.

\$89,615 00

X 5. COUNTY INSANE HOSPITALS

County
Asylums.For the support of patients in County
Insane Hospitals:

Atlantic	\$58,000 00	
Burlington	46,000 00	
Camden	88,000 00	
Cumberland	25,000 00	
Essex	640,000 00	
Hudson	286,000 00	
Passaic	2,500 00	
	<hr/>	\$1,145,500 00
		<hr/>

Said amounts to include payment of bills
prior to current fiscal year.

X 6. COUNTY TUBERCULOSIS HOSPITALS

Tuberculosis
Hospitals.For the support of patients pursuant to
chapter 217, Laws of 1912, in the
following county hospitals:

Atlantic	\$18,000 00	
Bergen	42,500 00	
Burlington	17,000 00	
Camden	81,400 00	
Cumberland	10,400 00	
Essex	160,000 00	
Gloucester	6,200 00	
Hudson	63,000 00	
Mercer	18,800 00	
Middlesex	38,000 00	
Monmouth	26,800 00	
Morris	27,131 13	
Ocean	4,000 00	
Passaic	76,000 00	
Salem	5,000 00	
Sussex	500 00	
Union	103,500 00	
Warren	3,000 00	
	<hr/>	\$701,231 13
		<hr/>

Said amounts to include payment of bills
prior to current fiscal year.

X 7. FEEBLE-MINDED

Clothing, maintenance, support and instruction of feeble-minded.....	\$170,000 00	Feeble-Minded.
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X 8. HOME FOR DISABLED SOLDIERS, KEARNY AND/OR MENLO PARK

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Kearny, and/or Menlo Park, on the basis of sixty-five veterans.	Soldiers' Homes.
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Salaries and Wages:

Superintendent	\$5,000 00	
Other officers and employees	36,240 00	
	<hr/>	\$41,240 00

Materials and Supplies:

Food	\$15,500 00	
Clothing	500 00	
Fuel, light and power..	15,650 00	
Household supplies	1,200 00	
Farm, stable and grounds supplies	300 00	
Stationery and office supplies	250 00	
Medical, surgical and laboratory supplies ..	1,000 00	
Vehicular transportation supplies	700 00	
Other materials and supplies	75 00	
	<hr/>	35,175 00
Current repairs		3,000 00

Miscellaneous:

Traveling expenses	\$75 00
Postage	140 00
Telephone and telegraph	300 00
Funeral expenses and religious services ...	300 00

Entertainment	400 00	
Freight and express ...	100 00	
Insurance	1,550 00	
Household expenses ...	1,200 00	
	<hr/>	4,065 00

Appropriation, including estimated receipts	\$83,480 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....	5,400 00
	<hr/>
Net amount appropriated.....	<u>\$78,080 00</u>

X 9. HOME FOR DISABLED SOLDIERS, ET CETERA,
VINELAND

Vineland
Soldiers'
Home.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of two hundred and twenty members.

Salaries and Wages:

Superintendent	\$5,000 00	
Other officers and employees	53,790 00	
Religious services	200 00	
	<hr/>	\$58,990 00

Materials and Supplies:

Food	\$45,000 00
Clothing	5,000 00
Fuel, light and power..	13,800 00
Household supplies	3,800 00
Grounds	700 00
Medical, surgical and laboratory supplies ..	1,200 00
Stationery and office supplies	350 00
Other materials and supplies	160 00

Vehicular transportation supplies	800 00	
	<hr/>	70,810 00
Current repairs		6,000 00
Miscellaneous:		
Traveling expenses	\$500 00	
Postage	100 00	
Telephone and telegraph	450 00	
Amusements	400 00	
Insurance	730 00	
Freight and express....	75 00	
Funeral expenses	300 00	
	<hr/>	2,555 00
Appropriation, including estimated receipts		\$138,355 00
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....		14,000 00
		<hr/>
Net amount appropriated.....		\$124,355 00
		<hr/> <hr/>

X 10. 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
Training
School.

Salaries and Wages:		
Superintendent	\$5,000 00	
Attendants, nurses and other employees, present \$108,494.00, new \$11,612.00	120,106 00	
Medical, surgical, veterinary and religious fees	2,450 00	
	<hr/>	\$127,556 00

Materials and Supplies:

Food	\$45,000 00	
Clothing	13,000 00	
Fuel, light and power..	27,000 00	
Household supplies	10,000 00	
Farm, stable and grounds supplies	17,300 00	
Industrial and vocational supplies	2,500 00	
Educational, recreational and library supplies..	2,500 00	
Other materials and sup- plies	300 00	
Medical, surgical and laboratory supplies ..	3,600 00	
Stationery and office sup- plies	700 00	
Vehicular transportation supplies	1,800 00	
	<hr/>	123,700 00
Current repairs		6,000 00

Miscellaneous:

Postage	\$450 00	
Traveling expenses	1,800 00	
Telephone and telegraph	2,000 00	
Entertainment	600 00	
Freight and express....	200 00	
Insurance	6,600 00	
Subscriptions	200 00	
Other miscellaneous ex- penses	550 00	
	<hr/>	12,400 00

Additions and Improvements:

Musical instruments ...	\$400 00
Gymnasium equipment..	300 00
Playground equipment..	500 00
Four pianos	125 00
Maintenance of roads..	1,000 00

Exchange of two auto-		
mobiles and equipment	2,100 00	
Furniture and fixtures..	2,000 00	
	<hr/>	6,425 00
Appropriation, including estimated		
receipts	\$276,081 00	
The receipts of the institution are hereby		
appropriated for maintenance expendi-		
tures, pursuant to chapter 153, Laws of		
1918, estimated as amounting to.....	95,400 00	
	<hr/>	
Net amount appropriated.....	\$180,681 00	
	<hr/>	

X 11. REFORMATORY, ANNANDALE

For salaries and wages and for maintenance of the Reformatory at Annandale, on the basis of four hundred and fifty inmates.

Annandale
Reformatory.

Salaries and Wages:

Superintendent	\$5,000 00	
Deputy superintendent..	2,040 00	
Disciplinary officer	2,400 00	
Medical and surgical		
fees	1,500 00	
Other officers and em-		
ployees, present \$74,-		
948.00, new \$19,180.00	94,128 00	
	<hr/>	\$105,068 00

Materials and Supplies:

Food	\$41,000 00
Clothing	20,000 00
Fuel, light and power..	20,000 00
Farm, stable and grounds	
supplies	18,000 00
Household supplies	9,000 00
Medical, surgical and	
laboratory supplies ..	1,400 00

Vehicular transportation supplies	1,300 00	
Stationery and office supplies	1,300 00	
Educational, recreational and library supplies..	2,650 00	
Other materials and supplies	100 00	
	<hr/>	114,750 00
Current repairs		2,000 00
Miscellaneous:		
Traveling expenses	\$800 00	
Telephone and telegraph	600 00	
Postage	475 00	
Freight and express....	250 00	
Entertainment	500 00	
Funeral expenses	60 00	
Payments to discharged inmates and recapturing escapes	3,000 00	
Insurance	2,000 00	
Household expenses ...	3,000 00	
	<hr/>	10,685 00
Additions and Improvements:		
Farm truck	\$3,500 00	
Exchange of automobile	700 00	
Musical instruments and supplies	500 00	
Medical, surgical and dental equipment	2,000 00	
Two teams of horses...	1,000 00	
Machinery and equipment for shop work..	2,500 00	
Roadside and farm fencing	1,500 00	
X-ray equipment	950 00	
Trees and nursery stock	250 00	
Intercommunicating telephone system	3,500 00	
	<hr/>	16,400 00

Appropriation including estimated receipts	\$248,903 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to.....	4,500 00
Net amount appropriated.....	<u>\$244,403 00</u>

X 12. REFORMATORY, RAHWAY

For salaries and wages and for maintenance of the Reformatory at Rahway, on the basis of nine hundred inmates.

Rahway
Reformatory.

Salaries and Wages:

Superintendent	\$6,000 00
Deputy superintendent..	3,000 00
Medical and surgical fees	800 00
Other officers and employees, present \$206,-115.00, new \$37,015.00	243,130 00
	<u>\$252,930 00</u>

Materials and Supplies:

Food	\$84,500 00
Clothing	24,000 00
Fuel, light, power and water	30,000 00
Household supplies	11,000 00
Farm, stable and grounds supplies	11,000 00
Industrial and vocational supplies	1,750 00
Educational, recreational and library supplies..	6,000 00
Photographing, blue-printing and drafting supplies	250 00
Medical, surgical and laboratory supplies ..	2,100 00

Stationery and office supplies	2,000 00	
Office equipment	500 00	
Vehicular transportation supplies	1,800 00	
	<hr/>	174,900 00
Current repairs		25,000 00
Miscellaneous:		
Traveling expenses	\$700 00	
Postage	1,000 00	
Telephone and telegraph	900 00	
Freight and express....	400 00	
Entertainment, athletic and recreational supplies	300 00	
Funeral expenses	50 00	
Rent of farm land.....	300 00	
Payments to inmates and recapturing escapes ..	7,000 00	
Insurance	3,600 00	
	<hr/>	14,250 00
Additions and Improvements:		
Stock record machine...	\$1,800 00	
Installation dental unit	900 00	
Purchase of live stock..	2,000 00	
Bake oven	4,000 00	
Mixing machine	600 00	
Dough mixing machine	660 00	
Intercommunicating telephone system	3,000 00	
Farm scales	600 00	
Purchase and installation of 6" water meter...	480 00	
Repairs to railroad siding	480 00	
P u m p for sewage disposal	650 00	
	<hr/>	15,170 00
		<hr/>

Appropriation, including estimated receipts	\$482,250 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....	1,500 00
Net amount appropriated.....	<u>\$480,750 00</u>

X 13. REFORMATORY FOR WOMEN, CLINTON

For salaries and wages, and for maintenance of the Reformatory for Women, Clinton, on the basis of two hundred and sixty-five inmates.

Clinton
Reformatory.

Salaries and Wages:

Superintendent	\$4,000 00	
Assistant superintendent	1,980 00	
Other officers and employees, present \$56,700.00, new \$2,880.00	59,580 00	
M e d i c a l and surgical fees	3,000 00	
Religious services	550 00	
		<u>\$69,110 00</u>

Materials and Supplies:

Food	\$19,700 00
Clothing	8,000 00
Fuel, light and power..	21,500 00
Household supplies	5,000 00
Farm, stable and grounds supplies	8,000 00
M e d i c a l and surgical supplies	4,000 00
Stationery and office supplies	750 00
Office equipment	150 00
Educational, recreational and library supplies..	1,000 00

Vehicular transportation supplies	1,700 00	
Sundry supplies	150 00	
Cannery supplies	500 00	
	<hr/>	70,450 00
Current repairs		4,500 00
Miscellaneous :		
Traveling expenses	\$1,000 00	
Postage	600 00	
Telephone and telegraph	1,100 00	
Insurance	4,500 00	
Freight and express....	250 00	
Entertainment	400 00	
Funeral expenses	100 00	
Payments to discharged inmates	1,700 00	
	<hr/>	9,650 00
Additions and Improvements:		
Cement, sand and stone for general improvements	\$500 00	
Shrubbery	250 00	
Painting cottages	3,000 00	
Furniture replacement..	750 00	
Automobile exchange ..	1,300 00	
Furnishings for new hospital	3,500 00	
Wire fencing	700 00	
	<hr/>	10,000 00
		<hr/>
		\$163,710 00
		<hr/>

X 14. SANATORIUM FOR TUBERCULOUS DISEASES

Glen
Gardner
Sanatorium.

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, in- structors and others, including school teach- ers, present, \$186,- 270.00, new \$8,040.00	194,310 00	
Medical and surgical fees	200 00	
Religious services	1,000 00	
		<hr/> \$203,510 00

Materials and Supplies:

Food	\$125,500 00	
Fuel, light and power..	32,000 00	
Household supplies	13,500 00	
Farm, stable and grounds supplies	16,500 00	
Medical, surgical and laboratory supplies ..	10,000 00	
Stationery and office sup- plies	1,700 00	
Educational, recreational and library supplies..	800 00	
Vehicular transportation supplies	4,000 00	
Clothing	1,500 00	
		<hr/> 205,500 00
Current repairs		12,000 00

Miscellaneous:

Traveling expenses	\$1,100 00	
Postage	600 00	
Telephone and telegraph	1,900 00	
Insurance	3,700 00	
Freight and express....	1,000 00	
Entertainments	1,000 00	
Funeral expenses of in- digent patients	300 00	
Miscellaneous expenses .	100 00	
		<hr/> 9,700 00

Additions and Improvements:

Traveling clinic	\$16,000 00	
Exchange of automobiles	2,500 00	
Laundry equipment	750 00	
Radiator covers	1,000 00	
Fire hose	500 00	
Repiping institution outside service building	1,000 00	
Renewing and enlarging steam and water piping in service building	1,200 00	
Kitchen equipment	841 00	
Grading and planting	1,000 00	
Burroughs posting adding machine	1,353 75	
Steel files and two typewriters	406 00	
Extraordinary household supplies	1,000 00	
Blankets, household supplies	1,000 00	
Replacement of moving picture machine	3,050 00	
		<u>31,600 75</u>

Appropriation, including estimated receipts \$462,310 75

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 \$367,310 75

X 15. STATE BOARD OF CHILDREN'S GUARDIANS

Board of
Children's
Guardians.

Salaries:

Superintendent	\$5,000 00
Assistant superintendents (2)	6,420 00
Departmental auditor	3,000 00

Compensation for other assistants, present \$171,350.00, new \$50,- 460.00	221,810 00	
	<hr/>	\$236,230 00
Materials and Supplies:		
Stationery and office sup- plies	\$5,300 00	
Office equipment	2,000 00	
Heat, light, power, water and electricity	1,500 00	
Vehicular transportation supplies	9,000 00	
	<hr/>	17,800 00
Miscellaneous:		
Traveling expenses	\$40,000 00	
Postage	7,500 00	
Rental and care of build- ing	11,000 00	
Telephone and telegraph	2,000 00	
Insurance	1,370 00	
	<hr/>	61,870 00
Revolving Fund:		
To enable the State Board of Children's Guardians to purchase clothing and other necessary articles for children in their care and for expenses incidental thereto, there is hereby set up a Revolv- ing Fund of.....		50,000 00
And in addition thereto the sum of \$100,000 heretofore appropriated is hereby reappropriated.		
The same to be known as the State Board of Children's Guardians Revolving Fund. All receipts when received shall be credited to this Fund.		
Appropriation, including estimated receipts		\$365,900 00
Less Revolving Fund Receipts.....		50,000 00
		<hr/>
Net amount appropriated.....		\$315,900 00
		<hr/> <hr/>

X 16. STATE HOME FOR BOYS

Boys' Home,
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	
Medical, surgical and veterinary fees	1,200 00	
Business manager	3,000 00	
Resident physician	3,500 00	
Other officers and employees, present \$156,- 060.00, new \$16,740.00	172,800 00	
		<hr/> \$187,500 00

Materials and Supplies:

Food	\$41,500 00	
Clothing	25,000 00	
Fuel, light and power...	30,000 00	
Household supplies	11,500 00	
Farm, stable and grounds supplies	22,700 00	
Industrial and vocational supplies	4,800 00	
Educational, recreational and library supplies..	3,900 00	
Photographing, blue- printing and drafting supplies	200 00	
Medical, surgical and laboratory supplies ..	3,400 00	
Stationery and office sup- plies	1,200 00	
Vehicular transportation supplies	2,750 00	
		<hr/> 146,950 00
Current repairs		10,000 00

Miscellaneous:

Traveling expenses	\$1,250 00
Postage	600 00
Telephone and telegraph	1,722 00

Entertainment expenses.	600 00	
Freight and express....	600 00	
Assisting boys outside of institution, the equiva- lent of inmates' fund transferred to State treasury	1,300 00	
Insurance	3,500 00	
Funeral expenses	100 00	
Other miscellaneous ex- penses	50 00	
	<hr/>	9,722 00
Additions and Improvements:		
Band instruments	\$250 00	
Extraordinary household equipment	2,000 00	
Tree surgery and replace- ment of trees.....	250 00	
Furnishings for one new cottage	2,000 00	
New factory type fence, north side Institution	1,000 00	
Office equipment	350 00	
Exchange of five-ton truck	4,000 00	
Pasture improvements..	1,000 00	
Lighting grounds and buildings	1,000 00	
Exchange of tractor....	750 00	
	<hr/>	12,600 00
Appropriation, including estimated receipts		\$366,772 00
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....		
		16,500 00
Net amount appropriated.....		<hr/> <hr/> \$350,272 00

X 17. STATE HOME FOR GIRLS

Girls' Home,
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	\$4,000 00	
Physician	2,500 00	
Teachers, nurses, clerks and others, present \$73,080.00, new \$4,- 200.00	77,280 00	
Medical, surgical and dental fees	3,500 00	
		<hr/> \$87,280 00

Materials and Supplies:

Food	\$35,000 00	
Clothing	9,500 00	
Fuel, light and power...	10,600 00	
Household supplies	6,500 00	
Farm, stable and grounds supplies	5,500 00	
Educational, recreational and library supplies..	2,200 00	
Stationery and office sup- plies	1,000 00	
Other materials and sup- plies	500 00	
Medical and surgical supplies	2,800 00	
Vehicular transportation supplies	1,000 00	
		<hr/> 74,600 00
Current repairs		6,700 00

Miscellaneous:

Traveling expenses	\$1,200 00
Postage	400 00
Telephone and telegraph	1,600 00
Insurance	2,500 00
Freight and express....	300 00

Entertainment	600 00	
Payments to discharged inmates	545 00	
		7,145 00
Additions and Improvements:		
Tree surgery	\$400 00	
Equipment for repair shop	400 00	
Laundry equipment	3,000 00	
Reconstruction of roofs and cornices	1,000 00	
Two batteries lavatories, Voorhees cottage re-piping hot and cold water	1,000 00	
Exchange of auto.....	1,000 00	
Electric refrigerator ...	1,500 00	
Linoleum, first floor halls, dining room and sun parlor, Edge cottage	450 00	
Fire escapes for Thompson building	420 00	
Musical instruments ...	500 00	
		9,670 00
Appropriation, including estimated receipts		\$185,395 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....		
		1,200 00
Net amount appropriated.....		\$184,195 00

X 18. STATE HOSPITAL, GREYSTONE PARK

For salaries and wages, and for maintenance of the State Hospital, Greystone Park, on the basis of three thousand seven hundred and fifty inmates.

State
Hospital,
Greystone
Park.

Salaries and Wages :

Medical director	\$8,000 00	
Business manager	5,000 00	
Chief engineer	3,600 00	
Other officers and employees, present \$948,537.00, new \$27,660.00	976,197 00	
Religious services	1,300 00	
	<hr/>	\$994,097 00

Materials and Supplies :

Food	\$360,000 00	
Clothing	55,000 00	
Fuel, light, power and equipment	117,000 00	
Household supplies	75,000 00	
Farm, stable and grounds supplies	57,000 00	
Industrial and vocational supplies	5,000 00	
Medical, surgical and laboratory supplies ..	35,000 00	
Stationery and office supplies	3,700 00	
Recreational supplies ...	7,200 00	
Vehicular transportation supplies	13,000 00	
	<hr/>	727,900 00
Current repairs		50,000 00

Miscellaneous :

Traveling expenses	\$5,500 00	
Postage	1,800 00	
Telephone and telegraph	6,500 00	
Insurance	20,000 00	
Freight and express....	6,000 00	
Funeral expenses	4,000 00	
Advertising	600 00	
Other miscellaneous expenses	500 00	
	<hr/>	44,900 00

Additions and Improvements:

Clinics in various counties	\$35,000 00	
Exchange of automobiles, two cars and two trucks	5,000 00	
Fire hose and equipment	1,000 00	
Truck	3,250 00	
Storage shed and yard for masons' materials	500 00	
Filing cases	750 00	
		<u>45,500 00</u>

Appropriation, including estimated receipts\$1,862,397 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to..... 720,400 00

Net amount appropriated.....\$1,141,997 00

X 19. STATE HOSPITAL, HILLSDALE

For salaries and wages, and for maintenance of the State Hospital, Hillsdale, on the basis of nine hundred inmates.

Hillsdale
Asylum.

Salaries and Wages:

Business manager and superintendent	\$4,500 00	
Medical director	5,000 00	
Clinical director	4,000 00	
Other officers and employees, present \$199,-100.00, new \$24,540.00	223,640 00	
		<u>\$237,140 00</u>

Materials and Supplies:

Food	\$90,000 00
Clothing	18,000 00
Fuel, light and power...	32,254 00

Farm and stable.....	20,000 00	
Grounds	500 00	
Household supplies	18,000 00	
Medical, surgical and laboratory supplies...	10,000 00	
Industrial and vocational supplies	1,000 00	
Educational, recreational and library supplies..	4,200 00	
Stationery and office sup- plies	1,000 00	
Other materials and sup- plies	1,000 00	
Vehicular transportation	2,500 00	
	<hr/>	198,454 00
Current repairs		3,000 00
Miscellaneous:		
Traveling expenses	\$1,500 00	
Postage	600 00	
Insurance	8,500 00	
Telephone and telegraph	2,000 00	
Entertainment	700 00	
Funeral expenses	250 00	
Freight and express....	800 00	
Subscriptions	200 00	
Other miscellaneous ex- penses	500 00	
	<hr/>	15,050 00
Additions and Improvements:		
Purchase of farm ma- chinery and equipment	\$2,000 00	
Purchase of automobile	1,500 00	
Medical, surgical and dental equipment	25,000 00	
	<hr/>	28,500 00
Appropriation, including estimated receipts		\$482,144 00
The receipts of the institution are hereby appropriated for maintenance expendi-		

tures, pursuant to chapter 153, Laws of
1918, estimated as amounting to..... 80,000 00

Net amount appropriated..... \$402,144 00

X 20. STATE HOSPITAL, TRENTON

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand seven hundred inmates.

Trenton
Asylum.

Salaries and Wages:

Medical director	\$6,000 00	
Medical consultant	8,000 00	
Warden	7,000 00	
Other officers and employees, present \$688,414.00, new \$8,760.00	697,174 00	
In lieu of maintenance of ten physicians and their families	16,000 00	
Religious services	700 00	
	<u> </u>	\$734,874 00

Materials and Supplies:

Food	\$270,000 00	
Clothing	30,000 00	
Fuel, light and power...	127,000 00	
Household supplies	55,000 00	
Farm, stable and grounds supplies	45,000 00	
Medical and surgical supplies	30,000 00	
Stationery and office supplies	4,500 00	
Vehicular transportation supplies	3,500 00	
Tobacco	4,000 00	
	<u> </u>	569,000 00

Current repairs	35,000 00
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Miscellaneous:

Traveling expenses	\$3,900 00	
Telephone and telegraph	5,000 00	
Postage	800 00	
Amusements	2,000 00	
Funeral expenses	800 00	
Newspapers and maga- zines	600 00	
Insurance	8,100 00	
Freight and express	400 00	
Cemetery upkeep	200 00	
Other miscellaneous ex- penses	1,000 00	
	<hr/>	22,800 00

Additions and Improvements:

Psychiatric clinic, with various institutions with headquarters at State Hospital, Tren- ton	\$35,000 00	
Medical and surgical equipment	2,000 00	
New roof and gutter on cannery	1,550 00	
Pavilions in east and west main exercise yard	1,200 00	
Sun pavilion and walks in Vroom exercise yard	3,000 00	
Renewing waste line from medical direc- tor's residence to main sewer line	500 00	
	<hr/>	43,250 00

Appropriation, including estimated
receipts \$1,404,924 00

The receipts of the institution are hereby
appropriated for maintenance expendi-

tures, pursuant to chapter 153, Laws of
1918, estimated as amounting to..... 600,000 00

Net amount appropriated..... \$804,924 00

X 21. STATE PRISON

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand three hundred inmates.

State
Prison.

Salaries and Wages:

Principal keeper	\$6,000 00	
Director of industries..	6,000 00	
Other officers and employees, present \$325,- 160.00, new \$10,640.00	335,800 00	
Wages for inmates at prison (other than State use)	21,000 00	
Medical, surgical and dental fees	2,000 00	
Religious services	4,920 00	
	<u> </u>	\$375,720 00

Materials and Supplies:

Food	\$95,000 00
Clothing	38,000 00
Fuel, light and power...	47,500 00
Household supplies	15,000 00
Grounds supplies	500 00
Photographing, blue- printing and drafting supplies	800 00
Medical, surgical and laboratory supplies ..	6,700 00
Stationery and office sup- plies	3,500 00
Educational, recreational and library supplies..	5,450 00

	Vehicular transportation supplies	1,500 00	
	Industrial and vocational supplies	2,000 00	
		<hr/>	215,950 00
	Current repairs		17,200 00
	Miscellaneous:		
	Traveling expenses	\$5,150 00	
	Postage	700 00	
	Telephone and telegraph	1,500 00	
	Insurance	2,550 00	
	Freight and cartage....	1,000 00	
	Electrocution plant	1,000 00	
	Payments to discharged inmates	2,500 00	
	Funeral expenses	200 00	
	Other miscellaneous ex- penses	250 00	
Proviso.	Relief of Anna Obertz, <i>provided</i> , Assembly Bill No. 256 becomes a law, and <i>provided</i> Proviso. <i>further</i> , that said sum is received in full of all claims to date....	1,500 00	
		<hr/>	16,350 00
	Additions and Improvements:		
	Additional lumber stor- age building and en- closing sides of present lumber storage build- ing	\$500 00	
	Purchase of dough mixer	1,000 00	
	Exchange of Buick sedan	1,400 00	
	Exchange of Ford sedan	300 00	
	Purchase of auto.....	540 00	
		<hr/>	3,740 00
			<hr/>

Appropriation, including estimated receipts	\$628,960 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.....	<u>\$628,460 00</u>

X 22. STATE PRISON FARM, BORDENTOWN

For salaries and wages, and for maintenance of the State Prison Farm, Bordentown, on the basis of three hundred twenty-five inmates.

Salaries and Wages:

Superintendent	\$2,700 00	
Chief deputy	2,500 00	
Custodial officers and other employees, present \$23,700.00, new \$6,000.00	29,700 00	
Inmates' wages	10,000 00	
		<u>\$44,900 00</u>

Bordentown
Prison Farm.

Materials and Supplies:

Food	\$27,600 00	
Clothing	9,500 00	
Fuel, light and power...	8,500 00	
Household supplies	3,500 00	
Farm, stable and grounds supplies	23,600 00	
Vehicular transportation supplies	1,000 00	
Stationery and office supplies	500 00	
Educational, recreational and library supplies..	200 00	
Tobacco	1,200 00	
		<u>75,600 00</u>
Current repairs		1,500 00

Miscellaneous:

Traveling expenses	\$100 00	
Telephone and telegraph	250 00	
Insurance	1,200 00	
Postage	200 00	
Other miscellaneous ex- penses	50 00	
	<hr/>	1,800 00

Additions and Improvements:

Livestock	3,400 00	
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Appropriation, including estimated receipts	\$127,200 00	
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The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to	8,000 00	
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Net amount appropriated	<u>\$119,200 00</u>	
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X 23. STATE PRISON FARM, LEESBURG

Leesburg
Prison Farm

For salaries and wages, and for maintenance of the State Prison Farm, Leesburg, on the basis of two hundred and twenty-five inmates.

Salaries and Wages:

Superintendent	\$3,600 00	
Other officers and em- ployees, present \$68,- 675.00, new \$3,600.00	72,275 00	
Wages for inmates at the rate of \$0.25 per day	19,800 00	
M e d i c a l and surgical fees	50 00	
	<hr/>	\$95,725 00

Materials and Supplies :

Food	\$25,000 00	
Clothing	8,000 00	
Fuel, light and power...	8,000 00	
Household supplies	5,800 00	
Farm, stable and grounds supplies	25,000 00	
Medical, surgical and laboratory supplies ..	500 00	
Stationery and office sup- plies	450 00	
Educational, recreational and library supplies..	1,050 00	
Cannery supplies	5,000 00	
Vehicular transportation supplies	2,000 00	
	<hr/>	80,800 00
Current repairs		2,000 00

Miscellaneous :

Traveling expenses	\$250 00	
Postage	225 00	
Telephone and telegraph	1,000 00	
Insurance	1,400 00	
Freight and cartage....	100 00	
Amusements	100 00	
Other miscellaneous ex- penses	50 00	
	<hr/>	3,125 00

Additions and Improvements:

Replacement of ten horses and mules....	\$2,000 00	
Replacement of under- ground cable	1,500 00	
Flood lights	1,000 00	
Inter-farm telephone sys- tem	400 00	
	<hr/>	4,900 00

Appropriation, including estimated receipts	\$186,550 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....	40,000 00
Net amount appropriated.....	<u>\$146,550 00</u>

X 24. VILLAGE FOR EPILEPTICS

Epileptic
Village.

For salaries and wages, and for maintenance of the Village of Epileptics on the basis of one thousand, one hundred and fifty inmates.

Salaries and Wages:

Superintendent	\$8,000 00
Steward	4,000 00
Senior resident physician	4,000 00
Other officers and employees, present \$229,-636.00, new \$7,160.00	236,796 00
Medical and surgical fees	500 00
Religious services	750 00
	<u>\$254,046 00</u>

Materials and Supplies:

Food	\$92,000 00
Clothing	9,000 00
Fuel, light and power...	40,000 00
Household supplies	14,000 00
Farm, stable and grounds supplies	21,000 00
Medical, surgical and laboratory supplies ..	10,000 00
Stationery and office supplies	600 00
Office equipment	500 00
Other materials and supplies	1,200 00

Industrial and vocational supplies	600 00	
Educational, recreational and library supplies..	1,000 00	
Vehicular transportation supplies	3,000 00	
	<hr/>	192,900 00
Current repairs		10,000 00
Miscellaneous:		
Traveling expenses (including returning run-aways)	\$1,275 00	
Postage	450 00	
Telephone and telegraph	1,700 00	
Insurance	9,450 00	
Freight and express....	600 00	
Amusements	700 00	
Funeral expenses	150 00	
Other miscellaneous expenses	150 00	
	<hr/>	14,475 00
Additions and Improvements:		
Extraordinary household supplies	\$3,500 00	
Replacing auto truck...	1,800 00	
Furnishings for treatment building	5,000 00	
Fire protection equipment	3,000 00	
	<hr/>	13,300 00
Appropriation, including estimated receipts		\$484,721 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to.....		232,000 00
		<hr/>
Net amount appropriated.....		<u>\$252,721 00</u>

X 25. VINELAND STATE SCHOOL

Vineland
School.

For salaries and wages, and for maintenance of the Vineland State School, on the basis of one thousand three hundred and seventy-five inmates.

Salaries and Wages:

Superintendent	\$7,000 00	
Physicians, executive assistant, clerks, me- chanics and others...	174,665 00	
Medical, surgical and oculist fees	3,000 00	
Religious services	500 00	
	<hr/>	\$185,165 00

Materials and Supplies:

Food	\$92,500 00	
Clothing	18,000 00	
Fuel, light and power...	38,000 00	
Household supplies	18,000 00	
Farm, stable and grounds supplies	22,500 00	
Industrial and vocational supplies	2,000 00	
Medical, surgical and laboratory supplies ..	4,500 00	
Stationery and office sup- plies	1,300 00	
Vehicular transportation supplies	2,500 00	
Educational, recreational and library supplies..	2,800 00	
Other materials and sup- plies	400 00	
	<hr/>	202,500 00
Current repairs		13,000 00

Miscellaneous:

Traveling expenses	\$3,200 00
Postage	900 00

Telephone and telegraph	1,600 00	
Insurance	4,300 00	
Entertainments	1,500 00	
Funeral expenses	500 00	
Freight and express....	600 00	
Advertising	50 00	
Other miscellaneous ex- penses	300 00	
	<hr/>	12,950 00

Appropriation, including estimated
receipts \$413,615 00

The receipts of the institution are hereby
appropriated for maintenance expendi-
tures, pursuant to chapter 153, Laws of
1918, estimated as amounting to..... 189,000 00

Net amount appropriated..... \$224,615 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 coun-
ties to pay the cost of such maintenance
of any said patient in the institution.

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-two.

1. FREE PUBLIC SCHOOLS

For the support of free public schools... \$600,000 00 Public
Schools.

2. PREMIUMS AND ACCRUED INTEREST

Bonds
Purchased.

There shall be paid from the income of the school fund such sums required to pay premiums and accrued interest on bonds purchased by the trustees for the support of public schools.

3. SCHOOL FUND EXPENSES

Legal
Expenses.

For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof.....

\$4,500 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.

Money used
as specified.

3. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated, and except such sums which are by law devoted to specific purposes, namely, State school tax, United States appropriation to Agricultural College, and taxes for the use of taxing districts in this State, moneys received by the State from the taxation of railroad and canal property, which may be by law apportioned to the various counties

of the State for school purposes, academic certificate fund, vocational schools, pensions of teachers and school officers authorized by law, motor fuel tax fund, bill board tax fund, 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. Nothing in this act contained shall be construed to repeal any of the appropriations made in an act entitled "An act making appropriations for construction purposes," enacted at the present session of the Legislature.

Construing
section.

4. 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*,

Transfer of
money to
other items.

Application.

Proviso.

however, that no sum appropriated for any permanent improvement shall be used for maintenance or for any temporary purpose.

Corrections
made to
comply with
intentions.

5. 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.

No increases
in compensa-
tion during
fiscal year.

6. No provision having been made in the appropriations for personal service carried in this act for salary or wage advancements during the fiscal year July first, one thousand nine hundred and thirty-one to June thirtieth, one thousand nine hundred and thirty-two, no increase in the compensation of any officer or employee in the State service beyond the rate received by him or her as the incumbent of any State office or position at the end of the fiscal year one thousand nine hundred and thirty-one shall be made or authorized during said fiscal year for which appropriations are herein provided while he or she continues in such office or position. Promotions during the said fiscal year shall be made only for the purpose of filling existing or occurring vacancies or new positions specifically provided in this act. Promotions shall not be authorized or made as a means of compensation advancement contrary to the policy herein expressed. The incumbents of offices or positions for which line item appropriations are made shall not receive compensation in excess of the amounts therein provided.

Promotions.

No increases
in line
items.

Order of
disbursing
funds
available.

7. 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 appropriations may have been made as in his judgment may best conserve the interest of the State.

8. 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.

Transfer
from various
appropriations.

9. 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.

Petty cash
fund.

Allotment.

10. The Comptroller of the Treasury is hereby empowered, and it shall be his duty in the disbursement of funds appropriated for the maintenance and operation of any department or branch thereof, the duties or responsibilities of which are or may hereafter be transferred to any other department, to transfer such appropriations to such department as shall be charged with the responsibility of administering the functions of such department so transferred as aforesaid.

Transfer of
funds to
other depart-
ments.

11. In order that the Tax Department, created under Senate Bill 244, shall be in receipt of the necessary funds

Funds for
tax depart-
ment.

to function as contemplated by the Legislature, the State House Commission is hereby vested with authority upon application of the Tax Department to divide, segregate, apportion, limit and transfer the whole or any part of any appropriation made herein to another department, board or officer for similar or kindred purposes, to the Tax Department to the extent reasonably necessary to enable the said department to function as contemplated by the Legislature. All action taken by the State House Commission, pursuant to this authorization, shall be certified forthwith to the Comptroller, who shall thereupon place the amount so transferred to the credit of the Tax Department and make such other entries as will truly reflect the action taken by the State House Commission. Said commission shall also forthwith certify such action to each department, board or officer whose appropriation under this act shall in any wise be affected by such action.

12. This act shall take effect on the first day of July, one thousand nine hundred and thirty-one.

Approved April 28, 1931.

Application.

Certifications to comptroller.

Act effective.

CHAPTER 383.

An Act appropriating moneys paid or to be paid to the State of New Jersey from the Delaware River Joint Commission.

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

Appropriations to be made from monies paid State by Delaware River Joint Commission.

1. From the moneys paid or to be paid to the State by the Delaware River Joint Commission under the provisions of an act now pending entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the said river; authorizing the New Jersey Interstate Bridge Commission on behalf of the State of New

Jersey for these purposes to enter into an agreement with the Commonwealth of Pennsylvania creating the Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation," excepting such sum as may be paid to the Sinking Fund Commission as required by Article VI, sub-section (g) of the above mentioned act, there shall be appropriated the following amounts for the following purposes:

First.—To the State Highway Fund, the sum of two million two hundred thousand (\$2,200,000) dollars, and interest at the rate of four per centum per annum from the time such principal sum was appropriated from the State Highway Fund by Chapter three hundred and nineteen P. L. one thousand nine hundred and twenty-six and Chapter fifty-eight P. L. one thousand nine hundred and twenty-seven, to the time payment is made.

For roads.

Second.—To the General Treasury Fund the sum of eight hundred thousand (\$800,000) dollars and interest at the rate of four per centum per annum from the time such principal sum was appropriated from the General Treasury Fund by Chapter three hundred and nineteen P. L. one thousand nine hundred and twenty-six to the time payment is made.

To General
Treasury
Fund.

Third.—To the several municipalities for reducing the amount to be raised by taxation in the several taxing districts a sum equal to one mill on each dollar of assessed valuation of real and personal property in the State upon which municipal taxes were levied for the year one thousand nine hundred and thirty-one. Such moneys shall be paid by the State Treasurer, when received by him, to the several municipalities, who in turn shall forthwith credit upon each tax bill or levy for the year one thousand nine hundred and thirty-one a sum equivalent to one mill for each dollar of assessed valuation upon the amount of real and personal property assessed against the taxpayer in such tax bill or levy. Wherever such taxpayer has already paid in full the tax levied for the year one thousand nine hundred and thirty-

To mu-
nicipalities
to reduce
taxes.

Reduction.

Refund.

one then such credit shall be paid to him by the municipality upon presentation of his receipted tax bill. Where an appeal is pending from any assessment for the year one thousand nine hundred and thirty-one, then any such payment or credit shall be postponed until such time as the appeal is finally determined. The foregoing credits or payments when made by any municipality to the person whose name appears on the tax duplicates of such municipality shall be considered as a full discharge of the duties of the municipality under the provisions of this act. Upon the receipt of such moneys from the State Treasurer it shall be the duty of the tax receiving officer to forthwith deliver to each taxpayer a credit memorandum showing the amount of such credit or refund due to such taxpayer. It is the intent of the Legislature that there shall be returned to each taxpayer, of the moneys herein received by the State an amount equal to one mill on each dollar of assessed valuation of the real and personal property which has been levied and assessed against him for the year one thousand nine hundred and thirty-one.

When appeal.

One mill
reduction
intended.

Balance for
State use.

Fourth.—The remainder of money received from the Delaware River Joint Commission is appropriated to the General Treasury Fund to be used for State purposes.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 384.

An Act to amend an act entitled "An act concerning municipal finances," approved April twenty-eighth, one thousand nine hundred and thirty-one.

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

Section 306
amended.

Assessment.

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

306. The commission shall have power to require an assessment of the taxable ratables of the municipality to be made by the proper municipal authorities as the

basis for any subsequent tax levy; and any tax duplicate based on such assessment shall be used for all purposes in connection with the levy, apportionment and collection of taxes.

2. Section three hundred and 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 307
amended.

307. The cost of such assessment shall at the request of the governing body, be included in the amount of indebtedness to be refunded under this act.

Cost of
assessment.

3. Section four hundred and 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 401
amended.

401. The act of a majority of the commission shall be deemed the act of the commission. The commission is authorized and empowered to issue subpoenas, signed by a majority of the commission to compel the attendance of witnesses before it, and the production of books, papers and records. It is authorized to hold hearings and administer oaths to witnesses. In the event of failure to obey any subpoena issued as aforesaid, or refusal to answer questions propounded by the commission, such failure or refusal shall be certified to the Justice of the Supreme Court, presiding in the circuit wherein such neglect or refusal occurred, which said justice is authorized to impose penalties for such failure or refusal.

Majority to
rule.

Subpoenas,
witnesses.

Hearings.

Penalties.

4. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 385.

An Act to amend an act entitled "An act to regulate bidding upon public work, providing for prequalification and classification of bidders, fixing penalties relating thereto, and repealing acts and parts of acts inconsistent herewith," approved April twentieth, one thousand nine hundred and thirty-one.

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

Section 14
amended.

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

Act effective.

14. This act shall take effect on the first day of January, one thousand nine hundred and thirty-two.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 386.

An Act to amend an act entitled "An act to regulate bidding upon public work, to be furnished for or on behalf of the counties of this State, providing for prequalification and classification of bidders, fixing penalties relating thereto, and repealing acts and parts of acts inconsistent herewith," approved April twenty-eighth, one thousand nine hundred and thirty-one.

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

Section 14
amended.

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

14. This act shall take effect on the first day of January, one thousand nine hundred and thirty-two. Act effective.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 387.

An Act to relieve the present emergency of unemployment by authorizing counties and municipalities to undertake works of public improvement, employ labor and finance the same.

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

1. That the unemployment existing in this State in the several counties and municipalities thereof, due to present economic conditions, constitutes an emergency requiring such provision as possibly may be made to relieve such unemployment in so far as is reasonably within the power of the State and the several counties and municipalities thereof so to do. Unemployment an emergency requiring relief.

2. For a period of nine months from the date this act becomes effective any county or municipality of this State may, by resolution of the governing body thereof, or such board or body as is empowered by law to make appropriations for expenditures for public improvements, appropriate a sum or sums of money, not exceeding in the aggregate a sum equal to one-eighth of one per cent of the average of the assessed valuation of real property (including improvements) for the three next preceding years, for the purpose of instituting and carrying on public work and improvements and in connection therewith furnishing employment to residents of such county or municipality who may be out of and in need of employment (whether citizens or aliens) at a wage of not more than three dollars (\$3.00) for seven hours' work per day; and may employ at five dollars Appropriation for public improvements. Amount. Period. Workers. Wages.

Working equipment.	(\$5.00) per day not more than one foreman for each twenty-five (25) employees or fraction thereof. Such county or municipality may also out of the aforesaid funds purchase or hire such horses, mules, trucks, motor trucks or vehicles, materials, tools and supplies as may be necessary to carry on such public work, and may also expend out of such funds such sums as will be necessary to pay premiums on policies of workmen's compensation insurance covering such emergency employees.
Premiums on policies.	
Employees temporary. As to civil service.	3. All persons employed pursuant to the provisions of this act shall be considered for all purposes as temporary employees not subject to civil service laws, rules and regulations, and shall be subject to removal at any time without notice or the filing of charges, and in any case such employment shall cease nine months from the effective date of this act.
Procuring funds.	4. Any money appropriated as hereinbefore authorized shall become immediately available, and any such county or municipality is hereby authorized to borrow the same or any part thereof upon notes or bonds bearing interest at a rate not in excess of six per centum per annum, issued pursuant to chapter one hundred and ninety-two of the laws of one thousand nine hundred and seventeen; <i>provided, however</i> , that such notes or bonds so issued may run for a period of not more than five years from July one, one thousand nine hundred and thirty-one, shall mature in practically equal annual installments, shall be sold at not less than par and bear interest not exceeding six per centum per annum.
Note.	5. This act shall be construed liberally and shall take effect immediately.
Proviso.	Approved June 30, 1931.

CHAPTER 388.

An Act to amend an act entitled "A Supplement to an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule for compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven," approved February twenty-eighth, nineteen hundred and eighteen, as amended by act approved April twenty-seventh, one thousand nine hundred and thirty-one.

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

1. Section nineteen of the above entitled act is hereby amended to read as follows: Section 19 amended.

19. Any judgment of the Workmen's Compensation Bureau shall be reviewable by certiorari only. Judgment reviewable by certiorari.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 389.

An Act for the relief of Frank Liberto.

WHEREAS, Frank Liberto, an employee of the State of New Jersey, on October twelfth, nineteen hundred and twenty-four, was seriously, and possibly permanently injured while in the performance of his duty; and Preamble.

WHEREAS, It is fitting and proper that he should be compensated for such injury; therefore,

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

Compensa-
tion for
injury.

1. There shall be paid to the said Frank Liberto, as compensation, the sum of six hundred dollars (\$600.00), which shall be paid in equal monthly installments of fifty dollars, by the Treasurer of the State on warrant of the Comptroller.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 390.

An Act for the relief of Alfred C. Smith.

WHEREAS, Alfred C. Smith has for many years been employed in the custodian's force at the State House, and was seriously injured in a fall, which occurred in the performance of his duties, and which prevents him from continuing his work; therefore,

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

Compensa-
tion for
injury.

1. There shall be paid to the said Alfred C. Smith, as compensation, the sum of six hundred dollars (\$600.00), which shall be paid in equal monthly installments of fifty dollars per month. Such payments to be made by the Treasurer of the State on warrant of the Comptroller.

2. This act shall take effect immediately.

Approved June 30, 1931.

CHAPTER 391.

An Act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the said river; authorizing the New Jersey Interstate Bridge Commission on behalf of the State of New Jersey for these purposes to enter into an agreement with the Commonwealth of Pennsylvania creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation.

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

1. The New Jersey Interstate Bridge Commission, existing by virtue of Chapter 271 of the Laws of New Jersey of 1929, approved May 6, 1929, and acts amendatory thereof and supplementary thereto, is hereby authorized to enter into a compact or agreement on behalf of the State of New Jersey with the Commonwealth of Pennsylvania in substantially the following form, that is to say:

Commission
authorized to
enter into
compact with
Penn-
sylvania.

Compact.

AGREEMENT
BETWEEN
THE COMMONWEALTH OF PENNSYLVANIA
AND
THE STATE OF NEW JERSEY

CREATING THE DELAWARE RIVER JOINT COMMISSION AS
A BODY CORPORATE AND POLITIC AND DEFINING ITS
POWERS AND DUTIES

- Preamble. WHEREAS, The Commonwealth of Pennsylvania and the State of New Jersey are the owners of a certain bridge across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey; and
- Preamble. WHEREAS, The Pennsylvania Commission, existing by virtue of Act No. 338 of the Commonwealth of Pennsylvania, approved July 9, 1919 (Pamphlet Laws 814), and acts amendatory thereof and supplementary thereto, and the New Jersey Interstate Bridge Commission, existing by virtue of Chapter 271 of the Laws of New Jersey of 1929, and acts amendatory thereof and supplementary thereto, are acting jointly under the name of the Delaware River Bridge Joint Commission in connection with the operation and maintenance of said bridge; and
- Preamble. WHEREAS, The interests of the people of the two States will be best served by consolidating the two Commissions in corporate form and granting additional powers and authority thereto with reference to the said bridge and to other and further means of communication between the two States in the vicinity of Philadelphia and Camden; and
- Preamble. WHEREAS, Additional transportation facilities between the two States in the vicinity of Philadelphia and that part of New Jersey opposite thereto will be required in future for the accommodation of the public and the development of both States; and
- Preamble. WHEREAS, Both States have mutual interests in the development of the Delaware River from Philadelphia and Camden to the Sea and particularly in developing

the facilities and promoting the more extensive use of the ports of Philadelphia and Camden by coastwise, intercoastal and foreign vessels; and
 WHEREAS, It is highly desirable that there be a single agency of both States empowered to further the aforesaid interests of both States:

Now, Therefore, The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other, as follows:

ARTICLE I

There is hereby created a body corporate and politic, to be known as The Delaware River Joint Commission (hereinafter in this agreement called the "Commission"), which shall constitute the public corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and which shall be deemed to be exercising an essential governmental function in effectuating such purposes, to wit:

(a) The operation and maintenance of the bridge, owned jointly by the two States and the City of Philadelphia, as its interests may appear, across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey, including its approaches, and the making of additions and improvements thereto.

(b) The effectuation, establishment, construction, operation and maintenance of railroad or other facilities for the transportation of passengers across the said bridge, including extensions thereof, to the vicinity of Race Street and Eighth Street in the City of Philadelphia and to the vicinity of Carman Street and Haddon Avenue in the City of Camden.

(c) The investigation of the necessity for additional means of communication between the Commonwealth of Pennsylvania in the vicinity of Philadelphia and the State of New Jersey opposite thereto and between the ports of Philadelphia and Camden and the Sea, and making of such studies, surveys and estimates as may be necessary to determine the feasibility and cost of any such

Preamble.

Agreement.

Delaware
River Joint
Commission
created.

Purposes:

Operate
bridge;Transporta-
tion facilities;Additional
means of
communica-
tion;

additional means of communication, whether the same be by bridge, tunnel, canal or otherwise.

Co-operation
to use
Delaware
River;

(d) Co-operation with all other bodies interested or concerned with, or affected by the promotion, development or use of the Delaware River.

Federal
assistance;

(e) The procurement from the government of the United States of any consents which may be requisite to enable any project within its powers to be carried forward.

Promote
commerce;

(f) The promotion of the Delaware River as a highway of commerce between Philadelphia and Camden and the Sea.

Means taken
to increase
use of river;

(g) The promotion of increased commerce on the Delaware River, both freight and passenger, and for this purpose the publication of such literature and the adoption of such means as may be deemed appropriate.

Study of
features to
promote
commerce;

(h) To study and make recommendations to the proper authorities for the improvement of terminal, lighterage, wharfage, warehouse and other facilities necessary for the promotion of commerce on the Delaware River.

Litigation
to effect
purposes;

(i) Institution through the Attorneys General of Pennsylvania and New Jersey of, or intervention in, any litigation involving rates, preferences, rebates or other matters vital to the interests of the ports of the Delaware River.

Promote
mutual
interests.

(j) Any other functions which may be of mutual benefit to the Commonwealth of Pennsylvania and the State of New Jersey insofar as concerns the promotion and development of the ports of Philadelphia and of Camden and the use by commercial vessels of their facilities.

ARTICLE II

Commission.

The Commission shall consist of sixteen Commissioners, eight resident voters of the Commonwealth of Pennsylvania and eight resident voters of the State of New Jersey, who shall serve without compensation.

Members
from Penn-
sylvania.

The first eight Commissioners for the Commonwealth of Pennsylvania shall be the Governor of the Commonwealth, the Auditor General, the State Treasurer, the Mayor of the City of Philadelphia and the four addi-

tional persons now serving as members of the Pennsylvania Commission, existing by virtue of Act No. 338, of the Commonwealth of Pennsylvania, approved July 9, 1919 (Pamphlet Laws 814), and acts amendatory thereof and supplementary thereto.

The first eight Commissioners for the State of New Jersey shall be the eight individuals now holding office as members of the New Jersey Interstate Bridge Commission, existing by virtue of Chapter 271 of the Laws of said State of 1929, approved May 6, 1929, and acts amendatory thereof and supplementary thereto, which said eight individuals are hereby appointed by said State as such Commissioners, who shall serve for their unexpired terms as members of the New Jersey Interstate Bridge Commission. Succeeding Commissioners shall be elected by the Legislature to serve for terms of five years.

Members
from New
Jersey.

Successors
and terms.

For the Commonwealth of Pennsylvania, the Governor, the Auditor General, the State Treasurer and the executive head of the City of Philadelphia in office at the time shall always be members of the Commission and in addition thereto there shall be four members appointed by the Governor, who shall be known as appointive members. Whenever a vacancy occurs in the appointive membership of the Commission the Governor shall appoint a member to serve for a term of five years from the date of his appointment.

Ex-officio
members.

Appointive
members.

Vacancy.

For the State of New Jersey, whenever a vacancy in the office of Commissioner shall occur such vacancy shall be filled for the unexpired term by the Legislature. If the Legislature shall not be in session when the vacancy occurs, such vacancy shall be filled by the Governor and such appointee shall hold office until the Legislature convenes.

Vacancy in
New Jersey
commission.

All Commissioners shall continue to hold office after the expiration of the terms for which they are appointed or elected unless and until their respective successors are appointed and qualified, but no period during which any Commissioner shall hold over shall be deemed to be an extension of his term of office for the purpose of computing the date on which his successor's term expires.

Holding over.

ARTICLE III

Doing business.

The Commissioners shall have charge of the Commission's property and affairs and shall for the purpose of doing business constitute a board, but no action of the Commissioners shall be binding unless a majority of the members of the Commission from Pennsylvania and a majority of the members of the Commission from New Jersey shall vote in favor thereof.

ARTICLE IV

Powers:

For the effectuation of its authorized purposes the Commission is hereby granted the following powers:

Succession;

(a) To have perpetual succession.

Suits;

(b) To sue and be sued.

Seal;

(c) To adopt and use an official seal.

Officers;

(d) To elect a chairman, vice-chairman, secretary and treasurer, and to adopt suitable by-laws for the management of its affairs. The secretary and treasurer need not be members of the Commission.

Agents and employees;

(e) To appoint such other officers and such agents and employes as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation.

Contracts;

(f) To enter into contracts.

Personal property;

(g) To acquire, own, hire, use, operate and dispose of personal property.

Real estate and improvements;

(h) To acquire, own, use, lease, operate and dispose of real property and interests in real property, and to make improvements thereon.

Use of property;

(i) To grant the use of, by franchise, lease or otherwise and to make charges for the use of, any property or facility owned or controlled by it.

Financing;

(j) To borrow money upon its bonds or other obligations, either with or without security.

Eminent domain;

(k) To exercise the right of eminent domain.

Location, improvements, etc.;

(l) To determine the exact location, system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own, construct, establish, effectuate, operate or control.

(m) In addition to the foregoing, to exercise the powers, duties, authority and jurisdiction heretofore conferred and imposed upon the aforesaid Pennsylvania Commission and upon the aforesaid New Jersey Interstate Bridge Commission severally, or upon both of said Commissions jointly, by the Commonwealth of Pennsylvania or the State of New Jersey, or both of the said two States; and

Powers
and juris-
diction.

(n) To exercise all other powers not inconsistent with the constitutions of the two States or of the United States, which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers, except the power to levy taxes or assessments, and generally to exercise in connection with its property and affairs, and in connection with property within its control, any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs.

General
powers to
effectuate
purposes of
compact.

ARTICLE V

If for any of its authorized purposes (including temporary construction purposes) the Commission shall find it necessary or convenient to acquire any real property in the Commonwealth of Pennsylvania or the State of New Jersey, whether for immediate or future use, the Commission may find and determine that such property, whether a fee simple absolute or a lesser interest, is required for public use and, upon such determination, the said property shall be deemed to be required for a public use until otherwise determined by the Commission; and with the exceptions hereinafter specifically noted the said determination shall not be affected by the fact that such property has theretofore been taken for, or is then devoted to, a public use, but the public use in the hands or under the control of the Commission shall be deemed superior to the public use in the hands or under the control of any other person, association or corporation.

Acquiring
property.

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the Commonwealth of Pennsylvania for any reason whatsoever, then the Commission may

Acquiring
property by
law in Penn-
sylvania.

acquire such real property in the manner provided by Act No. 338 of the Commonwealth of Pennsylvania, approved July 9, 1919, and acts amendatory thereof and supplementary thereto, for the acquisition of real property by the aforesaid Pennsylvania Commission.

Acquiring
property in
New Jersey
by condemna-
tion.

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the State of New Jersey for any reason whatsoever, then the Commission may acquire, and is hereby authorized to acquire, such property, whether a fee simple absolute or a lesser interest, by condemnation or the exercise of the right of eminent domain, either under and pursuant to the provisions of the act of the State of New Jersey entitled, "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), approved March 20, 1900, and acts amendatory thereof and supplementary thereto, or under and pursuant to the provisions of an act entitled, "An act concerning and regulating acquisition and taking of lands by the State of New Jersey or any agency thereof, providing a procedure therefor and the manner of making compensation for lands so taken," approved April 21, 1920, and the various acts amendatory thereof and supplementary thereto.

Acquiring
property a
continuing
power.

The power of the Commission to acquire real property by condemnation or the exercise of the power of eminent domain in the Commonwealth of Pennsylvania and the State of New Jersey shall be a continuing power and no exercise thereof shall be deemed to exhaust it.

Right of entry.

The Commission and its duly authorized agents and employes may enter upon any land in the Commonwealth of Pennsylvania or the State of New Jersey for the purpose of making such surveys, maps or other examinations thereof as it may deem necessary or convenient for its authorized purposes.

Municipal
consent in
taking
property.

However, anything to the contrary contained in this compact notwithstanding, no property now or hereafter vested in or held by any county, city, borough, village, township or other municipality, or port district, shall be taken by the Commission without the consent of such municipality or port district, unless expressly authorized

so to do by the Commonwealth or State in which such municipality or port district is located. All counties, cities, boroughs, villages, townships, and other municipalities, and all public agencies and commissions of the Commonwealth of Pennsylvania and the State of New Jersey, notwithstanding any contrary provision of law, are hereby authorized and empowered to grant and convey to the Commission upon its request, but not otherwise, upon reasonable terms and conditions, any real property which may be necessary or convenient to the effectuation of its authorized purposes, including real property already devoted to public use.

Municipal conveyance to commission.

The Commonwealth of Pennsylvania and the State of New Jersey hereby consent to the use and occupation by the Commission of any real property of the said two States, or of either of them, which may be, or become, necessary or convenient to the effectuation of the authorized purposes of the Commission, including lands lying under water and lands already devoted to public use.

Occupation of property.

The term "real property" as used in this compact includes lands, structures, franchises and interests in land, including lands under water and riparian rights, and any and all things and rights usually included within the said term and includes not only fees simple absolute, but also any and all lesser interests such as easements, rights of way, uses, leases, licenses and all other incorporeal hereditament, and every estate, interest or right, legal or equitable, including terms of years and liens thereon by way of judgments, mortgages or otherwise, and also claims for damage to real estate.

Real property defined.

ARTICLE VI

The control, operation, tolls and other revenues of the aforesaid existing bridge across the Delaware River between the City of Philadelphia and the City of Camden, and of all real and personal property appurtenant thereto or used in connection therewith, shall vest in the Commission on the first day of July, one thousand nine hundred and thirty-one, and the terms of the members of the aforesaid Pennsylvania Commission and the aforesaid New Jersey Interstate Bridge Commission shall cease and terminate on that date.

Control and operation of bridge vested in commission.

Terms of former members terminated.

Payments
to be made
June 30, 1932.

On or before the thirtieth day of June, one thousand nine hundred and thirty-two, or as soon thereafter as practicable, the Commission shall pay to the Commonwealth of Pennsylvania, the State of New Jersey and the City of Philadelphia the following sums out of moneys raised by said Commission on its bonds or other obligations:

Amount
payable to
Pennsylvania.

(a) An amount equal to the moneys contributed by the Commonwealth of Pennsylvania toward the cost of acquiring property for and constructing said bridge and the approaches thereto, and expenditures incident thereto, with interest at the rate of four per centum per annum, such interest to be computed from the dates on which installments of such funds were paid to the Delaware River Bridge Joint Commission by the said Commonwealth of Pennsylvania as shown by the records of its State Treasurer less, however, the amount returned to the Commonwealth of Pennsylvania from the net revenues of the bridge between July 1, 1926 and June 30, 1931, and less interest at the rate of four per centum per annum upon such amount computed from the dates of repayment to the Commonwealth of Pennsylvania.

Amount
payable to
New Jersey.

(b) An amount equal to the moneys contributed by the State of New Jersey toward the cost of acquiring property for and constructing said bridge and the approaches thereto, and expenditures incident thereto, with interest theretofore actually paid by the State of New Jersey or accrued upon the bonds issued by said State to borrow money to pay its share of the cost of acquiring property for, and construction of, said bridge and the approaches thereto, and all expenditures incident thereto, less, however, the amount returned to the State of New Jersey from the net revenues of the bridge between July 1, 1926 and June 30, 1931, and less interest at the rate of four and one-fourth per centum per annum upon such amount computed from the dates of repayment to the State of New Jersey.

Amount
payable to
city of
Philadelphia.

(c) An amount equal to the moneys contributed by the City of Philadelphia toward the cost of acquiring property for and constructing said bridge and the approaches thereto, and expenditures incident thereto, with interest theretofore actually paid by the City of Phila-

delphia or accrued upon the bonds issued by said City to borrow money to pay its share of the cost of acquiring property for and construction of, said bridge and approaches thereto, and all expenditures incident thereto, less, however, the amount returned to the City of Philadelphia from the net revenues of the bridge between July 1, 1926 and June 30, 1931, and less interest at the rate of four and one-fourth per centum per annum upon such amount computed from the dates of repayment to the City of Philadelphia.

(d) As soon as is practicable subsequently to July 1, 1931, the Commission shall determine with the Commonwealth of Pennsylvania, the State of New Jersey and the City of Philadelphia the net amounts due to each, respectively, as of the first day of July, one thousand nine hundred and thirty-one, and from that date until the date of payment, interest shall be paid by the Commission to the Commonwealth of Pennsylvania at the rate of four per centum per annum, and to the State of New Jersey and to the City of Philadelphia at the rate of four and one-fourth per centum per annum.

Ascertaining
amounts due.

(e) The amount payable by the Commission to the Commonwealth of Pennsylvania as aforesaid shall be paid to the State Treasurer of the Commonwealth of Pennsylvania upon a voucher signed and audited by said State Treasurer who is hereby authorized to consummate the said transaction. The amount payable to the State of New Jersey shall be paid to the Comptroller of said State upon a voucher signed and audited by said Comptroller who is hereby authorized to consummate the said transaction. The amount payable to the City of Philadelphia shall be paid to the Treasurer of the said City upon a voucher signed and audited by said Treasurer who is hereby authorized to consummate the said transaction. Upon the receipt of the proper payment each of said officials shall certify to The Delaware River Joint Commission that all moneys payable by The Delaware River Joint Commission to the Commonwealth, State or City, as the case may be, have been duly paid.

Designated
officials to
whom pay-
ments made.

(f) Nothing herein contained shall be construed to affect, diminish or impair the rights and obligations

Rights and
obligations
of New Jersey
not impaired.

created by, or to repeal any of, the provisions of Chapter three hundred and fifty-two of the Laws of New Jersey of one thousand nine hundred and twenty and Chapter two hundred and sixty-two of the Laws of New Jersey of one thousand nine hundred and twenty-four, and Chapter three hundred and thirty-six of the Laws of New Jersey of one thousand nine hundred and twenty-six and Chapter thirty-three of the Laws of New Jersey of one thousand nine hundred and twenty-seven and Chapter sixty-four of the Laws of New Jersey of one thousand nine hundred and twenty-eight.

Payments to
sinking fund
of New Jersey.

(g) Of the money paid to the State of New Jersey under the provisions of this agreement there shall be paid to the Sinking Fund Commission created by the provisions of the foregoing statutes (Chapter 352 of the Laws of New Jersey of 1920 and Chapter 262 of the Laws of New Jersey of 1924) such sum or sums as said Sinking Fund Commission may deem necessary to meet the then existing indebtedness and obligations set forth in said statutes, together with such interest and other charges as may be due or may grow due. The amount thus to be paid to the Sinking Fund Commission shall be arrived at and determined by said Sinking Fund Commission within ninety days after payment is made to the State of New Jersey pursuant to the provisions of this agreement. The moneys to be paid to and received by said Sinking Fund Commission are hereby appropriated by the State of New Jersey and are to be used for sinking fund purposes according to law.

Security of
bond holders
ensured.

(h) No failure on the part of the Commission to make the aforesaid payments to the Commonwealth of Pennsylvania, to the State of New Jersey or to the City of Philadelphia shall affect, diminish or impair the rights of the holders of any bonds or other securities or obligations of said Commission as security for which the tolls and other revenues of the said bridge may be pledged.

ARTICLE VII

Not pledge
credit.

Notwithstanding any provision of this agreement, the Commission shall have no power to pledge the credit of the Commonwealth of Pennsylvania or the credit of the State of New Jersey or the credit of any county,

city, borough, village, township or other municipality of said Commonwealth or of said State, or to create any debt of said Commonwealth or of said State or of such municipality.

ARTICLE VIII

The Commission is hereby authorized to make and enforce such rules and regulations and to establish, levy and collect (or to authorize by contract, franchise lease or otherwise, the establishment, levying and collection of) such tolls, rents, rates and other charges in connection with the aforesaid existing bridge across the Delaware River and any other properties which it may hereafter construct, erect, acquire, own, operate, or control, as it may deem necessary, proper, desirable and reasonable, which said tolls, rents, rates and other charges shall be at least sufficient to meet the expenses thereof, including interest and sinking fund charges, and the Commission is hereby authorized and empowered to pledge such tolls, rates, rents and other revenues, or any part thereof, either presently received or to be received in the future, or both, as security of the repayment, with interest, of any moneys borrowed by it, or advanced to it, for any of its authorized purposes and as security for the satisfaction of any other obligation assumed by it in connection with such loans or advances.

Rules, regulations, tolls, rents, etc.

Pledging revenues to repay obligations.

ARTICLE IX

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other securities or obligations of the Commission for which there may or shall be pledged the tolls, rents, rates or other revenues, or any part thereof, of any property or facility owned, operated or controlled by the Commission (including the said bridge across the Delaware River and the facilities for the transportation of passengers across the said bridge) that (so long as any of said bonds or other securities or obligations remain outstanding and unpaid, and unless and until adequate provision is made by law for the protection of those advancing money upon such obligations) the Common-

States not to impair power of commission.

wealth and the said State will not diminish or impair the power of the Commission to own, operate or control said properties and facilities or to establish, levy and collect tolls, rents, rates and other charges in connection with such properties or facilities.

States not to authorize additional transportation facilities by others.

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other securities or obligations of the Commission for which the tolls, rents, rates or other revenues, or any part thereof, of the aforesaid existing bridge across the Delaware River shall have been pledged, that the said Commonwealth and the said State will not authorize or permit the authorization of the construction, operation or maintenance of any additional vehicular bridge or tunnel, or any additional bridge or tunnel having railroad or other facilities for the transportation of passengers, between the said Commonwealth and the said State, over or under the Delaware River, by any other person or body than the Commission, within a distance of ten miles in either direction from the said bridge, measured along the boundary line between the said Commonwealth and the said State.

ARTICLE X

Securities of commission as legal investments.

The bonds or other securities or obligations which may be issued by the Commission for any of its authorized purposes, and as security for which there may be pledged the tolls, rents, rates and other revenues, or any part thereof, of any properties or facilities owned, operated or controlled by the Commission (including the aforesaid existing bridge across the Delaware River and the aforesaid facilities for the transportation of passengers across the said bridge) are hereby made securities in which all state and municipal officers and bodies of the Commonwealth of Pennsylvania and the State of New Jersey, all banks, bankers, trust companies, savings 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 administrators, executors, guardians,

trustees and other fiduciaries and all other persons whatsoever who are now or hereafter may be authorized to invest in bonds or other obligations of the Commonwealth of Pennsylvania or of the State of New Jersey, may properly and legally invest any funds, including capital, belonging to them or within their control; and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or agency of the Commonwealth of Pennsylvania or the State of New Jersey for any purpose for which the deposit of bonds or other obligations either of the Commonwealth or of the State is now, or may hereafter be, authorized.

Securities a
legal deposit.

ARTICLE XI

The effectuation of its authorized purposes by the Commission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the State of New Jersey, for the increase of their commerce and prosperity and for the improvement of their health and living conditions; and since the Commission will be performing essential governmental functions in effectuating said purposes, the Commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for such purposes, and the bonds or other securities or obligations issued by the Commission, their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania and the State of New Jersey.

Property
and securities
not taxable.

ARTICLE XII

The Commission shall make annual reports to the Governors and Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey, setting forth in detail its operations and transactions, and may make such additional reports from time to time to the Governors and Legislatures as it may deem desirable.

Reports.

Whenever the Commission after investigation and study shall have concluded plans with estimates of cost

As to new
projects.

Legislative authority required.	and means of financing any new project, other than those described in Article One, subdivision (b) hereof, for transportation across or under the Delaware River within the area hereinbefore described, any new project for the improvement of the Delaware River's port facilities, or any other project for the mutual advantage of Pennsylvania and New Jersey and coming within the purposes for which it is created, the Commission shall make to the Legislatures of each State a detailed report dealing only with the contemplated project and shall request of said Legislatures authority to proceed with the project described and it shall not be within the power of the Commission to construct, erect or otherwise acquire any facility or project, except those described in Article One, subdivision (b) hereof, unless and until the Legislatures of both States shall have authorized the Commission to proceed with the project outlined in its special report thereon.
Binding force of compact.	2. Upon its signature on behalf of the State of New Jersey and by the Governor of Pennsylvania on behalf of the Commonwealth of Pennsylvania, the aforesaid compact or agreement shall be and becomes binding and shall have the force and effect of a statute of the State of New Jersey, and The Delaware River Joint Commission shall thereupon become vested with all the powers, rights and privileges and be subject to the duties and obligations contained in said compact or agreement as though the same were specifically authorized and imposed by statute and the State of New Jersey shall be bound by all of the obligations assumed by it under said compact or agreement, and the New Jersey Interstate Bridge Commission shall transmit an original signed copy thereof to the Secretary of State for filing in his office.
Powers vested in joint com- mission.	
Congres- sional consent sought.	3. The Governor is hereby authorized to apply on behalf of the State of New Jersey to the Congress of the United States for its consent and approval to the aforesaid compact or agreement, but in the absence of such consent and approval The Delaware River Joint Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress.

4. The sum of two hundred and fifty thousand dollars (\$250,000), or as much thereof as may be necessary, is hereby specifically appropriated to The Delaware River Joint Commission to be used by it, together with a like appropriation made by the Commonwealth of Pennsylvania, for any of the purposes of the said Commission, except the operation, maintenance, improvement or construction of new facilities for the existing bridge over the Delaware River between Philadelphia and Camden. Appropriation.

5. This act shall become effective on July first, one thousand nine hundred and thirty-one, but the New Jersey Interstate Bridge Commission shall not enter into any agreement hereunder until the Commonwealth of Pennsylvania has passed a substantially similar act embodying the agreement between the two States herein set forth and making a like appropriation. Act effective.

6. All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency. Repealer.

Approved June 30, 1931.

CHAPTER 392.

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), approved March eleventh, one thousand nine hundred and twenty-four.

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

1. Section two of the act to which this act is amendatory, is hereby amended so as to read as follows: Section 2 amended.

2. The board of freeholders of any county may, by resolution, establish a county almshouse, to be known as a welfare-house, or change the name and control and management of any existing county almshouse for the Welfare house established in counties.

Purpose.	care and maintenance of the permanent poor, such persons requiring permanent relief other than in municipalities excepted therefrom as provided in this act shall be provided for therein by said county, and in almshouses maintained and supported in municipalities in such county as otherwise provided in this act, shall thereafter be abolished, and the permanent poor shall thereafter be maintained in the county institution, rather than in municipal almshouses. The said board of chosen freeholders shall have power to purchase and lease real property therefor, including any municipal almshouse suitable therefor, or acquire such property and easements therein by lease, purchase, or condemnation, and the powers of eminent domain may be exercised as provided by "An act to regulate the ascertainment or payment of compensation for property condemned or taken for public use" (Revision of 1900), and the supplements thereto and the amendments thereof. They shall have power to erect all necessary buildings, make all necessary improvements and repairs, and alter any existing building for the use of said home; <i>provided</i> , that the plans for such erection, alteration or repair shall first be approved by the State Board of Health and the State Board. They shall have power to cause to be levied, assessed and collected from the municipalities of the county participating in such purpose such sums of money as shall be deemed necessary at first and annually thereafter to provide suitable land, buildings and improvements for said welfare-houses and for the maintenance thereof, and for all other necessary expenditures therefor, and the expenses of the county welfare board and its agents as authorized and required in this act, and to borrow money for the erection or purchase of such welfare-houses, and for the purchase of a site for such welfare-houses, on the credit of the county or portion thereof as provided in this act, and issue obligations therefor in such manner as it may do for other county purposes. The chosen freeholders shall have power to accept and hold in trust for the county, or portion thereof so participating, any grant or devise of land, or any gift or bequest of money, or other personal property, or any donation to be applied, principal or income, or both, for
Acquiring property.	
Procedure.	
Buildings.	
Proviso.	
Funds provided by taxation.	
Borrow money.	
Acceptance of devises and bequests.	

the benefit of said welfare-house, and apply the same in accordance with the terms of the gift.

2. Section three of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 3
amended.

3. When the board of chosen freeholders shall have determined to establish a welfare-house for the permanent maintenance and relief 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 as follows: Five citizens of the county or municipalities participating, at least two of whom shall be women, to be appointed by the board of chosen freeholders, who, with two designated members of the board of chosen freeholders and the county adjuster, when not serving as director of welfare, as ex-officio members, shall constitute the county welfare board and managers of said welfare-house. Members shall hold their offices for five years except that the first appointments shall be respectively for one, two, three, four and five years, which terms as to duration shall be in the order of appointments as made and indicated. Vacancies in such offices shall be filled for the unexpired term only. 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 but 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. Said county welfare board as the county bureau of relief shall have charge and supervision of the relief and settlement of the poor in its jurisdiction, subject to the provisions of the act to which this act is amendatory. Whenever any county by its board of chosen freeholders as hereinafter provided, shall contract with another county for the permanent maintenance and relief of the poor in the welfare-house of such other county, as hereinafter provided, a county welfare board may be

Board of
welfare.

Membership.

Terms.

Vacancies.

Expenses met.

Duties.

Care of poor
in another
county.

thereupon constituted and appointed as aforesaid to have charge and supervision of the relief and settlement of the poor in its jurisdiction, subject to the provisions of the act to which this act is amendatory.

Section 4
amended.

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

Superintendent to
be director of
welfare.

4. Said county welfare board shall appoint a superintendent of welfare, who shall have the qualifications and be subject to the same examination as is required for that of an overseer, and shall be the director of welfare under the direction and supervision of the county welfare board. Such appointee shall be a citizen of the State and of the United States and shall be able to read and write the English language, and be capable of making and keeping such records and reports as are lawfully required of him, and shall have complete knowledge of the laws concerning the relief and maintenance of the poor. The county adjuster when qualified may be appointed for this office, but when so appointed shall not serve as an ex-officio member of the county welfare board.

Qualifications.

County adjuster may
serve.

Section 31
amended.

4. Section thirty-one of the act to which this act is amendatory is hereby amended so as to read as follows:

Applicant for
relief may
appeal.

31. The overseer shall determine who are to be relieved by him, subject to appeal by any person on at least five days' notice to the Court of Domestic Relations or in the absence thereof to the Court of Common Pleas of the county, by petition, in writing, for a summary review and determination by the court of the action of the overseer as to the extent and amount of relief, if any, to be given or rendered.

Section 36
amended.

5. Section thirty-six of the act to which this act is amendatory is hereby amended so as to read as follows:

Records to
be kept.

36. Overseers shall keep a record of all receipts and expenditures on their part or that of their subordinates. They shall record the names of all applicants seeking relief which may be by card-index, on which the age, sex, residence, number and names of children and their ages, when and where last employed, family, income, whether citizen or alien, place of abode for the ten years preceding such application for relief, and the place of nativity of every poor person who shall apply for relief,

together with a statement of the cause, direct and indirect, which shall have operated to make such relief necessary as far as can be ascertained, together with a statement of the relief or aid given, and of such relief as may have been, or is being provided by all organizations as ascertained, and the name of the overseer or deputy and helper having particular knowledge and charge of the case, and of witnesses of the fact, with their addresses, shall be stated. On such record shall be also entered the name of those responsible by law for the support of such poor person and any relative agreeing or likely to agree to contribute in whole or in part, or assist in the support of such poor person. In case of the commitment or admission of any such person or a member of his family, through the agency of the overseer, or his assistants to any almshouse or welfare-house, or other institution or family, he shall file a copy thereof, or a record of such admission or commitment, with the commissioner at his office at Trenton, and in the case of an infant, a record thereof shall be, within the same time, filed with the New Jersey State Board of Children's Guardians at its office. Such filing within the time limited may be by registered mail. Such overseers and deputies shall keep a book setting forth therein all moneys, goods and materials received by them, when and by whom received, and to whom paid out and delivered and, in addition thereto, a separate book of orders for relief, with stubs attached. Such printed order and stubs shall show the name, residence, when issued, the amount and kind of relief expended, and by whom issued and delivered. Such order shall be endorsed by the recipient and the person furnishing such relief as made.

Additional
entries on
record.

Commit-
ments.

Book-
keeping.

Orders for
relief.

6. Section thirty-seven of the act to which this act is amendatory is hereby amended so as to read as follows:

Section 37
amended.

37. The governing body or bodies shall furnish to the overseer and his deputies the necessary material, card indexes and other stationery for the purpose of this act, at the expense of the municipality. All forms of records for the use of the overseer shall be such as are approved and prescribed by the commissioner.

Stationery.

Forms of
records.

Section 39
amended.

7. Section thirty-nine of the act to which this act is amendatory is hereby amended so as to read as follows :

Inquiry as
to necessity
for aid.

39. When any person shall apply for relief for himself or another to an overseer or deputy, such overseer shall inquire into the facts, conditions and circumstances of the case, and also into the matter of such person's settlement if it shall appear that such person is unable to earn a livelihood by his own labor and is a poor person and requires temporary or permanent relief; the overseer of the poor by a written order shall render such

Relief
rendered.

aid and material relief as he may, in his discretion, deem necessary to the end that such person may not suffer unnecessarily from cold or hunger, or be deprived of shelter; he shall also ascertain the direct or indirect causes of poverty, and whether or not such person requiring permanent relief is without adequate home or

Causes of
condition
sought.

without children, grandchildren, parents, grandparents, or husband who are by law required and able to maintain him and other persons who are willing to do so; he shall be committed and removed to the proper almshouse or welfare-house in the municipality; county or district; *provided, however,* that the overseer in any municipality in which there is no almshouse may provide for the permanent relief and support of such poor person as in his discretion the circumstances may require

Proviso.

or contract, with the approval of his governing body, for the support of such person in the almshouse of another municipality of the same county, if there shall not be a county almshouse or county or district welfare-house. In all cases where there are relatives and others not otherwise chargeable by law who are able and willing to support and maintain or contribute to the support and maintenance of any poor person, the overseer or his deputies are authorized to enter into contract with such relatives in consideration of the support and maintenance of such poor person whereby such relatives may undertake and obligate themselves to that end, or induce such aid and support as may be possible. In all cases where a person is removed to the almshouse or welfare-house or receives permanent relief by the order of the overseer or his deputy, such order and commit-

Relatives may
contract for
care of
indigent.

What com-
mitment
to show.

ment. In all cases where a person is removed to the almshouse or welfare-house or receives permanent relief by the order of the overseer or his deputy, such order and commit-

ment shall state the name, age, sex, nativity, place of settlement, names of children, grandchildren, parents or grandparents or relatives, and their place of residence, and the cause or causes of making such removal or relief necessary or advisable of every poor person so relieved, removed or committed, as aforesaid.

8. Section forty of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 40
amended.

40. Every person of full age, who shall be a resident of, and domiciled without interruption in, any municipality for five years, or in any county for five years, but not in any municipality thereof, excluding in the computation of such period the time, if any, spent by such person in any charitable or correctional institution, shall be deemed settled respectively in such municipality or county and shall so remain until he shall have gained a like settlement in some other municipality or county in this State, or shall have removed from this State and remained therefrom continuously for one year, or shall have gained a legal settlement elsewhere in this State. In case such person shall have removed from this State for more than one year as aforesaid, he shall not retain his settlement in any county or municipality in this State.

Settlement
determined.

9. Section forty-one of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 41
amended.

41. A married woman and her children shall always follow and have the settlement of her husband and of their father. If he has no such settlement, her settlement shall be as it was at the time of her becoming a resident and a domiciliary of such municipality or county wherein relief is sought, provided she shall not have, in lieu thereof, gained a settlement as is provided in section forty.

Settlement
of wife and
children.

10. Section forty-two of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 42
amended.

42. Legitimate minor children shall always follow and have the settlement of their father, if there be one, until they shall have gained a settlement of their own. If the father has no settlement, they shall follow and have the settlement of their mother.

Settlement
of children.

Section 43
amended.

11. Section forty-three of the act to which this act is amendatory is hereby amended so as to read as follows:

Settlement
of illegitimate
children.

43. Illegitimate minor children shall follow and have the settlement of their mother, unless the father is legally found or admitted by him to be such at the time and place of their birth, in which case they shall follow and have the father's settlement. If either parent has no settlement, then it shall be in such municipality or county in which such minor child shall have been born, if such birth occurred in this State. Such minor children born in charitable or correctional institutions, or while the mother is legally an inmate thereof, whether on parole or leave of absence, shall be chargeable to the place of the settlement of the mother or father or from which they were admitted or committed, rather than to the place where that institution is located.

Section 44
amended.

12. Section forty-four of the act to which this act is amendatory, is hereby amended so as to read as follows:

No settlement
for minors
brought in.

44. No minor who shall be brought into any county in this State, or who shall be placed out in any family therein by any person, society or corporation, public or private, of this or any other State, shall gain a settlement.

Section 50
amended.

13. Section fifty of the act to which this act is amendatory, is hereby amended so as to read as follows:

Temporary
provision.

50. Permanent relief shall not be rendered by any overseer to any person who is otherwise lawfully removable who has no settlement in the municipality or county in which relief is sought or necessary, but all such persons shall be temporarily provided for or admitted to an almshouse or welfare house pending such removal and shall be removed by such procedure as may be lawfully necessary by the overseer as in this act is provided, or as otherwise may be provided by law.

Section 51
amended.

14. Section fifty-one of the act to which this act is amendatory, is hereby amended so as to read as follows:

Removal to
place where
indigency
began.

51. Where relief is required by a poor person in any municipality or county in which he is a resident and inhabitant, who shall not have gained a settlement in any municipality or county within this State, or in any other

State, the overseer shall provide relief. If it shall be ascertained that such person has no legal settlement in such municipality, the overseer shall proceed to remove such poor person to such place from which he came by whatever lawful proceedings may be necessary to such end with the aid of such officers as provided in this act, and the expense of his removal shall be borne by the municipality from which he is removed.

15. Section fifty-two of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 52
amended.

52. When temporary relief is required by a poor person in any municipality in which he is a resident and inhabitant, whose place of settlement is in some other county in this State the overseer shall provide and render temporary relief pending removal.

Temporary
relief.

55. If adult poor persons own the property where they reside in whole or in part, or are receiving shelter in some other suitable home or habitation, and it is possible to maintain them more adequately and profitably within the intent of this act, the overseer or superintendent, when acting in place of the overseer, may apply to the Court of Common pleas of such county for their permanent relief in such homes in lieu of committing or placing them in an almshouse or welfare-house.

Maintenance
at home.

17. Section sixty-five of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 65
amended.

65. The county adjuster shall, on the application of any overseer, forthwith take such necessary steps for the removal of any poor person without this State, or to another county, by negotiating with the proper authority in such other state through the Commissioner of Institutions and Agencies for the reception of such poor person, who may be properly removable to any place in such state, and shall perform that function for all overseers in the county, and all overseers in any such county are hereby directed and authorized to take the necessary steps looking to the removal of any poor person from without this State, or to another county in this State, through and by means of the aid and authority of such county adjuster.

Action by
adjuster.

Section 70
amended.

Improper
removal, etc.

Commis-
sioner's con-
sent neces-
sary.

Penalty.

Proviso.

Bond to
ensure
removal.

Section 81
amended.

Acquiring
land for
burial
purposes.

18. Section seventy of the act to which this act is amendatory, is hereby amended so as to read as follows:

70. Any person who shall send, remove or entice to remove, or bring, or cause to be sent, enticed or brought, any poor person into a municipality or county from any other municipality or county within this State, without first having obtained the consent of the overseer of such municipality or superintendent if there be no overseer appointed and qualified therein or the county welfare board of such county as the case may be, or from any other state, into any municipality or county within this State, without having first obtained the consent of the Commissioner of Institutions and Agencies and furnishing suitable bond, and there leave, or attempt to leave, such person without having first obtained the consents aforesaid in order that the support or maintenance of such poor person upon the municipality or county may be avoided, shall be guilty of a misdemeanor and punished accordingly, and such person shall, as otherwise provided in this act, be returned from whence he came, in the manner otherwise provided by law, and such person shall not gain a legal settlement thereby, *provided, however*, that such sentence or fine may be suspended before or after conviction upon condition that such person or persons shall convey such poor person to such place where he has a settlement or where he became poor without this State from which such poor person was removed, sent or caused to be removed, enticed or brought, or support him at his own expense, which such removal by such person or persons shall be conditioned upon a bond to the overseer superintendent or county welfare board as the case may be with sufficient sureties satisfactory to said court, that such removal shall be made as herein provided for, or that such person or persons shall make proper provisions with the overseer superintendent or director of welfare of the county welfare board as the case may be for the relief and support of such poor person.

19. Section eighty-one of the act to which this act is amendatory, is hereby amended so as to read as follows:

81. Any municipality, county or district may acquire by devise, gift, purchase, condemnation or in any other

manner, such land as in the judgment of the governing body may be necessary and proper for a burial ground for those who may die therein without leaving means necessary to defray their funeral expenses. Such lands may be within the boundaries of an existing cemetery. If in the opinion of the governing body or bodies where there is a district welfare-house the amount of such cost will be too burdensome to be borne by the taxpayers in any one year, they may issue bonds therefor, in the same manner as other county bonds are issued pursuant to law.

Provision
for cost.

20. Section eighty-three of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 83
amended.

83. In every almshouse, poor house, welfare-house, or other institutions for the reception and maintenance of poor persons in this State, females shall be kept separate from males at all time in their living rooms, bedrooms, toilets, halls, stairways, and outbuildings; and it shall be the duty of the municipal bodies to provide the accommodations necessary to carry out the intentions of this act; *provided, however*, that the provisions of this act shall not apply to persons who are lawfully married and living together as man and wife, and who shall now or hereafter become inmates of such almshouse, poorhouse, welfare-house or other institutions. The keeper of all almshouses, except welfare-houses, under the control of a welfare-board in any county, shall be hereafter designated "supervisor," instead of "keeper" or "warden", as heretofore.

Sexes separated.

Proviso.

Supervisor
of alms-
house.

21. Section eighty-four of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 84
amended.

84. The supervisors or superintendent and person in charge of every institution for the poor in this State shall keep a book, to be provided by the authority charged with the care of the institution, in which book he shall enter from time to time the name, date of the commitment, age, sex, color, description, physical and mental condition, education, habits, occupations, condition of ancestors and family relations, cause of dependence, birthplace and date of discharge, or of death and place of burial of each and every person coming into the care of such institution, and such other records as may be

Records of
inmates of
institutions.

prescribed by the State Board of Health and the Bureau of Vital Statistics, together with any other information about them which may be ascertained, and said book shall be open to the inspection of the public at all times.

Section 88
amended.

22. Section eighty-eight of the act to which this act is amendatory, is hereby amended so as to read as follows:

Maintenance
of deserted
wife or
children.

88. If any husband or father shall desert his wife or children, or if any woman shall so desert her child or children and leave them, or any of them, as public charges, the overseer may apply to the Domestic Relations Court, or in the absence thereof to the Court of Common Pleas of the county, and the said court may order such suitable support and maintenance to be paid and provided by the said husband or wife, or either of them, to be made out of his property, and for such time as the nature of the case and circumstances of the parties render suitable and proper in the opinion of the court, and may compel the defendant to give reasonable security for such maintenance and support, and from time to time to make such further orders touching the same as shall be just and to enforce such orders; to issue process for the immediate sequestration of the personal estate and the rents and profits of the real estate of the party so charged, and to appoint the overseer, or another person, receiver thereof, and cause such personal estate the rents and profits of such real estate, or so much thereof as shall be necessary to be applied toward such maintenance and support as to the said court, shall, from time to time, seem reasonable and just, and to enforce the same by proceedings as for contempt. Such orders may be revised and altered by the court from time to time as circumstances may require.

Security
exactd.

Action by
court.

Enforcement.
Revised
orders.

Section 91
amended.

23. Section ninety-one of the act to which this act is amendatory, is hereby amended so as to read as follows:

Penalty
and action
in desertion.

91. Any husband or father, who shall willfully desert his wife or children, or any of them, or any woman who shall willfully desert her children, or any child who shall willfully desert his or her parents, or any of them, or either of whom who refuses or neglects to provide and maintain any such persons so deserted or neglected, shall be deemed and adjudged a disorderly person, and if any

overseer of the poor otherwise having jurisdiction in such cases believes that such desertion or willful refusal or neglect to so provide for any such wife, children and parents, or any of them, will cause such family to become chargeable as poor persons to any county, municipality or joint county district, it shall be his duty to make complaint thereof, under oath, before a magistrate having jurisdiction in the municipality, county or district where such persons reside or in the place where such father, husband or child resides.

24. Section ninety-two of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 92
amended.

92. The proceedings against any husband, father, mother or child before such magistrate shall be in the manner provided in an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act concerning disorderly persons (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.'" approved May twenty-third, one thousand nine hundred and six, including the proceedings for the apprehension and appearance of such person so complained of. Such proceedings in such case where persons are chargeable as poor for the better relief of the governing body or other authority or authorities having the direction and government of such poor house, almshouse or welfare-house may be applied by the overseer, director, or any member of the body having charge of such institution, in the same manner as in section ninety-one set forth and in the act referred to.

Legal
proceedings.

25. Section ninety-four of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 94
amended.

94. Any such husband or father who so deserts or neglects or refuses to provide for and maintain his said wife or children, or any mother who so deserts or so neglects or refuses to provide for and maintain her children, or any child who so deserts or neglects or refuses to provide for or maintain his or her parents, who shall be in consequence thereof adjudged a disorderly person shall be committed to the workhouse or county jail of the county or of that county composing a district in which such person resided at the time of the desertion,

Willful
neglect.

Penalty.

or neglect or refusal to so provide, occurred for a period not exceeding sixty days in the discretion of said magistrate.

Approved June 30, 1931.

CHAPTER 393.

An Act to amend the title and the body of an act entitled "An Act for the settlement and relief of the poor, and providing for county relief (Revision of 1931)", approved April twenty-fourth, one thousand nine hundred and thirty-one.

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

New title.

1. The Title of the act to which this act is amendatory is hereby amended so as to read as follows: "A Supplement to 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)', approved March eleventh, one thousand nine hundred and twenty-four."

Section 36 amended.

2. Section thirty-six of the act to which this act is amendatory, is hereby amended so as to read as follows:

Appropriation by freeholders sufficient for relief.

36. The county welfare board shall within fifteen days after this act takes effect and becomes operative in any county meet with the board of freeholders for consideration of the estimate of the county welfare board as to the amount necessary for carrying into effect the provisions of this act for the ensuing year, and said board of chosen freeholders after due consideration of the recommendation of the county welfare board shall appropriate an amount sufficient in the judgment of said board of freeholders for the relief of the permanent or indoor poor within their jurisdiction. The county welfare board shall within fifteen days after this act

Provision for relief by municipalities.

takes effect and becomes operative in any county meet with the governing bodies of the municipalities of such county for consideration of the respective estimates of amounts necessary for providing temporary or outdoor relief in said respective municipalities, which said governing bodies shall appropriate amounts sufficient in their respective judgments to meet such estimated expenditures for the relief of the temporary or outdoor poor in said respective municipalities for the ensuing year.

3. Section thirty-seven of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 37
amended.

37. On November first of each year thereafter, the county welfare board shall forward to the board of chosen freeholders an estimate of the amount necessary for carrying into effect the provisions of this act, and to the governing bodies of the respective municipalities of said county estimates of the respective amounts necessary for the relief of the temporary or outdoor poor in said respective municipalities for the ensuing calendar or fiscal year. Such provision for expense for the relief of the permanent or indoor poor shall upon the approval of the board of chosen freeholders, be included in the budgets of the respective counties on certification thereof by the respective county welfare boards for the ensuing calendar or fiscal year, and an amount shall be appropriated sufficient in the judgment of the board of chosen freeholders to meet the necessary expenditures. When the sums so appropriated, however, have been or shall be expended or exhausted during the year and for the purpose for which they were appropriated, and when separate appropriations are made for indoor and outdoor relief of the poor and any one of the appropriations have been or shall be expended or exhausted, or is or may be inadequate alone for either such indoor or outdoor relief, it shall be lawful for the board of chosen freeholders to provide for the continuance of such relief as may be necessary for the balance of the fiscal year, by the appropriation of additional sums from time to time to carry out the provisions of this act. Such additional sums may be paid from unexpended balances not required by law to be expended

Annual
estimate.

Expenses
included in
budget.

If appropria-
tion insuffi-
cient.

Additional
sum.

Temporary financing	for a specific purpose, or from contingent funds, where such exist. Where such balances are not available or adequate, or such funds do not exist, such monies shall be raised by temporary loans or notes, certificates of indebtedness or temporary loan bonds to be issued as otherwise provided and limited by law for counties of this State, and the amounts necessary to pay such obligations shall be placed in the budget for the next ensuing fiscal year. The expenditures for relief under the provisions of this act of the temporary or outdoor poor, residing in the respective municipalities of the county, exclusive of administration expenses, shall be limited to amounts appropriated for such temporary relief by the respective municipalities of the county and included in the budgets of the respective municipalities except as herein provided for each ensuing calendar or fiscal year; and said respective municipalities shall include in their respective budgets appropriations adequate in the judgment of the governing bodies of such respective municipalities for such purpose, said appropriations for the relief of the temporary or outdoor poor of the respective municipalities of the county to be made available to the order of the county welfare board of the county wherein such municipalities are situate for the sole purpose of providing relief to the temporary or outdoor poor of the respective municipalities of the county, and the county welfare board of said county shall expend within the municipality so making the appropriation so much of said appropriation as may be necessary to provide for the relief of such temporary or outdoor poor as herein provided. When any such sum so appropriated has been expended or exhausted, during the year and for the purpose for which it was appropriated, the county welfare board shall notify the governing body of such municipality, which shall provide for the continuance of such relief of the temporary or outdoor poor residing in such municipality, for the balance of the calendar or fiscal year, by an additional appropriation for this purpose, to be made available to the order of the county welfare board of the county wherein such municipality is situate. Any unexpended balance of such municipal appropriation shall be carried
Expenditures for municipal relief.	
Municipal budgeting.	
Necessary expenditures.	
If funds exhausted, action by municipality.	
Use of balance.	

over and made available for the relief of the temporary or outdoor poor within such municipality for the next ensuing year. When any such municipality fails to appropriate an additional sum for this purpose, the board of chosen freeholders shall provide for the relief of the temporary or outdoor poor of such municipality for the remainder of the calendar or fiscal year by an emergency appropriation on certification thereof by the county welfare board, and shall assess and collect a special tax in such municipality sufficient to meet and pay for such emergency appropriation made by the said board of chosen freeholders for the relief of the temporary or outdoor poor of such municipality, in the same manner as other county taxes are assessed and collected in the municipalities of such county.

Temporary assistance by freeholders.

Special tax to repay emergency appropriation.

4. Section forty-one of the act to which this act is amendatory, is hereby amended so as to read as follows:

Section 41 amended.

41. When the removal of a poor person from the place of his domicile or where he is found to the place of his settlement is lawful and necessary, such removal shall be made by means of a written notice signed by such official to the officer having jurisdiction in the place to which such person is to be removed, that on a day certain, not less than ten nor more than twelve days, after the date and mailing of such notice, an order will be made by the removing director of welfare, that such poor person be removed to the place of his settlement, stating the reasons therefor, the place of his settlement or the place where he became poor prior to his becoming an inhabitant of the county or municipality therein from whence he is to be removed. On the day named in said notice, said order for removal shall be made by the removing director of welfare, and, thereafter, such poor person shall, forthwith, be removed to the place indicated in such notice upon the making of an order that such poor person has no settlement in the county in which he is a resident or is found, and has a settlement or became poor in such other county or municipality therein prior to his becoming a resident and inhabitant or being found in such county from whence he is to be removed, unless within ten days after the mailing of such written notice the director of welfare of the county

Procedure taken for removal of poor person to legal settlement.

Order for removal.

Testing settle- ment.	welfare board or overseer or county adjuster as the case may be to whom the same shall have been mailed shall proceed to contest the allegation of the settlement of such poor person or of the right to remove such poor person to the county or municipality in which he has jurisdiction. Such contest shall be made by notice to the officer giving such original notice, fixing a time and place when the contesting county welfare board, through the director of welfare, or the overseer or county adjuster as the case may be shall apply to the court of common pleas of the county in which such poor person may be and from which he is to be removed when and where the court shall hear and determine the controversy, which said time and place shall not be less than ten or more than thirty days from the time of giving such original notice thereof. On failure to resist such removal by the receiving county welfare board, or overseer or county adjuster as the case may be, such receiving county welfare board or overseer or county adjuster as the case may be, may not decline to receive such poor person, but shall receive him and provide such relief as is lawful; <i>provided, however</i> , that for good cause shown for the failure to contest such removal the receiving county welfare board or overseer or county adjuster as the case may be may, within thirty days after the receipt of such poor person in its county apply to the court of common pleas of the county from whence such person was removed to review the proceeding and to make such revised order and disposition for the care and relief of such poor person and his removal, if lawful, as may be proper and necessary.
Notice of contest.	
Hearing.	
Receiving person.	
Proviso.	
Section 42 amended.	5. Section forty-two of the act to which this act is amendatory, is hereby amended so as to read as follows:
Penalty for director not acting as directed.	42. If any director of welfare under direction of the county welfare board or any overseer or county adjuster as the case may be neglects to receive or remove as in this act provided a poor person after the determination of the matter by any court of common pleas having jurisdiction, the county or municipality as the case may be where such neglect shall have occurred shall be liable for the expense of the support and relief of such poor person, which shall be recoverable from time to time by

the county welfare board or overseer incurring the cost of such relief and support in the name of the county or municipality as the case may be in an action against the county or municipality liable therefor, with costs, which action shall be prosecuted in any court of competent jurisdiction, in which such action against the offending county or municipality the director of welfare or the overseer or county adjuster, whose duty it was to receive or remove such poor person, shall be served with notice of such action at law in the same manner as any summons is required to be served.

Prosecution
of action.

Approved June 30, 1931.

JOINT RESOLUTIONS

(1255)

Joint Resolutions.

JOINT RESOLUTION No. 1.

A Joint Resolution memorializing the Congress to establish Sandy Hook National Park in the State of New Jersey.

WHEREAS, There has been presented to the Senate of the United States by United States Senator Kean a measure providing for the establishment of the Sandy Hook National Park in this State; and Preamble.

WHEREAS, The establishment of such a public aquatic park and pleasure ground for the benefit and enjoyment of the people of the State of New Jersey, as well as the people of the United States, would be of inestimable benefit and advantage; therefore, Preamble.

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

1. That the Congress of the United States be memorialized and requested to enact the said measure so introduced for the establishment of said Park with all convenient speed; and Proposed
Sandy Hook
Park.

BE IT FURTHER RESOLVED that a copy of this Joint Resolution be transmitted to the Senators and Representatives in the Congress of the United States from this State, and, further, that copies of this Joint Resolution be transmitted to the Secretary of the United States Senate and to the Clerk of the House of Representatives. Notification
of Congress.

2. This joint resolution shall take effect immediately.
Approved February 10, 1931.

JOINT RESOLUTION No. 2.

Assembly Joint Resolution No. 1, entitled "Assembly Joint Resolution urging the Board of Public Utility Commissioners to take necessary steps to bring about the consolidation and joint operation of the Pennsylvania and Reading Railroads (and subsidiary companies) in southern New Jersey and provide for the joint operation thereof."

- Preamble.** WHEREAS, There is a great public demand for better and more efficient transportation in that section of New Jersey comprising Burlington, Camden, Ocean, Atlantic, Cape May, Salem, Cumberland and Gloucester Counties; and
- Preamble.** WHEREAS, This public demand is based upon sound, economic principles; and
- Preamble.** WHEREAS, A consolidation and joint operation of these transportation systems will not only result in a great saving to the companies affected, but will also materially aid in the development of this section and will make it possible for these companies to use the Delaware River Bridge between Camden, New Jersey, and Philadelphia, Pennsylvania; thus providing for uninterrupted high speed travel between this section of New Jersey and the said City of Philadelphia; and
- Preamble.** WHEREAS, Such a plan may very properly provide for the erection of Union Stations in those communities where there are now maintained separate stations by each railway system.

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

- Consolidation of systems urged.** 1. The Board of Public Utility Commissioners of this State be, and it is hereby, respectfully urged to immediately act to the end that the Pennsylvania and Reading Railroads (and subsidiaries) consolidate their systems throughout the area described in this preamble, and provide for the joint operation thereof; that physical

connection be made with the Delaware River Bridge at Camden; and that Union Stations be erected to take the place of the separate stations now being maintained by these companies in communities served by both.

2. *Be it further resolved* that if it develops that said Board of Public Utility Commissioners does not possess the power to bring about the relief sought in this resolution, then said board shall investigate these transportation needs and submit a report with recommendations to the Governor and Legislature of this State as quickly as possible.

Public Utility
Commissioners
to make
investigation.

3. This joint resolution shall take effect immediately.
Approved March 3, 1931.

JOINT RESOLUTION No. 3.

WHEREAS, The Department of Institutions and Agencies, through legislation, provides for the general welfare of those who are designated as wards of the State; and

Preamble.

WHEREAS, There exists a group of men and women of rational mind who have incurable ailments, diseases and disablements; and

Preamble.

WHEREAS, This group is not deemed susceptible of physical or vocational rehabilitation; and

Preamble.

WHEREAS (excepting the epileptic), The State of New Jersey has made no provision to provide maintenance in any of the State's institutions for those so afflicted; and

Preamble.

WHEREAS, It is understood that where institutional commitment is now desired for incurable persons of rational mind, it is necessary for those so afflicted to be committed to institutions housing the feeble-minded and the insane; now, therefore,

Preamble.

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

1. That the Board of Control of the Department of Institutions and Agencies be respectfully directed to conduct a survey of all relevant facts relating to this sub-

Board of
Control to
make survey.

ject, in order that said report, with recommendations, be submitted to the Governor, the Senate and the General Assembly by February first, one thousand nine hundred and thirty-two, for such action as the Executive and the Legislature deem warranted.

2. This joint resolution shall take effect immediately.
Approved March 30, 1931.

JOINT RESOLUTION No. 4

A Joint Resolution to continue the commission created pursuant to the provisions of Joint Resolution No. 6 of the legislative session of one thousand nine hundred and thirty for the creation and establishment of a commission to investigate and study the matter of employment of migratory children in the State of New Jersey, and conditions surrounding such employment.

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

Commission
on migratory
children.

1. The commission created pursuant to the provisions of Joint Resolution No. 6 of the legislative session of one thousand nine hundred and thirty entitled "A joint resolution for the creation and establishment of a commission to investigate and study the matter of employment of migratory children in the State of New Jersey, and conditions surrounding such employment," approved April fourteenth, one thousand nine hundred and thirty, be and the same is hereby continued and the said commission is authorized and empowered to continue its said investigation and to do all things necessary and proper as provided in said Joint Resolution No. 6 of the session of one thousand nine hundred and thirty.

Appropriation.

2. For the purpose of carrying into effect the provisions of this joint resolution, there is hereby appropriated the sum of two thousand dollars, or so much thereof as may be necessary, when included in any appropriation bill.

3. This joint resolution shall take effect immediately.
Approved March 30, 1931.

JOINT RESOLUTION No. 5.

Joint Resolution for the continuance and re-creation of the commission on county and municipal taxation and finance.

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

1. There is hereby continued and re-created the commission known as "The Commission on County and Municipal Taxation and Finance," composed of J. H. Thayer Martin, Joseph F. S. Fitzpatrick, George D. Cross, Maximilian M. Stallman and Joseph L. Thomas, heretofore appointed by the Governor, pursuant to Joint Resolution No. 13, of the legislative session of one thousand nine hundred and twenty-nine, approved April sixteenth, one thousand nine hundred and twenty-nine, and continued by Joint Resolution No. 9 of the legislative session of one thousand nine hundred and thirty, approved April eighteenth, one thousand nine hundred and thirty, and also known as "The Tax Survey Commission," who shall continue to constitute a commission for the purpose of investigating the taxation and financial systems of the counties and municipalities of the State and any matters related thereto which may affect the cost of government or the burden of taxation in order to determine if there is any practical method of reducing or equalizing taxation, and for such other purposes as are more fully set out in said joint resolutions of the Legislature of one thousand nine hundred and twenty-nine and one thousand nine hundred and thirty.

County and
Municipal
Taxation Com-
mission.

2. Such commission shall continue to have and exercise all the powers and duties provided in said Joint Resolution No. 13 of the legislative session of one thousand nine hundred and twenty-nine, and in said Joint Resolution No. 9 of the legislative session of one thousand nine hundred and thirty, and may sit or act during any recess of the Legislature, or after final adjournment thereof, and shall embody its findings from time to time in reports to the Governor, and to the Legislature if in session, and if not, then to the next succeeding Legisla-

Duties.

ture, in order that appropriate legislation to carry out the purposes of the said resolutions may be enacted.

Appropriation.

3. For the purpose of carrying into effect the provisions of this joint resolution there is hereby appropriated the further sum of seventy-five thousand dollars, or so much thereof as may be necessary, to be available when provided for in the annual or supplemental appropriation bill.

4. This joint resolution shall take effect immediately.
Approved April 6, 1931.

JOINT RESOLUTION No. 6.

Joint Resolution memorializing the Congress of the United States to aid in the construction of bulkheads and jetties in order to protect the coast line of New Jersey from erosion.

Preamble.

WHEREAS, The coast line of New Jersey, by reason of its seaside resorts, and other natural advantages, is one of the Nation's greatest assets, and is of incalculable value; and

Preamble.

WHEREAS, The said coast line is in danger of destruction from erosion; and

Preamble.

WHEREAS, It is fitting and appropriate for the Federal Government and the State of New Jersey jointly to undertake the protection thereof; therefore,

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

Requesting
Federal
Government
to build
bulkheads, etc.

1. That the Federal Government be requested to aid in the construction of bulkheads and jetties, and by the use of other improved devices, to protect the coast line of New Jersey in the interest of conservation, it being one of the Nation's greatest assets; and

Notification
of Federal
officials.

Be it further resolved, That copies of this joint resolution be transmitted to the Vice-President of the United States, to the Speaker of the House of Representatives and to the Senators and Representatives in the Congress of the United States from the State of New Jersey.

2. This joint resolution shall take effect immediately.
Approved April 14, 1931.

JOINT RESOLUTION No. 7.

Joint Resolution authorizing the acceptance of a flag of the Republic of Greece in commemoration of the One Hundredth Anniversary of the Independence of that Republic.

WHEREAS, The year 1930 marked one hundred years of the Independence of Greece; Preamble.

WHEREAS, During the struggle for independence the Greeks appealed to the United States for moral support; Preamble.

WHEREAS, President Monroe, Daniel Webster, Henry Clay, Edward Everett and Dr. Samuel Howe raised their voices in the Senate of the United States and outside of Government circles in behalf of the liberties of a people to whom the entire civilized world owes an everlasting debt of gratitude; Preamble.

WHEREAS, In August last, American Legionnaires visited Athens to pay tribute to the memory of the American patriots who struggled for Greek Independence and attended the unveiling of a great Memorial Statute to their memory, erected by the contribution of every school child in Greece; Preamble.

WHEREAS, The Governors of the States of America, as a token of the continued friendship of the United States for Greece sent with the Legionnaire excursionists their respective State Flags to be presented to the Greek Republic; Preamble.

WHEREAS, The Greek Government, in gratitude for this token of friendship, has sent with the Legionnaires forty-eight Greek Flags, one for each State, as a token of love of the Greek people of the several States of the Union; Preamble.

WHEREAS, The five hundred thousand citizens of Greek original have brought to us traditions and a belief in the form of Government from which the drafters of our Immortal Constitution copied abundantly; Preamble.

WHEREAS, During the great War the citizens of Greek Origin volunteered in the number of sixty thousand Preamble.

and distinguished themselves for valor and devotion to their adopted country; now, therefore,

Acceptance of
Greek flag.

Be It Resolved, by the Senate and General Assembly of the State of New Jersey, That the representatives of the people of the State of New Jersey, accept with deep appreciation the Greek Flag sent by the President of the Republic of Greece as a token of the common ideals that united two Republics during the recent War, and the Governor be and is hereby empowered to accept the flag and deposit it in the Capitol and display it on all proper occasions; and

Copy of reso-
lution to be
sent to the
President of
the Greek
Republic.

Be It Further Resolved, That the Clerk of the House of Assembly be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington.
Approved April 21, 1931.

JOINT RESOLUTION No. 8.

Joint Resolution to establish a commission to act jointly with similar commissions of the States of New York and Connecticut in formulating the terms of a treaty between the three States and the Federal government in the matter of prevention and eradication of contamination and pollution of the natural waterways flowing or situated between the States of New Jersey and New York or/and the States of New Jersey, New York and Connecticut and the natural waterways of said States flowing to any such separating natural waterways, and to recommend to the Governor and the Legislature any legislation necessary to make such a recommendation effective.

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

Commission
on pollution
of natural
waterways.

1. That a commission be established consisting of five members, to be appointed by the Governor, to act jointly

with similar commissions of the States of New York and Connecticut in formulating the terms of a treaty between the three States and the Federal government in the matter of the preservation and eradication of contamination and pollution of the natural waterways flowing or situated between the States of New Jersey and New York and/or the States of New York, New Jersey and Connecticut and the natural waterways of said States flowing to any such separating natural waterways.

2. Such commission shall serve without salary but shall be reimbursed for their expenses entailed in the performance of the duties herein imposed.

To serve
without
salary.

3. There is hereby appropriated the sum of five thousand dollars to defray the expenses of such commission, to be available when provided for in the annual or supplemental appropriation bill.

Appropriation.

4. This resolution shall take effect immediately.

Approved April 21, 1931.

JOINT RESOLUTION No. 9.

A Joint Resolution for the appointment of a commission for the purpose of further inquiring into the question of the regulation of the business of making loans in the amount of three hundred dollars or less commonly known as the Small Loan business.

WHEREAS, The Joint Legislative Commission appointed to investigate the Department of Banking and Insurance, by its report submitted to the Legislature of the State of New Jersey at the session of 1929, made certain recommendations with relation to legislation affecting so-called small loan companies and the rate of interest permitted to be charged, and under the provisions of Chapter two hundred ninety-three, Laws of one thousand nine hundred twenty-nine, the authorized rate of interest was reduced to one and one-half per centum per month, effective from February 15, 1930, in accordance with the recommendations of said Joint Commission; and

Preamble.

- Preamble. WHEREAS, It has been represented at a public hearing held in respect to Senate Bill 209, that the small loan business cannot be conducted by legitimate companies therein at a reasonable profit at said rate of interest, and certain of said companies, having tried the same, and being unable to conduct their business at such rates with any reasonable profit, have declared their intention of withdrawing from the State; and
- Preamble. WHEREAS, It is the desire of the Legislature to provide proper and adequate cash credit facilities for all the people of this State at a fair rate of interest commensurate with the risk and sufficient to induce legitimate capital into the field and low enough to be fair to the citizens of this State; and
- Preamble. WHEREAS, Reasonable doubt has arisen as to what, in view of all the facts, is the reasonable and proper rate, now, therefore,

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

- Commission on Small Loan business. 1. There shall be appointed a commission of five members, one member of the Senate to be appointed by the President thereof, one member of the House of Assembly to be appointed by the Speaker thereof, and three members who shall be citizens of the State of New Jersey to be appointed by the Governor, who shall constitute a joint commission for the purpose of inquiring into the subject of the regulation of the Small Loan business, including the proper rate of interest to be charged by persons or corporations engaged in such business.
- Organization. 2. The said commission shall organize by the selection of a chairman and secretary, and is authorized to obtain from the Department of Banking and Insurance of the State of New Jersey such information as may be in the possession of such department relating to the subject of inquiry authorized in this resolution.
- Report. 3. The said commission shall embody its recommendations in a report to be submitted to this or the next session of the Legislature.
4. This resolution shall take effect immediately.
- Approved April 22, 1931.

JOINT RESOLUTION No. 10.

A Joint Resolution authorizing and empowering the Port of New York Authority to undertake and complete a preliminary survey for the purpose of thereafter constructing a vehicular bridge from Staten Island across Raritan bay to a point in the northern part of Monmouth county in this State, and making an appropriation therefor.

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

1. The Port of New York Authority is hereby authorized and empowered to undertake and complete a preliminary survey for the purpose of thereafter constructing a vehicular bridge from Staten Island across Raritan bay to a point in the northern part of Monmouth county in this State. The Port of New York Authority shall within sixty days after this resolution takes effect commence the survey authorized by this resolution and shall complete the same within a period of six months.

Preliminary
survey for
bridge across
Raritan bay.

2. For the purpose of carrying into effect this resolution there is hereby appropriated the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

Appropriation.

3. This joint resolution shall take effect immediately.

Approved April 22, 1931.

JOINT RESOLUTION No. 11.

Joint Resolution recreating and continuing the commission heretofore appointed pursuant to Joint Resolution No. 5 of the session of one thousand nine hundred and thirty, entitled "Joint resolution for the creation of a commission to study the problems of municipal, county and State pensions, and public agencies for the relief of dependency, and making an appropriation therefor," approved April fourteenth, one thousand nine hundred and thirty.

- Preamble. WHEREAS, The State-wide inquiries, investigations and surveys being conducted by the commission appointed pursuant to the provisions of Joint Resolution No. 5 of the session of one thousand nine hundred and thirty are still incomplete; and
- Preamble. WHEREAS, Investigations and surveys undertaken by the commission in pursuance of its duties as set forth in said joint resolution are in progress at the present time and their continuation is essential to carry out the purpose of said resolution relative to the problems of dependency relief and of the establishment of the various pension systems now in operation throughout the State on a sound actuarial reserve basis; and
- Preamble. WHEREAS, A State-wide analytical survey as to the scope, uniformity, soundness and economy of operation of the numerous pension systems now on the statute books has been undertaken by the commission and is in progress throughout the State, and a comprehensive analytical survey of the administration and needs of dependency relief has been undertaken in north Jersey by the commission and is being contemplated and planned for in other sections of the State in compliance with popular demand; and
- Preamble. WHEREAS, These inquiries, investigations and surveys of the commission embrace economic, social and political problems of such magnitude and far-reaching

import that the interests of the public welfare demand the continuation and completion of the work of the commission in its several phases; therefore,

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

1. The commission appointed pursuant to the provisions of Joint Resolution No. 5 of the session of one thousand nine hundred and thirty, approved April fourteenth, one thousand nine hundred and thirty, composed as reconstituted of the same members, that is to say, Senator Roy T. Yates, of Passaic; Assemblyman Charles Basile, of Essex; Honorable William J. Ellis, of Mercer; Honorable Donald R. Belcher, of Union; Honorable Andrew K. Brady, of Essex; Miss Florence Halsey, of Essex, and Honorable Frederick J. Leuper, of Hudson, is hereby recreated and continued for the purpose of proceeding with its inquiries, investigations and surveys, and performing all other duties enjoined by said resolution. Commission
on pensions
reconstituted.
2. Said commission shall continue to have and exercise all the powers and duties provided in said Joint Resolution No. 5 of the session of one thousand nine hundred and thirty, and may sit or act during any recess of the Legislature or after final adjournment thereof, and shall embody its findings and recommendations from time to time in reports to the Governor, and to the Legislature if in session, and if not, then to the next succeeding Legislature, in order that appropriate legislation to carry out the purposes of the said resolutions may be enacted. Duties.
3. For the purpose of carrying out the provisions of this joint resolution there is hereby appropriated the sum of fifty thousand dollars (\$50,000) Appropriation.
4. This joint resolution shall take effect immediately.

Approved April 27, 1931.

JOINT RESOLUTION No. 12.

Joint Resolution for the creation of a commission for the survey of the needs of the State for public parks and providing funds for the expenses of such commission.

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

State Park
Commission.

1. There is hereby created a commission to be known as the State Park Commission, to be composed of seven members to be appointed by the Governor. Such commissioners shall serve without salary, but shall have the necessary travelling expenses paid from the funds at the disposal of the commission.

Organization.

2. Such commission shall organize within ten days from the date of appointment at the call of the Governor and shall elect a chairman and a vice-chairman. Such commission shall appoint a secretary who may or may not be a member of the commission.

Duties.

3. Such commission shall make a survey of the State in connection with its needs for public parks, and make such recommendations to the Governor and the Legislature of one thousand nine hundred and thirty-two as the commission may deem advisable.

Properties
recommended
to be pur-
chased.

4. In the event that the commissioners shall recommend the acquiring of any properties for public park purposes they shall formulate and submit an estimate of the cost of the lands to be acquired and the cost of improving the park area to make it available for the use of the people of the State, and shall further recommend the conditions under which said park shall be used if the commission deem such advisable.

Employees.

5. Such commissioners are authorized to employ such clerical or other assistance and fix their compensation as to them may seem necessary.

Appropriation.

6. There is hereby appropriated the sum of ten thousand dollars (\$10,000.00) for the expenses of such commission.

7. This resolution shall take effect immediately.
Approved April 27, 1931.

JOINT RESOLUTION No. 13.

Joint Resolution creating the State Regional Planning Commission, defining its powers and duties and appropriating moneys for its expenses.

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

1. There is hereby created a commission to be known as the State Regional Planning Commission, which shall consist of the following members: Chester I. Barnard of the City of East Orange, Frederick G. Kautz and Frank H. Sommers of the City of Newark, Arthur N. Pierson of the Town of Westfield, Roy T. Yates of the City of Paterson, Joseph G. Wolber of the Town of Montclair, Gerrish Newell of the Town of Kearny, Russell S. Wise of the City of Passaic, Charles A. Otto of the City of Elizabeth, Bertram Saunders of the City of Paterson, John Rugge, Jr., of Village of Ridgewood. Such commissioners shall serve without compensation but may be allowed their travelling expenses.

State Regional
Planning Com-
mission.

To serve
without
salary.

2. Said commission shall take over the duties and responsibilities and continue the work of the commission appointed by Joint Resolution No. 12 of the Laws of 1929; the North Jersey Rapid Transit Commission as authorized by Chapter 104, Laws of 1922; Joint Resolution No. 3 of the Laws of 1924; and Chapter 157 of the Laws of 1926, and the supplements thereto and amendments thereof, and the Meadow Reclamation Commission as created by Joint Resolution No. 8, P. L. 1930. All data, records and maps of the several commissions shall be turned over to the commission hereby created and preserved by it.

Duties.

3. The State Regional Planning Commission shall be vested with all the powers, authority, duties and responsibilities hereto vested in the commissions heretofore mentioned. It is hereby empowered to employ such legal, technical and other assistants and engage such office space as may be necessary for the fulfillment of its duties.

Duties.

Employees.

Appropriation.

4. There is hereby appropriated for the expense of said commission as hereinbefore authorized the sum of twenty-five thousand dollars (\$25,000) when included in any annual or supplemental appropriation bill.

5. This resolution shall take effect immediately.

Approved April 27, 1931.

JOINT RESOLUTION No. 14.

A Joint Resolution memorializing the Congress of the United States to construct a ship canal across the State of New Jersey from Raritan Bay to the Delaware River, at a point near the head of navigation.

- Preamble. WHEREAS, An inland waterways system has been provided along the entire Atlantic coast with the exception of the short distance through the State of New Jersey; and
- Preamble. WHEREAS, The construction of a ship canal through the State of New Jersey will complete said inland waterways system; and
- Preamble. WHEREAS, The State of New Jersey has heretofore appropriated considerable money for the acquisition of the right-of-way for such canal, and has from year to year reappropriated said moneys; and
- Preamble. WHEREAS, The State of New Jersey has been and still is ready and willing to furnish the right-of-way for such canal in accordance with representations heretofore made to the Federal Government; therefore

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

Ship canal
from Raritan
Bay to Dela-
ware River.

1. That the Congress of the United States is hereby memorialized and requested to appropriate a sufficient sum of money to construct a ship canal across the State of New Jersey from Raritan Bay to the Delaware River, at a point near the head of navigation, upon a right-of-way to be furnished by this State.

Notification
of Federal
officials.

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.

3. This joint resolution shall take effect immediately.
Approved April 27, 1931.

JOINT RESOLUTION No. 15.

Joint Resolution for the appointment of a Joint Committee for consideration of proposed bills and revised statutes recommended by the Commission on Revision and Consolidation of Public Statutes.

WHEREAS, The Commission on Revision and Consolidation of Public Statutes appointed by the Chancellor pursuant to the provisions of "An act to provide for the revision and consolidation of the public statutes of this State," approved March twelfth, nineteen hundred and twenty-five, has presented to the Legislature a number of proposed bills revising and consolidating the law on particular subjects in addition to proposed repealer bills repealing various statutes deemed to be obsolete, executed, or superseded by later legislation; and

Preamble.

WHEREAS, Such commission in the performance of its work will have from time to time other proposed bills for presentation to the Legislature in addition to its final report on the revision and consolidation of all the public statutes; and

Preamble.

WHEREAS, There is not sufficient time during the sessions of the Legislature for the members of the Legislative Committees to which bills proposed by such commission may be referred satisfactorily to consider and report to the Senate and General Assembly thereon; and

Preamble.

WHEREAS, The bills which the Commission on Revision and Consolidation of Public Statutes may desire to present to the Legislature are usually prepared in advance of the regular session of the Legislature; and

Preamble.

Preamble.

WHEREAS, If a permanent committee of the Legislature were available at any time, said proposed bills could be submitted to and be considered by such committee in ample time for a report thereon by such committee to the Legislature when in session; therefore

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

Joint Committee on proposed bills, revised laws.

1. The President of the Senate shall appoint three Senators, and the Speaker of the Assembly shall appoint three Assemblymen who, together with the President of the Senate and the Speaker of the Assembly, shall constitute a joint committee to consider proposed bills and proposed revised legislation prepared and recommended by the Commission on Revision and Consolidation of Public Statutes.

Powers.

2. Said Joint Committee shall have the power and authority to call upon the Attorney-General to advise it with regard to any proposed bills or legislation submitted to it by the said commission.

Report of Commission on Revision and Consolidation of Public Statutes.

3. The Commission on Revision and Consolidation of Public Statutes shall submit to such Joint Committee such proposed bills as it intends to recommend to the Legislature for enactment and also such final revised statutes as it proposes to include in its final report.

Meetings.

4. Such Joint Committee shall meet at such times and places as shall be agreed upon by said Joint Committee and said commission.

Report.

5. Such Joint Committee shall report to the Legislature then in session or the succeeding Legislature its findings and recommendations with relation to the proposed bills and revised statutes submitted to it.

6. This Joint Resolution shall take effect immediately.
Approved April 27, 1931.

JOINT RESOLUTION No. 16.

A Joint Resolution requesting the Judicial Council to study the status of the judicial system of the State and to report its findings and recommendations as to amendments to the Judiciary Article of the State Constitution to the next Legislature.

WHEREAS, The Judicial Council was created by Chapter two hundred fifty-four of the Laws of one thousand nine hundred and thirty to make continuous study of the organization and relation of the various courts of the State, counties and municipalities, and to co-operate with the Legislature and its committees and from time to time, upon request, aid and advise the Legislature and its committees upon any subject of law or procedure which may be before the Legislature for action; and,

Preamble.

WHEREAS, The amendments proposed to the State Constitution in Senate Concurrent Resolution No. 4 will affect in a fundamental way the judicial system of this State; therefore,

Preamble.

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

1. That the Judicial Council make a complete study of the status of the judicial system of the State and report and submit to the next Legislature its findings and recommendations as to amendments to the Judiciary Article of the State Constitution.

Judicial Council to make study of judicial system.

2. This joint resolution shall take effect immediately.
Approved April 27, 1931.

JOINT RESOLUTION No. 17.

Joint Resolution for the creation of a commission for the purpose of studying proposed legislation and existing laws relating to the shipment, transportation, and importation into this State of any milk or cream, for sale, distribution, or manufacture, and the establishment of standards and requirements of milk and cream to be offered for sale in this State.

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

"The Milk
Law Revision
Commission."

To serve
without
salary.

To recommend
to Legislature.

Power to
subpoena.

Organiza-
tion.

State depart-
ments to fur-
nish data.

1. There is hereby created a commission to be known as "The Milk 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 House of Assembly, to be appointed by the Speaker thereof, all of whom shall serve without compensation, for the purpose of studying proposed legislation and existing laws relating to the shipment, transportation, and importation into this State of any milk or cream, for sale, distribution or manufacture, and the establishment of standards and requirements of milk and cream to be offered for sale in this State.

2. That said commission shall recommend to any special session of this Legislature, or to the next Legislature, such amendments, revisions, or enactments as it deems advisable.

3. The said commission shall have power to subpoena and examine witnesses, and also any books, papers, accounts, records, or other matters pertaining to the subject matter of its investigation.

4. The said commission shall organize by the election of a Chairman and Secretary. The commission shall meet from time to time; hold hearings and examinations, in such manner and at such places as it shall deem proper.

5. Any agency, board, or department of the State shall furnish to the said commission such information, records and data bearing upon the subject matter of its investigation, as shall be required by said commission.

6. This resolution shall take effect immediately.

Approved April 27, 1931.

PROCLAMATIONS

(1277)

Proclamations by the Governor

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 virtue 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 Tuesday, the first day of July, A. D. 1930, at seven o'clock P. M., standard time.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-fifth day
[SEAL.] of June, in the year of Our Lord one thousand nine hundred and thirty, 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.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, It appears to me that public necessity demands 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 virtue 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 on Monday, the eighth day of September, A. D. 1930, at seven o'clock (standard time) in the evening of the said day.

Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day of
[SEAL.] August, in the year of Our Lord one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

Attest:

THOMAS L. HANSON,
Secretary to the Governor.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

No question of public interest is of greater importance than the question of fire prevention. Disastrous fires each year cause enormous financial losses throughout this country, and the loss of life is, of course, irreparable.

During the past year in this State, and in many other States, we have witnessed the destruction caused by appalling forest fires, and it has been borne home to us more forcibly than ever that we must be ever on the alert to guard against the possibility of fire.

In order that public interest may be still further aroused to the necessity of exercising every precaution against the starting and spreading of fire

I, MORGAN F. LARSON, Governor of the State of New Jersey do designate and proclaim the period from

October 5th

to

October 11th, 1930,

as

FIRE PREVENTION WEEK

and I hope that a lively and active interest in the observance of this week will be taken by all the citizens of the State.

Given under my hand and the Great Seal of the State of New Jersey, this thirtieth day of
[SEAL.] September, in the year of Our Lord one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The American Legion, Department of New Jersey, and its auxiliaries have been working earnestly for the past year in raising funds for the purpose of building the Cathedral of the Air, to be erected at Lakehurst, New Jersey, in memory of those who lost their lives in aviation, and

WHEREAS, This Cathedral of the Air, by virtue of its noble purpose and beautiful design, has obtained national and international significance, to the extent of interesting not only important people of the world, but nations as well, and

WHEREAS, The American Legion Memorial Chapel Association is holding the All Eastern States Air Races at Mercer Airport, Trenton, October 18th and 19th, for the purpose of securing additional funds for the Cathedral of the Air, and in connection therewith has secured assurances of the participation of the Army, the Navy, the National Guard of the United of the Eastern States, as well as many nationally and internationally known pilots,

NOW, THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, hereby proclaim to the citizens of New Jersey the holding of the said Air Races and recommend the heartiest support, on the part of our citizens, to this worthy enterprise. I further extend an invitation to the citizens of surrounding States to visit Mercer Airport, Trenton, for these races.

Given under my hand and the Great Seal of the State of New Jersey, this ninth day of
[SEAL.] October, in the year of Our Lord, one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,

Governor.

By the Governor:

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

For several years October 27th has been set aside as "Navy Day," and I want to call to the attention of the people of New Jersey the opportunity they will have on Monday, October 27th, of becoming better acquainted with the Navy.

I am advised that on this day the public will be welcome on board naval vessels in port and in naval establishments.

In the Fourth Naval District (of which New Jersey is a part), all naval activities will be open to the public for inspection, and a special program of interesting events and exhibits will be conducted at the Navy Yard, Philadelphia, and the Naval Air Station at Lakehurst. The Commandant of the Fourth Naval District has extended a cordial invitation to officials and citizens of New Jersey to visit any of these naval activities.

In order that as many as possible may avail themselves of this unusual opportunity to become acquainted with the activities and needs of the Navy,

I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

MONDAY, OCTOBER 27th,
as
NAVY DAY

and I ask that the national colors be flown from public buildings in honor of this occasion.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-third [SEAL.] day of October, in the year of Our Lord one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

November 11th, 1930, marks the twelfth anniversary of the signing of the Armistice.

Each year the observance of Armistice Day takes on a deeper and more solemn significance. It gives us the opportunity to pay reverent homage to those who gave their lives in the World War, and it brings home to us most forcibly the necessity of maintaining peace among the nations.

To give everyone an opportunity to pay tribute to the valiant dead, and to promote the spirit of peace,

I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

TUESDAY, NOVEMBER 11th,
as
ARMISTICE DAY,

and I would ask that two minutes of solemn silence be observed on the eleventh hour of the day, to be spent in silent prayer in memory of those who died in the war, and for the coming of world peace.

Given under my hand and the Great Seal of the State of New Jersey, this sixth day of
[SEAL.] November, in the year of Our Lord one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

As we approach the day which long usage has set aside as Thanksgiving Day, we should pause to consider the blessings which the country has enjoyed throughout the year.

The materially-minded person will perhaps say that there is not so much cause for thanksgiving this year as in previous years. Having in mind only the economic depression, he fails to consider the tranquil and prosperous condition of this nation as compared with the unrest and misery of the people of other nations; he overlooks the fact that there have been no great cataclysms of nature; and he fails in appreciation of the fact that the economic depression has served to uncover a wealth of human kindness and consideration. If we have an unemployment problem, we have likewise programs for the relief of the unemployed; we have a greater realization of what we owe our neighbor. We are tapping the rich resources of human compassion and helpfulness, and we are spiritually the gainer.

With a devout appreciation of all the great blessings, spiritual and material, that have been bestowed upon this country, and with undiminished faith and courage, let us make this Thanksgiving Day one which will embody the true spirit of thanksgiving.

NOW, THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

THURSDAY, NOVEMBER 27th,

as

THANKSGIVING DAY,

and I call upon the people of the State to gather in places of worship and in their homes on that day, and to render thanks to Almighty God for His gifts and blessings, and to ask for guidance for the future.

Given under my hand and the Great Seal of the State of New Jersey, this eighteenth day
 [SEAL.] of November, in the year of Our Lord one thousand nine hundred and thirty, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,

By the Governor:

Governor.

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
 EXECUTIVE DEPARTMENT.

President Hoover is calling for voluntary contributions to aid the American Red Cross in its drought relief work.

Demands from the stricken areas have trebled, and the Red Cross is doing everything in its power to prevent actual starvation, but the need for immediate aid is imperative.

In accordance with the expressed wish of the President, I, MORGAN F. LARSON, Governor of the State of New Jersey, do issue this my

PROCLAMATION

and I call upon the people of this State to contribute as generously as possible, through the local Red Cross Chapters, to the ten million-dollar fund which is being raised.

Given under my hand and the Great Seal of the State of New Jersey, this twentieth day
 [SEAL.] of January, in the year of Our Lord one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,

By the Governor:

Governor.

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
DEPARTMENT OF STATE.

WHEREAS, The Comptroller did on the thirteenth day of January, nineteen hundred and thirty-one, 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 1928, 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, MORGAN F. LARSON, 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:

New Jersey State Library

UNPAID TAXES FOR THE YEAR 1928

A. A. Campagna, Inc.,
A. & A. Chemical Co., Inc.,
A. A. Realty Exchange,
Abbott Ice Corporation,
A. B. C. Realty Corp.,
A. B. C. Trading Co., Incorporated,
A. B. C. Welding Co., Incorporated,
Abeth Realty Co.,
A. Bevilacqua & Co., Inc.,
Abington Silk Throwing Co.,
A. B. and L. Corporation,
Abo Realty Company,
Abraham Hochman Company,
Abraham Lowin, Inc.,
Absecon Land Co.,
Absecon Market Co., Inc.,
Absecon Realty Co.,
Academy Holding Co.,
Academy of Music Company,
Academy Realty & Holding Co.,
Academy-Summit Realty Co.,
Ace Foundry Co.,
Ace House and Window Cleaning Corporation,
Ace, Inc.,
Ace Rubber Company,
Achtel-Stetter's Restaurant,
Ackley & Van Doren, Inc.,
Acme Automotive & Battery Service Co.,
Acme Oil Co., Inc.,
Acme Securities Corporation,
Acreage Company,
Active Development Co.,
Acton-Green, Inc.,
Adams Holding Co.,
Adams Revolving Automatic Scraper Co.,
Adams Women's Wear, Inc.,
Addonizio & Vallorani Bros., Inc.,
Adelphia Building Company,
A. D. Investment Co., Inc.,
Adler-Simon, Inc.,

Advanced Building Corporation,
A. E. Lyons Company,
Aetna Heat & Power Corporation of New Jersey,
Aetna Silk Company,
A. F. L. Realty Co.,
Afro-American Shoe Makers Company, Inc.,
Agricultural Exchange,
Aims Manufacturing Company,
Air Dry Laundry, Inc.,
A. J. Andrews and Co.,
A. and J. Construction Co.,
A. J. Hastings Saw & Knife Co.,
A. Joralemon & Son,
Aladdin Trucking Co.,
Alamo Steamship Corporation,
Albany Delicatessen Co.,
Albaum Tire Co., Inc.,
A. L. B. Company,
Albert Holmes Organization, Inc.,
Albert S. Redard and Co., Inc.,
Albert T. Grant, Inc.,
Albohr Realty Corporation,
Alcohol Products Co.,
Alden Stores, Inc.,
Aldoanbe Development Co., Inc.,
A. & L. Dress Co., Inc.,
Aldrich and Holthaus, Incorporated,
Alert Investment Corporation,
Alert Realty Corporation,
Alexander Hamilton Cab Co.,
Alexander Hamilton Trucking Co.,
Alfred H. Welch, Inc.,
Algo Silk Co.,
Alice Bootery,
Ali-Ly Corporation,
Al Klewan, Inc.,
Allegría Loan Association,
Allenhurst Park Estates, Inc.,
Alliance Holding Co.,
Alling-Waters Rubber Co.,
Allison Trench Excavating Corporation,
All-Town Contracting Corporation,
Alluke Corporation,

Allyn Realty Co., Inc.,
Alperstein & Co., Inc.,
Alpine Company,
Alpine Construction Co.,
Alpine Improvement Company,
Alroy Printing Co.,
Alstan Realty Company, Inc.,
Altman Pastry Co., Inc.,
Altman Plumbing Company,
Alton Realty Co.,
Alumino Thermic Corporation,
Always Trucking Co.,
Alwin K. Schubert, Inc.,
Ambassador Investment Co.,
Ambrose Lighterage & Transportation Co., Inc.,
American and African Trade Association,
American Auto Wrecking Co., Inc., of Passaic, N. J.
American Bankers Securities Co., Inc.,
American Beautician's Society, Incorporated,
American Bedding Co., Inc.,
American Boiler Co.,
American Composition Corporation,
American Electro Plating Co.,
American Electro-Transmitter Co.,
American Fuel Saving Corp.,
American Fur Factors, Inc.,
American-Greek Fur Co., Inc.,
American and Guatemalan Mahogany Company,
American Home Construction Co.,
American Investor and Trader, Inc.,
American Lemon Juice Products Company,
American Machine Tool Company,
American Meat Tenderer Corporation,
American Portland Cement Co.,
American Prudence Association, Inc.,
American Quilt and Mattress Manufacturing Co., Inc.,
American Rabbit Dressing Corporation,
American Remedy Company, Inc.,
American Ribbon Mills, Inc.,
American Rusk Company, Inc.,
American Saw Mill Machinery Co.,
American Saw Works,
American Tile and Mosaic Co., Inc.,

American Useful Products Corporations,
Amity Loan Co.,
Ammon and Person, Inc.,
Amon Roberts Motor Car Corporation,
Ampere Bake Shop, Inc.,
Ampere Barge Company,
Ampere Department Store, Inc.,
Ampere Investments, Inc.,
Andeloro Home Builders, Inc.,
Anderson Avenue Realty Co.,
Anderson-Desimone Denominator, Inc.,
Anderson Holding Co.,
Andome Construction Company,
Andover Development, Inc.,
Andrew L. Johnson, Inc.,
Andrew Luffbarry Co.,
Andrew P. Frangipane and Company, Inc.,
Anmus Realty Co.,
Annabee Hat Shop,
Annatee Realty Corporation,
Ansonia Grill & Restaurant, Inc.,
Antrim Mortgage & Realty Co.,
Apartment Home Corporation,
Apartment Hotel Co., Inc.,
A & P Building Construction Co.,
A & P Cleaners and Dyers, Inc.,
Apco Asphalt Roofing Co.,
A & P Electric Corporation,
Apex Alloy and Smelting Company, Inc.,
Apex Building Co.,
Apex Investment Co.,
Apex Service Co.,
Apfel Auto Trucking Co.,
Apple Blossom Farms, Inc.,
Aquaterra Arenas Co.,
Arcade Holding Co.,
Arcade Restaurant Co.,
Arcand Realty Company,
Archer and Baldwin, Inc.,
Architects and Building Samples Exhibition,
A. R. C., Inc.,
A. & R. Construction Co., Inc.,
Arens Contracting Company,

Argo Sales Corp.,
Argus Press, Inc.,
Argyle Apartments, Inc.,
Argys Co.,
Arlington Amusement Co.,
Arlington Button Co.,
Arlington Plating Laboratories,
Arlington Security Corporation,
Arlington Theatres, Inc.,
Armo Realty Co.,
Armstrong & Kasper, Incorporated,
A. Robert Denny, Inc.,
A. Rosenberg & Son, Inc.,
Arrow Airways, Inc.,
Arrow Bottling Co., Inc.,
Arrow Construction Co.,
Arrow Land and Construction Co.,
Arrow Motor Fuel Co.,
Arrow Motor Fuel Corporation,
Arrow Tire Co.,
Artcraft Builders, Inc.,
Artcraft Furniture Factories, Inc.,
Artcraft Homes Company,
Artdon, Inc.,
Arthur Kill Towing & Coal Supply Co.,
Arthur Realty and Manufacturing Co., Inc.,
Art Trimming & Label Corporation,
Asbury Park Dairy Co., Inc.,
Asbury Park Development Co., Inc.,
Ashland Realty Co.,
A & S Service Corp.,
Athletic Wear Manufacturing Company,
Atkins & Company, Inc.,
Atkins Motor Car Company,
Atlantic Abattoir Co.,
Atlantic Brick Corporation,
Atlantic Cannery Co.,
Atlantic Coast Development Co.,
Atlantic Coast Poultry Producers, Inc.,
Atlantic Gravel and Supply Co.,
Atlantic and Gulf Realty Corporation,
Atlantic Hebrew Provision Co.,
Atlantic Narrow Fabric Co.,

Atlantic Real Estate & Investment Co.,
Atlantic Service Station Co.,
Atlantic States Electric Co.,
Atlantic Tours, Inc.,
Atlantic Woodworking Co.,
Atlantic City Beach Club,
Atlantic City Casino Realty Corporation,
Atlantic City Gables Co.,
Atlantic City Sport Shop,
Atlas Appliance Company,
Atlas Color Works, Inc.,
Atlas Mortgage Corporation,
Atlas Steel Works, Inc.,
Audubon-Haddon Motors, Co.,
Augusta Broad Silk Works,
August J. Treano Realty Co.,
Aurora Corporation,
Austine-Biscayne Hotel, Inc.,
Autocoil Company,
Auto Exchange of Elizabeth, Inc.,
Automatic Machinery Corporation of America,
Automatic Machine Service, Inc.,
Automatic Products Corporation,
Automatic Vacuum Lubricating Corp. of America,
Automobile Adjusters New Jersey Division, Inc.,
Automobile Dealers of Bridgeton,
Automotive Devices, Inc.,
Automotive Service Co.,
Auto Non-Glare Device Corp.,
Auto-Rite Stations, Inc.,
Auto Thermometer Company, Inc.,
A. V. M. L., Inc.,
Avon Apartments, Inc.,
Avon Beach Co.,
A. W. Saburn Co., Inc.,

Babcock & Huss, Inc.,
Babcock Realty Corporation,
Babco Distributing Co.,
Ba-Bel Realty Company, Inc.,
Bachrach Realty Co., Inc.,
Backer Furnishing Company,
Badger Construction Co., Inc.,

Badgley Curtis Co.,
Bafan Realty Co.,
Bahrs Landing, Incorporated,
Bains Library, Incorporated,
Baker Construction Co.,
Baker Lumber Co.,
Baker Sales Corporation,
Bala Realty Co.,
Baldwin Meat & Grocery Co.,
Baltic Wet Wash Laundry Corporation of New Jersey,
Baltimore and Washington Hotel Co.,
Bal-Zel Construction Corporation,
Bangor Realty Co.,
Bankers Investment Corporation,
Banner Embroidery Works, Inc.,
Baract Realty Corp.,
Bardwell & Fordham, Inc.,
B. & A. Realty Company, Inc.,
Barlow & Company, Incorporated,
Barnes Manufacturing Co. No. 2,
Barnett's Dress Shop, Inc.,
Barney's Auto Wrecking Co.,
Barnhart & Turner, Inc.,
Baron Drug Co.,
Barth-Teague Company, Inc.,
Bascom and Cook,
Bassett, Boyd & Loomis, Inc.,
Bayonne Auto Garage,
Bayonne Casino, Inc.,
Bayonne Storage Battery Co.,
Bayson Realty Co., Inc.,
Baystat Realty Co.,
Bayway Industrial Chemical Company,
Bazim Construction Company, Inc.,
B. B. Bakery Co., Inc.,
B. B. B. Silk Co.,
B. B. F. Realty Corporation,
B. & B. Investment Co., Inc.,
B. C. H. Realty Co., Inc.,
Beach Motor Transit Company, Incorporated,
Beachwood Development Co.,
Beacon Builders, Inc.,
Beacon Construction Company,

Beacon Press Publishing Company,
Beanar Investment Co., Inc.,
Bear Silk Co.,
Beaver Smoke Shops, Inc.,
Becker & Caravito Construction Co., Inc.,
Becker & Lewis,
Beck, Incorporated,
Bedworth, Inc.,
Beef By-Product Co.,
Beekay Service,
Beesley's Point Realty Co.,
Befumo Loan Association,
Belfield Concrete Products Co., Inc.,
Belfry Silk Co., Inc.,
Belgian Products, Incorporated,
Belgray Lumber Co., Inc.,
Bella Villa Co.,
Bella Vista Land Co.,
Belle Construction Co., Inc.,
Bellecrest Company,
Belle Haven Terrace Improvement and Development Co.,
Belle Holding Co.,
Bellevue Construction Company,
Belleville Furniture Company, Inc.,
Belleville Hudson-Essex, Inc.,
Belleville Transit Co.,
Bellevue Construction Co.,
Bellevue Improvement Company, Inc.,
Bell Painting & Decorating Co.,
Bell Record Corporation,
Bellsey's Men's Shop,
Belmar Builders Corporation,
Belmont Building Co.,
Belmont Realty Co.,
Belun Realty Co.,
Belvidere House Trim and Door Co.,
Benedict & Co.,
B. Engel Paper Box Co., Inc.,
Ben Hur Co-Operative Grocery & Butcher Company,
Inc.,
Benjamin Cohen Company, Inc.,
Benj. F. Johnson, Inc.,
Benj. Kuperman, Inc..

Benjamin Realty Co.,
Benjamin Rosdeitcher Company,
Benjamin Steinberg, Inc.,
Benmor Company,
Bensam Realty Co.,
Berber Realty Company,
Beren Realty Co.,
Bergenbloom Realty Corporation,
Bergen Cleaners & Dyers Co., Incorporated,
Bergen Corporation,
Bergen County Abstract Title Corporation,
Bergen County Amusement Co.,
Bergen County Land & Improvement Corp.,
Bergen Engineering Co.,
Bergen Home Builders Corporation,
Bergen Oil & Tar Products,
Bergen Private Sanitarium,
Bergen Terminals,
Berger Bros., Inc.,
Berggren Oil Burner Corporation,
Bergton Realty Corporation,
Berg-and-Ulizio, Inc.,
Berkley Construction Co.,
Berkley Corporation,
Berkshire Co.,
Berman Homes Corp.,
Bernett Home Building Co.,
Bernhard Nilsen, Inc.,
Bernstein Dollar Cleaners, Inc.,
Berryman Realty Co.,
Bertram Terrace, Inc.,
Better Builders, Inc.,
Better Homes Company of Englewood,
Betty-Jane Bakeries, Inc.,
Beverly Gardens, Inc.,
Beverly Hills Development Corporation,
B. G. F. Realty Co.,
B. Hooley & Son, Incorporated,
B & H Realty Co., Inc.,
B. H. S. Realty Corporation,
Bianchi Brothers,
Bianchi & Smith, Inc.,
Biarritz Club, Inc.,

Biblio Company,
Bickert Bond & Mortgage Co.,
Bieber Amusement Company, Inc.,
Bigelow Amusement Co.,
Bigley Bros., Inc.,
Bilek's Garage,
Billington Towers Corporation,
Billy's Cash and Carry Market, Inc.,
Bird-Archer Company,
Bird's Nest Dining Room, Inc.,
B. & J. Home Builders, Inc.,
B. J. Maguire, Inc.,
B. K. R. Realty Co., Inc.,
Blackmore Co.,
Black Rock Candy Co.,
Blackstone, Incorporated,
Black and White Cab Co. of Atlantic City,
Black & White Operating Co.,
Blackwood Gardens Realty Co.,
Blake Realty Co.,
Blasdel and Co.,
Block Motors, Inc.,
Bloomfield Realty Co.,
Bloomfield Street Corporation,
Bloom's Garage, Inc.,
B. L. Sperling, Inc.,
Bluebird Lunch,
Blue Cross Lunch Co.,
B. & N. Transportation Co.,
Boardwalk Holding Corporation,
Bob-A-Lock Shop,
Bob's Radio, Inc.,
Bock-Jensen Construction Co.,
Bogart Sport Shops, Incorporated,
Bogorad Bros., Inc.,
Bogota Publishing Company,
Bohne-Abendschein Company,
Bombay Furniture & Rug Cleaning Co.,
Bona Fide Realty Co., Inc.,
Bonnie Best Seed Co., Inc.,
Bon-Ton Cleaners & Dyers, Inc.,
Booke Realty Co.,
Boonton Amusement Corp.,

Boonton-Caldwell-New York Bus Co.,
Booth Construction Corporation,
Booth Contracting Co.,
Bordentown Holding Corporation,
Boscobel Hotel,
Boslet Garage, Inc.,
Bosshardt & Zuber, Inc.,
Boulevard Auto Repair & Garage, Inc.,
Boulevard Building Co.,
Boulevard Bus Transportation Corp.,
Boulevard Gardens,
Boulevard Holding Co.,
Bovos Corporation,
Bowe & Millimet, Inc.,
Bower Qre Corporation,
Boyarsky & Gordon, Inc.,
Boyd and Collins, Inc.,
Boyden & Elmwood Realty Co.,
Boyle-Loewus Motor Co.,
Boynton Corporation,
Bracher Company,
Bradley Building Co., Inc.,
Bradley Palace Amusement Corporation,
Bradshaw Bros., Inc.,
Braen-Heusser Printing and Stationery Co.,
Branford Realty Co.,
Brantley Builders Associates,
Braunsdorf-Mueller Company,
Brentley, Inc.,
Breslin Brothers Co.,
Brest Realty Co.,
Bretnor & Judge, Inc.,
Brewster Cocoa Manufacturing Co. of New Jersey,
Brewster-Marine Corp.,
Briarcliff Realty Co.,
Brick Church Auto and Taxi Co.,
Brigantine Estates, Inc.,
Brigantine Land Co.,
Brigantine Publicity Bureau, Inc.,
Brigantine Realty Co.,
Brighton Construction Co.,
Bristol Holding Co., Inc.,
Bristol Investment Co.,

B & R Mercantile Corporation,
Broadacres Building Co.,
Broad Advertising Corp. of N. J.
Broadcamp Corporation,
Broad Candy Co.,
Broad Coffee Pot and Restaurant, Inc.,
Broad & Emmett Construction Co.,
Broad & Hill Realty Co.,
Broad & Kinney Realty Co.,
Broad and Market Haberdashers, Inc.,
Broad and Market Radio Co.,
Broadway Elwood Construction Co.,
Broadway Lumber & Coal Co.,
Broadway Modern Baths, Camden, N. J.,
Broadway Realty Corporation,
Brody Electrical Company,
Bromberg Construction Co.,
Bronerik Realty Co.,
Bronx Construction Co., Inc.,
Brookhill Land Company,
Brookhurst Sand and Gravel Co.,
Brooklake Realty Co.,
Brookline Construction Co.,
Brook Pharmacies, Inc.,
Brookside Laundry, Inc.,
Brotan's,
Brown & DeCamp Express Co.,
Brown-Decker Co., Inc.,
Browne-Freeman, Inc.,
Brown's,
Brunswick Heights Land Association,
Brunswick Metal Novelty Co.,
Bryant Manufacturing Co.,
B. & S. Holding Corporation,
Builders' Construction Fund Co.,
Builders Realty Company,
Building Craftsmen, Inc.,
Bungalow Builders of Middlesex County, Inc.,
Bunnell & Thompson, Inc.,
Burger-Glassman Agency, Inc.,
Burkhardt Coal Company,
Burnett Construction Company,
Burrell Brick Company,

Burton-Schick, Inc.,
Bush & Co., Inc.,
Butler Fountain Pen Co.,
Butler's, Inc.,
Butterworth-Judson Chemical Works, Inc.,
Buyers Silk Corporation,
B-W Holding Co., Inc.,
B. Z. G. Realty Co., Inc.,

Cabinet Realty Co., Inc.,
Cadillac Caterers,
Cadwell Co.,
Cahan Brothers, Inc.,
California Stucco Products Co. of New Jersey,
Cal-Jones, Inc.,
Call-Me Grill Co-op.,
Camden County Civic Improvement Association,
Camden Glass Works,
Camden Mortgage Corporation,
Camden Nash Sales Co.,
Camden Overland-Knight Motors, Inc.,
Camden and Suburban Realty Co.,
Camden Trading Co.,
Camden Wall Paper Co.,
Camith Corporation,
Campbell & Duncan, Inc.,
Camporeale Loan Association,
Cancro Construction Co.,
C. Andrews Electric Co., Inc.,
Canoe Brook Realty Company of Newark, New Jersey.
Cantilever Realty Co., Inc.,
Canton Gardens,
Cape May County First Mortgage Guaranty Co.,
Cape May County Times Company,
Capital Bakery Co.,
Capital Control Investing Corporation,
Capital Loan Company of Jersey City,
Capital Motors, Inc.,
Capitol Beef Co., Inc.,
Capitol Construction Co., Inc.,
Capitolo Holding Co.,
Capitolo Realty & Construction Corporation,
Capitol Wholesale Cleaners and Dyers,

Carbolineum Wood Preserving Co.,
C. A. R. Building Co.,
Cardone Holding Co.,
Caribbean Airways, Inc.,
Carillo Brothers, Inc.,
Carman Trucking Co., Inc.,
Carmen Textile Co.,
Carolina Development Co.,
Carolina Holding Co.,
Carron Construction Company, Inc.,
Carter Construction Co.,
Carteret Motors, Inc.,
Carudo Motors, Inc.,
Casa Blanca Corporation,
Casino Park Construction Co.,
Casino Realty Co.,
Cassaro Construction Co.,
Cassese Construction Co.,
Castellano Co.,
Castile Creamery, Inc.,
Castillian Holding Co.,
Castle Inn, Inc.,
Castle Terrace, Inc.,
Catella & Chioccarello Co.,
Cavalo Construction Co., Inc.,
Cavour Land Development Co.,
C. Botjer and Sons, Inc.,
C. & C. Building Co.,
C. & D. Building Corporation,
C. D. S. Construction Co., Inc.,
Cedar Cove Country Club,
Cedar Hill Construction Co.,
Cedar Lake Corporation,
Cedar Lake Development Corporation,
Ceil Howley, Inc.,
Cellulose Patents Corporation,
Central Apartments, Inc.,
Central Auto Supply Co., Inc.,
Central Chemical Co.,
Central Coal & Supply Co.,
Central Development Co.,
Central Drug Co., Inc.,
Central Engineering & Construction Co.,

Central Estimating Bureau, Inc.,
Central Garage of Atlantic City,
Central Mercantile Finance Corporation,
Central Mortgage Company,
Central Products, Inc.,
Central Realty Company of Hackettstown,
Central Realty Exchange, Incorporated,
Central Sales Corporation,
Central Service Station,
Central Tire Co.,
Century Art Embroidery Works, Inc.,
Certified Investment Co.,
• Cetrulo Loan Co.,
Cetrulo Realty Corp.,
C. F. E. Realty Corp.,
C. F. Reid Motor Co.,
Chain Silk Stores of New Jersey, Inc.,
Chaleix Co., Inc.,
Chalfonte Realty Co.,
Chalmers-Godley Corporation,
Chamberlin-Rowe Aircraft Corporation,
Chambersburg Construction & Industrial Co.,
Champions & Stars Publishing Co.,
Chancellor Cleaning & Dyeing Co.,
Chancellor Construction Co., Inc.,
Chancellor Development Corporation,
Chandler Bloomfield Co.,
Chandler Cleveland Motors, Inc.,
Chandler Cleveland Motors, Inc., of Elizabeth, N. J.
Chandler Construction Co.,
Chandler East Orange, Inc.,
Chandler Holding Co., Inc.,
Chandler-Montclair, Inc.,
Chandler Motors Corporation,
Chapin Publicity Corporation,
Charles A. Lawler,
Charles A. Mohn Co.,
Charles E. Fell Land Co.,
Charles Flexon Garage Co.,
Charles Krauss, Inc.,
Charles L. Parker, Inc.,
Charles Lutter & Sons, Inc.,
Charles Moriarty Construction Co.,

Charles Schmitt, Inc.,
Charlton Holding Co.,
Charm Turkish Towel Co., Inc.,
C. Harold Lowden, Inc.,
Cha-Sam Conveyor Corporation,
Chasco Realty Co.,
Chateau,
Chatham Park Land Co.,
Checkers Cab Co.,
Checker Service Stations,
Chelsea Beach Club,
Chelsea Construction Co.,
Chester Inn, Inc.,
Chester Securities Co.,
Chesterton Realty Co.,
Chestnut Building Co.,
Chestnut Ridge Realty Corp.,
Chevalier Bus Co.,
Chirellos Royal Blue Lunch,
C. H. Langdon & Son, Inc.,
Chore-Utensils Corporation of America,
C. & H. Realty Co. of Montclair, N. J.
Christian & Townshend, Inc.,
Christie Construction Co.,
Christy Shoppe,
Church Construction Co.,
Cinema Arts Theatre, Incorporated,
Citizen's Company for Conveyancing and Management
of Realty, Inc.,
Citizens Holding Co.,
City Auto Repair Co., Inc.,
City Bakery and Pastry Shop,
City Clothing Co.,
City Coal Company of Haddonfield, New Jersey,
City & Country Estates, Inc.,
City Damp Wash Laundry, Inc.,
City Drug Co., Inc.,
City Garage Co.,
City Hall Realty Corporation,
City of Linden Realty Co.,
C. J. Cawthorne, Inc.,
Clairidge Realty Co.,
Clapp Engineering Co.,

Claremont Garage,
Claridge Grill, Inc.,
Clark-Bartell Motor Corp.,
Clark Construction Co.,
Classic Embroidery Works, Inc.,
Clauss-Broecker Co.,
Cleaners Craft, Inc.,
Clement I. Clarke Ornithoptial Monoplane Co.,
Clementona Lake Co.,
Clementon Estates, Inc.,
Clement Realty Corporation,
Clifford Lodge, Inc.,
Clifton Construction Co.,
Clifton Interstate Realty Co.
Clifton Sash, Door and Trim Company, Inc.,
Clinton Hill Holding Co.,
Clinton Hill Realty Corporation,
Clinton Mills, Inc.,
Clinton Nickel Plating and Polishing Co.,
Clinton Realty Co.,
Closter Milk & Cream Co., Inc.,
Clover Laundry Co.,
Club Four Hundred, Inc.,
Club Holding Co.,
C. & M. B. Construction Co.,
C & M Co.,
C. M. Thompson Construction Co.,
C. N. Turner, Inc.,
Coast Hotels Corporation,
Coast Plumbing & Heating Co.,
Cochran Motors, Incorporated,
Codomo Realty & Construction Co.,
Coit Realty Co.,
Coldak Sales Co., Inc.,
Cole & Wallen, Inc.,
Colin Realty Co.,
Collingswood Chevrolet Sales Co.,
Collingswood Motor Company, Inc.,
Collingswood Transit Co.,
Colonial Bond and Mortgage Co.,
Colonial Garage & Service Co.,
Colonial Pickle Works, Inc.,
Colonial Rubber Co.,

Colored People's Industrial Business and Saving System
Five Cent Corp.,
Columbia Apartments, Inc.,
Columbia Dodge-Em Corporation,
Columbia Finance Co.,
Columbia Nipple Manufacturing Co., Inc.,
Columbia Products Corporation,
Columbia Securities Co.,
Columbus Park Realty & Development Company, Inc.,
Columbus Polish Mfg. Co., Inc.,
Colwell-Wolffe Co.,
Colyer Building & Realty Co.,
Combination Realty Corporation,
Combined Savings & Investment Co. of Newark, N. J.
Combustion Equipment Corporation,
Comfort Building and Construction Corporation,
Comfort Knitting Mills,
Commerce Corporation of Paterson,
Commercial Letter Co.,
Commercial Lumber Co.,
Commercial Motors and Parts Co.,
Commercial Wharf Realty Corp.,
Commer Realty Co.,
Commonwealth Agency, Inc.,
Commonwealth Drug Stores, Inc.,
Commonwealth Silk Co.,
Community Bus Co.,
Community Home Builders, Inc.,
Community Laundry Co.,
Community News, Inc.,
Compact Realty Co.,
Compo Products Corporation,
Composite Realty Co., Inc.,
Compress Polishing Wheel Corp.,
Conant Estates, (Inc.)
Concordia Realty Company,
Concrete & Cement Construction Co., Inc.,
Coneli Realty Company, Inc.,
Conlan Auto Supply,
Connolly Construction Company, Inc.,
Consolidated Conditioning Corporation,
Consolidated Cork Specialty Co.,
Consolidated Drug Co.,

Consolidated Improvement Co., Inc.,
Consolidated Pipe-Joint Co.,
Consolidated Silk Mills, Inc.,
Construction Holding Corporation,
Construction and Securities Co.,
Consumers Ice and Coal Co.,
Consumers Service Corporation of New Jersey
Consumers Service Station, Inc.,
Conti-Kranzo Construction Co.,
Continental Bond & Mortgage Co.,
Continental Investment Co.,
Continental Laundry, Inc.,
Continental Trucking Co., Inc.,
Conveyor & Equipment Co., Inc.,
Cook Coal Co.,
Cookman Avenue Investment Co.,
Coombs Contracting Co., Inc.,
Coombs-Dry Realty Co.,
Co-operative Automobile Service Corporation,
Co-operative Homes Co., Inc.,
Cooper's, Inc.,
Coopers' Lunch Co.,
Cooper Street Professional Corporation,
Cop-Cor Mfg. and Sales Corp.,
Copestake & Watson, Inc.,
Coratex Company, Inc.,
Corell Construction Co.,
C. Orlando Construction Co., Inc.,
Cornwall Realty Co.,
Cornwall's, Inc.,
Corporation Estates,
Corrado, Maturi and Machetto, Inc.,
Corsons Inlet Land Co.,
Cosmopolitan Construction Co.,
Cotol Corporation,
County Development Co.,
County Investment Corporation,
County Mortgage and Finance Co.,
Court Investment Co.,
Cox Motors, Co.,
C & P Bulb Co. of Newark, N. J.
C. and P. Investment Co.,
C. P. Mayer Brick Co.,

Craig, Ward & Company, Inc.,
Crailsheim Apartments, Incorporated,
Crane & Hill, Incorporated,
Craven Co.,
Crawford Restaurant Co.,
Credit Adjustment Corporation of N. J.,
C. Reinhart Miller, Inc.,
Crescent Boulevard Transit Co.,
Crescent Dyeing & Finishing Co., Inc.,
Crescent Homes Construction Co.,
Crescent Park Co.,
Crescent Park Development Corporation,
Cresskill Building Corporation,
Cresskill Gardens, Inc.,
Crest Dyeing Co.,
Crestmount Realty Co.,
C. R. Friis Co., Inc.,
Crippled Childrens Relief Association, Inc.,
Criterion Construction Co.,
Criterion Investment Co.,
Crocker-Evans, Inc.,
Cromor Holding Co.,
Cron Engineering Co.,
Cross Bros. & Wolfman, Inc.,
Cross Printing Co.,
Crowley-O'Brien, Inc.,
Crown China Co.,
C. R. Robinson Holding Co.,
Crystalline Co., Inc.,
Crystal Lake Park Estates,
C. & T. Holding Co.,
Culligan and Machanska Contracting and Engineering
Co.,
Cumberland Clay Products Co.,
Cumberland Engineering Co., Inc.,
Cunningham Service Corporation,
Cura Construction Co., Inc.,
Curtice Manufacturing Co.,
C. & V. Amusement Co., Inc.,
Cyclonic Conveyor Co.,
Cyr Realty Corporation,

Daemil Holding Corporation,
D. A. Higgins & Company,
Daily Construction Co.,
Daimsler Realty Co.,
Dairy Enterprise, Inc.,
Dallas Corporation,
Danforth Theatre Corporation,
Darby Dress Shoppes,
Darius Company,
Dauntless Realty Co.,
D. A. Vanhorne and Company, Inc.,
Davey Construction Co., Inc.,
David Blum, Inc.,
David Katz, Inc.,
David Shomer & Company, Inc.,
Dayton Avenue Realty Co., Inc.,
D. Bramhall Corp.,
Deal Inn Corporation,
Deauville Amusement Co.,
De Candia Food Markets, Inc.,
Decem Realty Co.,
Deckman Power, Heat, Refrigeration Company,
DeFino Construction and Contracting Co.,
Deico Realty Co.,
Deiller Tobacco Stripping and Booking Machine Co.,
Delavan Construction Co.,
Delaware Development Co.,
Delaware Drayage Co., Inc.,
Delaware and Potomac Fish Preserving Company of
New Jersey,
Delaware River Operating Co.,
Del-Bay Farms, Inc.,
De-Lite Transit Co.,
Dell Coffee Shops, Inc.,
Dellosso Construction Co.,
Delmosco Realty and Improvement Co.,
Delsea Development Co.,
Delson Realty Company,
Delta Auto Lamp Co., Inc.,
De Lux Candies, Inc.,
DeLuxe Cleaners and Dyers,
De Luxe Coach Service Co., Inc.,
De Luxe Diners, Inc.,

Dependable Holding Company, Inc.,
DeStephano Building and Construction Corporation,
Developers Finance Corporation,
Developers and Home Builders, Inc.,
Development Holding Corporation,
Devine Rubber Co.,
Devon Engineering Company,
Dexter Building Supply Co.,
D. Follender's Sons Co.,
D & G Ferraro, Inc.,
Diana Dress Shoppe,
Dibble Products Co.,
Diener Manufacturing Company,
Di Gessu Realty Co.,
Di Maio Construction Co.,
Dindas, Inc.,
Di Pace-Checchio Building Company, Inc.,
Diro Noya Realty Co.,
Direct Service Cleaning & Dyeing Co.,
Diversified Securities Corporation,
Dnipro Ukrainian Printing and Publishing Co.,
Dobbs Realty Co.,
Dobkin Brothers, Inc.,
Dr. Biddel's Manufacturing Co.,
Doering Holding Company,
Doering Spark Plug Co.,
Dollar Cleaners of New Jersey, Inc.,
Dollar Dry Cleaning Co., Inc.,
Dollarsign Holding Co.,
Doll Devices, Incorporated,
Domestic and Industrial Coal Company, Inc.,
Domestic Knitting Mills,
Domestic Laundry Co., of N. J.,
Domestic Sales Engineering Corporation,
Donald McNeil Company,
Donner, Denholtz and Company,
Doran Construction & Realty Co.,
Dorma Construction Company,
Dornin Construction Company, Inc.,
Doro Realty Co.,
Dorothy Shop, Inc.,
Dover Gardens Realty Co.,
Dowd-Ivoroyd Company,

Down Town Loan Co.,
Doyle Fish Co., Inc.,
Drill Construction Co.,
Druid Hall,
Drymalt Corporation,
D. Schermer,
D. S. Davidson, Inc.,
D. and S. Garage Company, Incorporated,
D. and S. Realty Co.,
Dublin Realty Corporation,
Duke Strauss Holding Co., Inc.,
Dumont Building Corporation,
Dunbar Amusement Company, Inc.,
Dundee Linen Shop,
Dundee Loan Company, Inc.,
Dunellen-Miami Realty Corporation,
Dunham Automobile Products Co.,
Dunham Dependable Radio Service, Inc.,
Durand-Wilcox Glass Co.,
Dureeve Incorporated,
Durkin & Hosp, Inc.,
Durkin-Smith Corporation,
Durmort Advertising Agency,
Durwag Construction Co.,
D. and W. Dress Shoppe, Inc.,
Dwyer & Reed, Inc.,

E. Adams & Co., Inc.,
Eagle Beef Co., Inc.,
Eagle Piece Dye Works,
Eagle Tile & Marble Co.,
Earle C. Gaskill, Inc.,
Earl C. Pullen, Inc.,
Earle S. Quick, Inc.,
East Atlantic City Development Co.,
East Company,
East End Holding Co.,
East Orange Hardwood Flooring Co.,
East Orange Ice and Coal Co.,
East Orange Painting Co.,
East Rutherford Realty Co.,
Eastside Holding Corporation,
East Side Moulding and Lumber Co.,

Eastside Piece Dyeing & Finishing Co.,
Eastern Holding Corporation,
Eastern Metal Stamping Corporation,
Eastern Mines Development Company, Inc.,
Eastern States Theatres Co.,
Easy Washer Stores, Inc.,
Eat-A-Bite Self Service,
E. A. Tygert Co.,
E. B. MacDonald, Inc.,
Echo Boulevard Estates.,
Echo Lake Development Corporation,
E. C. Hosmer, Inc.,
Ecker-Levenson-Glassman Agency,
Economy Cotton Goods Stores, Inc.,
Economy Educator Service, Inc.,
Economy Hardware Co., Inc.,
Edgewood Realty Company, Inc.,
Edlaw Realty Co.,
Edsal Realty Corporation,
Edward G. Kurtz, Inc.,
Edward H. Sinn, Inc.,
Edward J. Kelleher & Co.,
Edward J. Kensil Coal Co.,
Edward L. Bader Construction Company, Atlantic City,
N. J.,
Edward L. Pearson, Inc.,
Edward Realty Co.,
Edwards, Inc.,
Edwards-Marotta, Inc.,
Edwin A. Kirch, Incorporated,
Edwin Construction Co.,
Efficiency Engineering Corporation,
Egg Machinery Co., Inc.,
Eggs O'Farm, Inc.,
E. H. Contracting Co.,
Eichler & Freund, Inc.,
Eichler Trucking Company, Inc.,
82 Church Street Holding Co.,
E. J. Maier Corporation,
E. J. Phillips Realty Co.,
Elaine Tea Room,
Elann Realty Co.,
Elberon Realty Co.,

Elco Investment Co.,
Elco Press, Inc.,
Eldikoff Construction Co.,
Electrefrigeration Sales Co.,
Electric Baking Co.,
Electric Hedge Clipper, Inc.,
Electric Sales Corporation,
Electric Sun Company of Asbury Park, N. J.
Electrical Alloy Co.,
Electrical Improvement Corporation of New Jersey,
Elektrik Maid Bakery,
Electrolytic Products Co.,
Electro-Medical Corporation,
Electro-Motive Devices, Inc.,
Electro Novelad Corporation,
Elfin Lingerie and Hosiery Co.,
Elite Amusement Co.,
Elite Shoe Rebuilding Co., Inc.,
Elizabeth Electro-Plating Co.,
Elizabeth Loan and Finance Company,
Elizabeth Mills, Inc.,
Elizabeth Specialty Shop, Inc.,
Elizabeth Times Co.,
Elizabethtown Antique Shoppe,
Elkay Company,
E. L. Koller Coal Dealers' Supply Co., Inc.,
Elkwood Corporation,
Elles Realty Co.,
Ellis Realty Co.,
Elmbeck Corporation,
Elmora Amusement Corp.,
Elmora Apartments, Inc.,
Elmora Shoe Repairing Co.,
Els Construction Co.,
Elwood Construction Co.,
Elycroft Dairy,
Emco Realty Corporation,
Emerson Investment Co.,
E. Miller Co.,
Emjay Coffee House, Inc.,
Emjay Realty & Construction Co.,
Emlou Realty Corporation,
Emma Realty Co.,

Empire Construction Co., Inc.,
Empire Delicatessen, Inc.,
Empire Grocery Co.,
Empire Productions, Inc.,
Empire Realty Co.,
Empire Tool Corporation ,
Employees' Loan Association of Newark, New Jersey,
Emzey Manufacturing Co.,
Endurance Realty Co.,
Endurance Rubber Co.,
Englewood Land & Improvement Co.,
Englewood Laundry, Inc.,
Englishtown Development Co.,
English Village, Inc.,
ENT Construction Co.,
Enterprise Coal Co.,
Enterprise Mortgage and Finance Co.,
Epps Co.,
Equipment Company, Inc.,
Equitable Coal Co.,
Equitable Holding Corporation,
Equitable Oil Co. of New Jersey,
Equity Realty & Construction Co.,
Erb Realty Co.,
E. R. Chapin Company, Inc.,
Erich Noack, Incorporated,
Erickson & Nilsen, Inc.,
Ernst Staude, Inc.,
Erwin, Incorporated,
E. S. & L. Realty Co.,
Essbro Realty Company,
Essex Advertising Co., Inc.,
Essex County Motor Co.,
Essex Court Holding Co.,
Essex Home Builders, Inc.,
Essex Mortgage Securities Co.,
Essex Pearl Works,
Essex Plumbing & Heating Co.,
Essex Storage Battery and Supply Co.,
Estate of C. E. Pountney, Inc.,
Estate Guaranty Corporation,
Esther Hertz Holding Co.,
Esther Louise Woodbury, Inc.,

Esther Realty Co.,
Ethel Temple Ice Cream Co.,
Euclid Food Products Co.,
Eugene E. Peterson Construction Co., Inc.,
Eureka Parquet Flooring Co.,
Eureka Shoe & Finding Co., Inc.,
Eureka Spring Co., Inc.,
Eureka Tire Co.,
European Law Corporation,
Eva Flashburg Construction Company, Inc.,
Evanna Realty Co.,
Even Realty Co., Inc.,
Ever Be Realty Co.,
Everett Homes Construction Corporation,
Everett H. Sheppard, Incorporated,
Evergreen Avenue Construction Corp.,
E. W. Soleau, Inc.,
Excel Tanning Co.,
Excursion Transportation Co., Inc.,

Fabyan Construction Co.,
F. & A. Construction Co.,
Fadon Electric Co.,
Fagan Iron Works,
Faircliff Holding Corporation,
Fairlawn Delicatessen, Inc.,
Fair Loan Co.,
Fairmount Granite Co.,
Fairview Home Building Co.,
Falcone Tile Corporation,
Falcon Realty Co., Inc.,
Falls Silk Dyeing Co.,
Famary Stock Farm, Inc.,
Famous Cleaners & Dyers, Inc.,
Famous Diner, Inc.,
Famous Textile Mills,
Fanlee Holding Co.,
Fanwood Development Company,
Fanwood Realty Co.,
Far De Realty Company,
Farish News Agency, Inc.,
Farmers Market Co.,
Farmers Supply Co.,

Far View Realty Corp.,
Fashion Realty Corporation,
Fattell Silk Corporation,
Fauntleroy Motors, Inc.,
Fava & Scarano, Inc.,
F. A. Woodward Co.,
Fay & Constable, Inc.,
Fay King Shops, Inc.,
F & C Realty Company,
Federal Accounting and Audit Company,
Federal Aeroplane and Hydroplane Works, Inc.,
Federal Audit Company,
Federal Bedding Manufacturing Co.,
Federal Cement Block & Material Co.,
Federal Cigar Company, Inc.,
Federal Coal & Supply Co.,
Federal Merchants Protective Association,
Federal Plaza Parking,
Federal Sand & Gravel Co.,
Federal Woolen Co.,
Feeley, Inc.,
Feingold Painting Co.,
Felzenberg Lighting Fixture Co.,
Fenescio, Inc.,
Fenola Realty Corporation,
Fereday Contracting Co., Inc.,
Ferman Construction Co.,
Ferncliff Realty Corporation,
Ferndale Farm, Inc.,
Fernel Products Company, Inc.,
Ferris Manufacturing Co.,
F. G. Feiler, Inc.,
F. & G. Realty Company,
F. Hartmann & Son,
Ficker Educational Service, Inc.,
Fidelitas Investment Corporation,
Fidelity Industrial Corporation,
Fidelity Investment and Realty Company,
Fidelity Service Corporation,
Field Club Co., of South Orange,
Field, Hayes & Kearney, Inc.,
Field Realty Company,
Field Shop,

Fifty-One North Day Street, Orange, Incorporated,
Finance Service Corporation of America,
Financial-Forecast Investment Service, Inc.,
Financial Service Corporation of New Jersey,
Fine Chemicals, Inc.,
Fink Realty Co.,
Fioravante Construction Co.,
Fireside Gift and Coffee Shoppe, Inc.,
First National Bond and Mortgage Co.,
First National Finance Service, Inc.,
First National Investment Co.,
First Ward Democratic Club Holding Co.,
Fiss Doerr & Carroll Corporation,
Fister Brothers Co., Incorporated,
Fitzpatrick Co.,
Five Corners Garage, Inc.,
Five Corners Meat & Poultry Market Company, Inc.,
540 Broadway Corporation,
F. J. Pastern Holding Company, Inc.,
F. J. S. Construction Company, Inc.,
Flemington Dairy Exchange, Inc.,
Flinsil Realty Co.,
Flora Holding Co.,
Floral Silk Company,
Flora Realty Company, Inc.,
Florence E. Campbell, Inc.,
Florence Gift Shop, Inc.,
Florian Construction Co.,
Florman's, Incorporated,
FloRoma Laboratories, Inc.,
Flour Distributing Co.,
Flowing Bowl Corporation of New Jersey,
Floyd Avenue Holding Corp.,
F. M. & D. Realty Company,
F. M. J. Holding Company,
Foerster Baking Company,
Ford's, Inc.,
Forest Electric Co.,
Formisano & Sons,
Fortescue Manor, Inc.,
Fort Lee Mortgage & Investment Corporation,
Fortunato Construction Co.,
Fosdick Company,

Four Family, Inc.,
Fourth Avenue Holding Co.,
Foxhall Brick Co.,
Fox-King Construction Co.,
Fox Manor, Inc.,
Fox Rotary Snow Broom Company,
Frances Kelly, Inc.,
Franco-American College,
Frank Belluscio, Inc.,
Frank Capaci Sons' Co.,
Frank Castello Amusement Company, Inc.,
Frank Cupolo, Inc.,
Frankford Paint, Varnish and Glass Co.,
Frank J. Bernett, Inc.,
Frank J. Fox Coal Co.,
Frank J. Pedrick & Son, Inc.,
Frank Karpinski & Co.,
Franklin Court of Ridgewood, Inc.,
Franklin Finance Company,
Franklin-Hamilton Co., Inc.,
Franklin-Maple Corporation,
Franklin Mortgage Corporation,
Franklin Oil Heating Equipment Company of New
Jersey,
Franklin Plan Corporation,
Franklin Silk Throwing Company, Inc.,
Franklin Waste and Metal Co., Inc.,
Frank R. Good Co.,
Frantz & St. Clair, Inc.,
Frechette Home Builders, Inc.,
Fred D. Smith Co.,
Fred L. Schantz, Inc.,
Frederick H. Hicks, Inc.,
Freehold Produce and Trucking Co.,
Freeman & Sobo, Inc.,
French Hand Printing Co.,
French Products, Inc.,
French Shop,
Fresh Fish Co., Inc.,
Fresh Fruit Juice Co., Inc.,
Freyer-Carroll Corp.,
Friedman & Friedman, Inc.,
Frobert Pharmacal Company, Inc.,

F. & S. Amusement Co., Inc.,
F. Span & Sons, Inc.,
F. T. Woodhull, Inc., of Elizabeth, N. J.,
Fuel Conservation Service, Inc.,
Fullerton Pharmacy, Inc.,
Furmor Building Co., Inc.,
Futterweit Company, Inc.,
F. & W. Distributing Co.,

Gables Amusement Co., Inc.,
Gagliano & Son, Inc.,
Gallaher-Ludlam, Inc.,
Gallo Spaghetti Gardens, Inc.,
Garden's Home Construction Co.,
Garden State Securities Corporation,
Gardician Investment Corp.,
G & A Realty Corporation,
Garfield Apartments, Inc.,
Garfield Construction Co.,
Garwood Building & Investment Co.,
Garwood Realty and Construction Corp., Inc.,
Gas Equipment Corporation,
Gas Manufacturing Co.,
Gasnick Construction Co.,
Gates Holdings, Inc.,
Gaylord Manufacturing Co.,
Gazette-Review Company,
G. B. Ten Eyck's Gaiety Theatre, Inc.,
G. and C. Construction Co., Inc.,
G. & D. Realty Co.,
G. Edson Clark Co., Inc.,
Gee See Holding Corporation,
Gelmor Construction Co.,
Gelso Construction Co.,
Geltzeiler & Werbel, Inc.,
Gem Jewelry Mfg. Corporation,
General Alcohol Corporation,
General Broadcasting Co.,
General Electric Service,
General Elevator Co.,
General Furniture Factory, Inc.,
General Hardware and Supply Co.,

General Industrials, Incorporated,
General Investors Co.,
General Lathing Co.,
General Lithograph Corporation,
General Lock Works,
General Marbles, Incorporated,
General Metal Manufacturing Co.,
General Mines Development Co.,
General Pharmacal Co.,
General Sales Producing Corporation,
General Service Co.,
General Transportation Corporation,
General Woodworking Corporation,
Genisman Holding Co.,
Genser Realty Corporation,
George A. Gotti Construction Co.,
George E. Day Company,
George E. Tanner, Inc.,
George H. Fritz & Sons, Co.,
George H. Thomas, Inc.,
Geo. P. Dykman, Inc.,
George P. Robinson & Co.,
George R. Vanderveer, Inc.,
George Santoro Co.,
George Street Bake Shop,
Georgette Cafe and Hotel Co.,
George W. Gustus' Associates,
George W. Olcott & Co.,
Georgia Realty Co.,
Gerald Investment Co.,
Gerard Realty & Investment Co.,
Ger Din Realty Corporation,
Germain's Radio Shoppe, Inc.,
Gerst Silk Company, Incorporated,
Gerth Holding Co.,
Ger-Wen Realty Co.,
G & G Advertising,
G. & G. Amusement Corporation,
G. & H. Realty Co.,
Gibby-Giles, Inc.,
Gibraltar Loan Society of Essex County,
Giegerich-Zimmerman Company, Inc.,

Gifford Oil Co., Inc.,
Gigl Auto Sales Co., Inc.,
Gillen-Young Company, Inc.,
Gillette Building Co.,
Gilt Edge Realty Co.,
G & K Realty Co.,
G. & L. Construction Co.,
Glendora Builders, Inc.,
Glen, Inc.,
Glenmont Homes, Inc.,
Glenn Land Company,
Glen Ridge Apartments, Inc.,
Glen Ridge Construction Co.,
Glen Rock Realty Co.,
Glenvale Realty Corporation,
Glenwood Manufacturing Co.,
Glenwood Sweet Shops, Inc.,
Glesner-Trott Co., Inc.,
Globe Advertising Co., Inc.,
Globe Collection Agency, Inc.,
Globe Investment Co.,
Globe Realty Co.,
Globe Realty Sales Co., Inc.,
Glossie Construction Co.,
G. & M. Corporation,
GMC Sales Co. of Paterson, N. J.,
G. & M. Drug Company,
G. M. G. Cloak Mfg. Co.,
Gobro Silk Company,
Golden Gate Hotel,
Golden Holding Co.,
Golden Mermaid Products Co.,
Golden Pheasant Cleaners & Dyers,
Golden Rule Greeting Card Co.,
Goldfarb Restaurant, Inc.,
Gold Medal Homes, Inc.,
Gold Pharmacy, Inc.,
Goldsmith, Incorporated,
Gold Star Worsted Mills,
Goldstein Bros. & Kushner, Inc.,
Goldstein Dress Co., Inc.,
Goldway Realty Co.,

Golinski Construction Co.,
Golinski-Kearney Co.,
Goodrel Realty Co.,
Goodseal Paint & Varnish Corporation of New Jersey,
Goodwill Investment Co.,
Goodwill Realty Corporation,
Goodwin Furniture Co.,
Goodyear Company, Inc.,
Goodyear & Foeller, Inc.,
Goold Textile Co., Inc.,
Gordon Holding Corporation,
Gotfine Realty Co.,
Graham Machine Co. Inc.,
Graham Realty Company,
Graham's Nurseries,
Grand Cloak & Suit Co. Inc.,
Grand Silk Co.,
Grand View Homes Corporation,
Grant Realty Co. of Elizabeth, Inc.,
Grant Realty, Inc.,
Grantwood Improvement Co.,
Gravelly Run Development Co.,
Great Eastern Transportation Co.,
Greater Merchantville Business Men's Association,
Greater N. Y. Paint & Wallpaper Supply Co.,
Greater Northeast Realty Co.,
"Greecian Co., Inc.,"
Greek-American Restaurant,
Greenacres Airport, Inc.,
Greene Holding Co.,
Greenleigh Court Co.,
Green's Hotel, Inc.,
Greenstein's Market, Inc.,
Green Street Realty Co.,
Greiner Rayon Co.,
Grenloch Realty Co.,
Grenloch Window Shade Cloth Co.,
Greylock Hardware Co. Inc.,
Griffith Street Corporation,
Grimshaw & Miller, Inc.,
G. R. MacClelland Holding Co.,
Grossman Hotel Corporation,

Grotta Realty Co., Inc.,
Grove Agency, Inc.,
Grove Construction Co.,
Grove Development Co. Inc.,
Grushkin & Posnock Construction Co.,
G.R.W. Realty and Building Corp.,
Guarantee Building and Contracting Co.,
Guarantee Investment & Finance Corporation,
Guarantee Land & Improvement Co.,
Guaranty Egg Corporation, Inc.,
Guaranty Roofing & Supply Co.,
Guardian Motor Transport Co.,
Gustave E. Abrecht, Jr., Inc.,
Gutlad Holding Co.,
Gutman Realty Co., Inc.,
Guttman's Bakery, Inc.,
G. W. Crompton Realty Co.,
Gypcrete Corporation of America,

Haas and Davis, Inc.,
Haber's, Inc.,
H. A. Bonn Company,
Hacienda Del Mar,
Hackensack Pastry Shop, Inc.,
Hackensack Republican,
Hackensack Title Abstract Co., Inc.,
H. A. Cook Co.,
Haddon Real Estate & Finance Co., Inc.,
Haddon Service, Inc.,
Hadwood Realty Co.,
Hager Oil Company, Inc.,
Hakoach Kosher Food Products Co. Incorporated,
Hales Inc. of New York City,
Hall Flooring Co., Inc.,
Hall Lace Co.,
Hall Manufacturing Co., Inc.,
Hall Specialty & Mfg. Co.,
Halsey Realty & Investment Co.,
Hamilton Box Co.,
Hamilton Holding Co.,
Hamilton Laundry Co.,
Hammerman, Inc.,

Hanover Building Association, Inc.,
Hanover Home Company, Inc.,
Hansbury Construction Co.,
Hansch, Elkan & Brady, Inc.,
Hardester Corporation,
Hare & Chase of Bridgeton, Inc.,
Hare & Chase of Camden, Inc.,
Hare & Chase of Newark, Inc.,
Hare & Chase, of Trenton, Inc.,
Harkass Realty Co. Inc.,
Harld Holding Co.,
Harmonia Cooperative Colony Association, Inc.,
Harmony Finance Co.,
Harriett Amusement Co. Inc.,
Harrington Manor Corporation,
Harrington Park Garden Estates,
Harrington Park Homes Co.,
Harris Decorating Co.,
Harrison Construction Company, Inc.,
Harrison Tobacco & Candy Co., Inc.,
Harrold Holding Company, Inc.,
"Harrolds"
Harry Barr Silk Co., Inc.,
Harry Hantman, Inc.,
Harry H. Hertz Company,
Harry J. Barnett, Incorporated,
Harry Meixell, Inc.,
Hartman Auto Safety Light Corporation,
Hartman Realty Co.,
Haskell Corporation,
Haskell Holding Co.,
Hatanall Bag Company,
Hatch-Motors Company,
Haughey's Burglar and Fire Alarm System,
Haworth Gardens, Inc.,
Hawthorne Chemical Co.,
Hawthorne Lumber Co.,
Hawthorne Park Estate,
Hawthorne Varnish Works, Inc.,
H & B Lunch, Inc.,
H. B. Potter Company, Inc.,

H & B Realty Co.,
H. Doty Co.,
Healthex Corporation,
Health Mineral Water Works,
Heatherfield Realty Company,
Heat & Power, Inc.,
Hechter's Garage, Inc.,
Heide Investment Corporation,
Helfman's Specialty Store, Inc.,
Helm & Nordling, Inc.,
Henry Albertalli Co.,
Henry C. Zipf, Inc.,
Henry D. Dietz Co.,
Henry Development Corporation,
Henry Greene, Inc.,
Henry R. Nier, Inc.,
Henry V. Corso, Inc.,
Herbert W. Royal Builder, Inc.,
Herb Remedy Laboratories,
Herculean Products Co.,
Hercules Manufacturing Co.,
Hercules Novelty Mfg. Co.,
Hercules Realty Co.,
Hermegraph, Incorporated,
Hermitage Realty Corporation,
Herzalia Development Co., Inc.,
H. E. T. Pineau Co., Inc.,
Hettinger Bros., Inc.,
H. F. Hirst, Inc.,
H. F. & S. Realty Corp.,
H. G. Brewer and Co.,
Hiawatha Hotel Corporation,
Hibbard Process Corporation,
Hickory Hill Holding Co.,
Higbie Holding Co.,
Highland Building Materials Corporation,
Highland Garage, Inc.,
Highland Realty Company,
Highland Realty Holding Corporation,
Highlands Realty Company,
High Point Lake, Inc.,

High Realty Co.,
Highway Development Co.,
Highwood Park Development Corporation, Inc.,
Hill-Benny Corporation,
Hillcrest Amusement Co.,
Hillcrest Realty Co. of Passaic,
Hill Delicatessen, Inc.,
Hill Motors, Inc.,
Hillsborough-Bergen Land Company,
Hillside Housing Corporation,
Hilltop Garage, Inc.,
Hillton Leather Co., Inc.,
Hinchliffe, Brown & Company,
Hind Steel Company,
Hirem Weller's Sons Co.,
Hirst Motor Car Co.,
Hitchner Wall Paper and Paint Company,
Hitman Lumber Co.,
H. & J. Construction Co.,
H. J. G. Realty Co., Inc.,
H. J. McDonald, Inc.,
H. L. Development Co.,
Hobart Holding Co.,
Hodgkins-Myers, Inc.,
Hoff Chevrolet, Inc.,
Hoffman Realty and Renting Co.,
Holden Tube and Bending Co.,
Holding Company of Bayonne,
Holding Co. Union Labor Hall,
Holland Realty and Development Co.,
Holland Trucking Co.,
Holly Beach Realty Company of Wildwood, N. J.
Hollywood Associates, Inc.,
Hollywood College, Inc.,
Hollywood Syndicate, Inc.,
Holt Enderlein Bus Company,
Home Buyer's Investment Co.,
Homecraft Corporation,
Home Electrical Co.,
Home Extension Corporation,
Home Oil and Gas Company,

Home Owners Investment Co.,
Home Realty Company, Inc.,
Homeseekers' Realty Investment Company,
Home Service Co.,
Homestead Building Company of Long Branch, Inc.,
Honistraw Realty Co.,
Hooley & Purcell, Inc.,
Hoopes & Van Sant Co.,
Hopatcong Coaster Operating Co.,
Hope Realty Co., Inc.,
Hopewell Co.,
Hospital Staff, Inc.,
Hosp Realty Co.,
Hotel Belmont Corporation,
Hotel Monmouth Co.,
Hotel Walker, Inc.,
Hot Shots Corporation,
Household Appliance Shop, Inc.,
Household Service Corporation,
House-Owners' Protective Service Co., Inc., of N. J.,
Howard C. Lawrence & Co., Inc.,
Howard G. Lea Corporation,
Howard L. Hathaway, Inc.,
Howard R. Ainsworth Co.,
Howard Realty Company (No. 1),
Hoyt-Obrig & Geiger Company,
H. R. Amusement Company, Inc.,
H. Randolph & Co.,
H. R. Voigt Co.,
H. & T. Battery Ignition Co., Inc.,
Huber Stoker Company of New Jersey,
Hudson Bridge Development Company, Inc.,
Hudson Building of Paterson Corporation,
Hudson County Furniture Corporation,
Hudson Discount Co.,
Hudson Electrical Supply & Equipment Co.,
Hudson Engineering and Construction Co., Inc.,
Hudson Furniture Co.,
Hudson Knitting Mills, Inc.,
Hudson River Bridge Transportation Co.,
Hudson River Realty & Improvement Corporation,

Hudson Tire Co., Inc.,
Hudson Union Corporation,
Hudson-Union Cut-Off-Bridge Co.
Huff Airplanes, Inc.,
Hufnagel & Guegel Building Co., Inc.,
Hughes-Borden Closure Company,
Hugh M. Clopton Corporation,
Hummers Hardware, Inc.,
Hundermark Hotel Corporation,
Hunt Construction Company,
Hunterdon Silk Throwing Co.,
Hurff-Levick Co.,
Hurley-Chevrolet, Inc.,
Hurley Playing Card Co.,
H. W. Blaisdell Filtration Co.,
H. W. Pitman & Co., Inc.,
Hydraulic Steel Baling Company,
Hyd-Rex Chemical Co.,
Hydro-Carbon Chemical Co.,
Hydro Combustion and Engineering Company.
Hydro Electric Co.,
Hygrade Radio Products,

I. B. Glucksman, Inc.,
Iceberg District Sales Corporation,
Ice By Wire Corporation,
Ideal Development Corp,
Ideal Furniture Shops, Inc.,
Ideal Home Builders,
Ideal Investment Co.,
Ideal Textile Co.,
Idell Construction Co., Inc,
I-H Holding Corp.,
I. Kraushaar and Company,
Illustrating Artists, Inc.,
I. L. S. Realty Co.,
Imperial Construction Co.,
Imperial Electric Manufacturing Co.,
Imperial Jewel Co.,
Imperial Lunch,
Improved Construction Company,
Income Tax Index Service, Inc.,

Independence Realty Corporation,
Independent Cork Co. of New Jersey,
Independent Realty & Building Co.,
Indiana Investment Co.,
Industrial Clinics, Inc.,
Industrial Construction Co.,
Industrial Housing Co., Inc.,
Industrial Office Building Leasing Co.,
Industrial Research Laboratories, Inc.,
Inflexible Co.,
Inland Waterway Land Company,
Inlet Fish Market, Inc.,
Integrity Corporation of New Jersey,
Integrity Real Estate Corporation,
Inter-Boro Corporation,
Inter-City Contracting Corporation,
Intercity Corporation,
Inter-City Express Co.,
Inter-County Bus Line, Inc.,
Inter County Steel & Iron Co.,
Interlaken Construction Company, Inc.,
International Agricultural Land Corporation,
International Bankers Securities Co., Inc.,
International Cleaners & Dyers, Inc.,
International Crude Rubber Company,
International Publishing Co.,
International Sign Corporation,
Interstate Agency,
Interstate Baking Company, Inc.,
Interstate Bus Co.,
Interstate Construction Co., Inc.,
Interstate Lunch Wagons,
Interstate Painting and Decorating Co., Inc.,
Interstate Taxi Bus Co., Inc.,
Interstate Tile and Rubber Company, Incorporated,
Inter-Urban Coach Co.,
Invader Oil Co.,
Inventors Finance & Development Corp.,
Investment Realty Construction Co.,
Iowa Avenue Co., Inc.,
Irene Court, Inc.,

Ironbound Grocery Co.,
Ironbound Mattress Co.,
Iron Bound Realty Co., # 2,
Irving Court Holding Co.,
Irvington Mens Shop, Inc.,
Irving Washington Participating Loan Corporation,
Isaac Weiner, Inc.,
Island Beach Land Development Co.,
Italian American Realty & Development Co., Inc.,
Italo-American Food Co.,

Jabex Manufacturing Co.,
Jack and Jill Shops, Limited,
Jackson Jewelry Co.,
Jackson Loan Association,
Jackson's, Inc.,
Jack Sullivan, Incorporated,
Jacob Cohen Garment Co., Inc.,
Jacob Kaplan, Incorporated,
Jacobs Realty Co.,
Jakub Krulikowski Realty Corporation,
James Baker, Inc.,
James Billington & Son,
Jamesburg Laundry,
James J. Conlon, Inc.,
James Morrison & Co.,
J. A. Van Winkle Co.,
J. A. Van Winkle Hardware & Supply Co.,
Jay-Bee Electric Co.,
Jaybee Realty Corporation,
Jaybee Sales Co.,
Jay Eaton, Inc.,
Jayson Securities Corporation,
J. Bartell, Inc.,
J. B. Company,
J. D. Samuelson, Inc.,
Jean-Monroe Holding Corporation,
Jefferson Estates, Inc.,
Jelco Realty Company,
J. E. Lit Corporation,
Jemison, Mealy & Filice, Inc.,

Jersey City-Greenwood Lake Bus Co., Inc.,
Jersey City & Keansburg Bus Company, Inc.,
Jersey City Transportation Company, Inc.,
Jersey Coast Dredging Company,
Jersey Dairy Farms, Inc.,
Jersey Homes Investment Co.,
Jersey Press, Inc.,
Jersey State Finance Corporation,
Jeter-Morgan, Inc.,
Jewish Nation,
Jewish Voice,
J. Fred Manne, Inc.,
J. Friedman, Inc.,
J. G. Holman Co.,
J. & G. Realty Co.,
J. H. Holcombe, Inc.,
J. H. & J. Realty and Construction Co.,
Jiffy Products Company of America,
J & J Construction Co.,
J. J. Kennedy Company,
J-Leonard Realty Company,
J. L. and E. R. Corporation,
J. L. Hutchings, Inc.,
J. Meister, Inc.,
J. M. Norton Co.,
J & N Realty Corporation,
Joe's Restaurant Co.,
Johannssen and Diaz, Inc.,
John Amos Motor Sales, Inc.,
John C. E. Chambers, Inc.,
John C. Guise, Inc.,
John F. Craig, Inc.,
John F. Wade Construction Company,
John H. Borchert Construction Company, Inc.,
John Johnson Corporation,
John J. Turbett, Inc.,
John M. Arleth, Inc.,
John Monaco & Son, Inc.,
John-Ocumpaugh Co.,
John R. Proctor Company, Inc.,
John Ryan's Cooperage,

John S. Warner Co.,
John Terrett, Inc.,
John Thomson, Inc.,
John W. Crump Company, Inc.,
Johnson Products Co., Inc.,
Jones Motor Car Co.,
Jordan Homes Corporation,
Jordan-Morristown Co., Inc.,
Jordan-Newbury Company,
Jordan Realty Co.,
Joseph & Andrus, Inc.,
Joseph B. McCourt, Inc.,
Joseph Bryan, Inc.,
Joseph Cohen, Incorporated,
Joseph Cordasco Jewelry Co., Inc.,
Joseph F. Kearns, Inc.,
Jos. F. Power, Inc.,
Joseph Goldberg Motors Company,
Josephine Ward, Inc.,
Jos. Johnson Building Co., Inc.,
Joseph Messineo & Co., Inc.,
Joseph Scharf, Inc.,
Joseph T. Harrison, Incorporated,
Joseph Van Blerck Engine Corporation,
Joseph Van Blerck, Inc.,
Joseph V. McNeill Company,
Joseph Wexler, Inc.,
Josiah Tice Engineering and Surveying Corp.,
Journalism Publishing Co., Inc.,
Journal Square-Clifton Transit Co.,
Journal Square Holding Corporation,
Jozo Corporation of New Jersey,
J. Philip VanSant, Inc.,
J. R. S. Realty Company,
J. Smith & Son, Inc.,
J. S. Mizrahi Co., Inc.,
J. T. Read Construction Co., Inc.,
Juleth, Inc.,
Juliano Construction Co., Inc.,
Julius Meuhlbacher, Inc.,
Julius P. Watzich,

Julius Weingarten, Inc.,
Junction Stationers, Inc.,
Junior Order Building Association of Lyndhurst, N. J.,
Junus Realty Company, Inc.,
Jupiter Realty Company,
Justrite Manufacturing and Machine Company, Inc.,
J. W. Jehle, Inc.,

Kadlec Motor Sales Co., Inc.,
Kaes, Inc.,
Kahn-Fisher Building & Realty Co.,
Kapha Realty Co.,
Karl & Co., Inc.,
Kartzman Bros., Inc.,
Kasavan Realty Co.,
Kashap Realty Co.,
Katler Service Stations, Inc.,
Katz Building and Construction Co.,
Katzco Realty Corp.,
Kaufman's Drug Store, Inc.,
Kay-Bee Investment Co.,
Kays Millinery Co.,
Kazanchy Dyers & Cleaners,
K & D Realty Corporation,
Kearns & Lynch, Inc.,
Kearny Company, Inc.,
Kehr Promoting Co.,
Kelly Brothers, Inc.,
Kelso Radio, Inc.,
Kenilworth Construction Co., Inc.,
Kenilworth Homes, Inc.,
Kenilworth Mortgage Corporation,
Kenna Terminal, Inc.,
Kenneth Harkness Radio Corporation,
Kennett Realty Corporation,
Kensinger Company,
Kensington Realty Associates
Kent Place Holding Co.,
Kenvil Lumber and Store Co.,
Kenyon Paper Box Co.,
Keough Canning Co.,

Kesco Manufacturing Co.,
Keswick Grove Development Company,
Keyport Dairy Farms, Inc.,
Keyport Salvage and Repair Corporation,
Keystone Agency, Inc.,
Keystone Diners, Inc.,
Keystone Printing Co., Inc.,
Keystone Radio Company,
Keystone Realty Co., Inc.,
Keystone Service, Inc.,
K & G Realty Co., Inc.,
Kharin & Co., Inc.,
K. H. L. Realty Co.,
Kiddies Metal Toys Corporation,
Kids Undergarment Company, Inc.,
Kievit Signs, Inc.,
Kimmel, Incorporated,
King Development Co.,
King-Irvin-Maclachlan, Inc.,
King Laboratories, Inc.,
Kingsland Construction Co.,
Kingston Realty Company,
Kipnis Construction Company, Inc.,
Kip's Garage, Inc.,
Kirwan Realty Co., Inc.,
K. L. D. Realty Co.,
Klean Kar Service, Inc.,
Klean-Rite Auto Laundry of Orange, Inc.,
Klein's Stores, Inc.,
Klenke Construction Co., Inc.,
Klotz Silk Manufacturing Co.,
K & M Construction Co.,
Knickerbocker Building Company,
Knight Oil Service,
Knights of Columbus Building Association of the Town
of Union, New Jersey,
Knorr-Ruemmler, Inc.,
Knox Continuity System of Accounting, Incorporated,
Knox Terpezone Co.,
Kobrin & Kroll, Inc.,
Koelhoffer & Company,

Kohler and Rowe Hardware Co.,
Kollmar Rauch & Co.,
Kolvrego Art Decorating Co.,
Komb Construction Co.,
Korbach-Raisner, Inc.,
Kornhouser Co.,
Kornreich Realty Company,
Kosower Service Loan Co.,
Kraft Hotels Corporation,
Kramer & Montano, Inc.,
Kreeger Realty Co.,
Kree-Mee Fudge Co., Inc.,
Kremlil Engineering and Contracting Co., Inc.,
Krieger Motor Sales Company,
Krinsky and Stolowitz, Inc.,
Kriswar Realty Co.,
Krizer Construction Co.,
Kube Realty and Construction Co.,
Kuenneth Universal Productions, Inc.,
Kuller & Schwartz, Inc.,
Kwik-Tyte-Ringlet-Company,
Kys Realty Co.,

Labor World Publishing Company,
La Casa Restaurant,
La Clede Engineering Co., Inc.,
Lacram Development Co.,
L. A. D. Operating Co.,
La Fon Chemical Co., Inc.,
Lagner Realty Co.,
Lahiere Construction Co.,
Lake Ave. Realty Co.,
Lake Country Estates, Inc.,
Lakehurst Farm Company,
Lakeside Realty Co.,
Lakeview Heights Association,
Lakewood Estates, Inc.,
Lakewood Stud Farm,
La Marca & Liguori, Inc.,
Lamberton and Smith, Inc.,
Lamm & Lamm, Inc.,

La Mode, Inc.,
Lancaster Skooter, Inc.,
Landin Burial Co.,
Lanes Agency,
Lanesboro Sand & Gravel Co.,
Lanlight Construction and Holding Co.,
Larchmont Realty Corporation,
La Reine Hotel Corporation,
Large-Dail Mfg. Company, Inc.,
Larkin Hotel Co.,
La Rose, Inc.,
Larson Glass Works, Inc.,
Lat-Sho Company, Inc.,
Laurel Improvement Co.,
Laurel Pharmacal Company, Inc.,
Lawnton Realty Co.,
Lawrence Building Corporation,
Lawrence Oil Burner Sales Co.,
Lawyers Building Holding Co., Inc.,
L. Balk & Company, Inc.,
L-B-L Realty Corporation,
L. Borut & Co.,
L. B. Simonds & Co., Inc.,
L. C. Schack Construction Co.,
Leader, Inc.,
Leading Silk Mills, Incorporated,
Leavitt Holding Corporation,
Lederer Productions, Inc.,
Ledwitz & Sons, Incorporated,
Lee Dodd Company,
Leeser Realty Corporation,
Legion Wet Wash Laundry, Inc.,
Lehigh Building Co.,
Lehman Coal Co., Inc.,
Lemell Realty Co.,
Le Mor Radio, Inc.,
Lenbert Corporation,
Leni Lenape Business Association,
Le-No-Ga Bran Cookies, Inc.,
Lenox Printing Co.,
Leonard Codomo Co.,

Leonard Corporation,
Leonard Realty Co.,
Lerom Realty Co.,
LeRose Dress Shop, Inc.,
Le Roy Silk Mills,
Lescolier Co., Inc.,
Leslie Development Corp.,
Leslie Securities, Inc.,
Lesser-Lewis, Inc.,
Lestle Realty Company,
Level Finance and Loan Corporation,
Lewis Paint and Varnish Co.,
Lexington Cake Shop,
Lexington Construction Co., Inc.,
L. Greenberg & Sons,
Liberty Amusement Company,
Liberty Brass Rail Sandwich Company, Inc.,
Liberty Dining Corporation,
Liberty Estates Co.,
Liberty Grain and Flour Co.,
Lillian Dress Co.,
Lillian Lamp Shade Company, Inc.,
Lincoln Amusement Company,
Lincoln Apartment Corporation,
Lincoln Body Works,
Lincoln Holding and Investment Company, Inc.,
Lincoln Home Builders, Inc.,
Lincoln Manor Development Co.,
Lincoln Park Garage, Inc.,
Lincoln Park Hairdressing Parlor, Inc.,
Lincoln Park Restaurant Corporation,
Lincoln Pharmacal Co.,
Lincoln Realty Co. of Passaic,
Lincoln Street Holding Co.,
Lincoln Supply Company,
Linden Construction Co., Inc.,
Linden Theatre Company, Inc.,
Linden White Eagle Bakery, Inc.,
Lindsay and Wilgus, Inc.,
Lindsley Motor Co.,
Lindy Construction Co.,
Lindy's Clothes Shops,

Lindy Theatre Corporation,
Lines Pound Co., Inc.,
Linwood Realty Company, Inc.,
Lion Ware Co.,
Lipkin Realty Company,
Lipman Construction Co.,
Liquidating Engineers,
Lite Rays Cooker Corporation,
Litowitch & Wasserman, Inc.,
Littell & Rose, Inc.,
Little Egg Harbor Land Co.,
Little Hungarian Hotel, Inc.,
Littleton Realty Corporation,
Liva Brothers,
Livingston Co.,
Livingston Heights Realty Co.,
Livy Construction Co.,
Lloyd Quayle, Inc.,
L. M. Lee Manufacturing Co.,
Locan Realty Co.,
Locustwood Cemetery, Inc.,
Loder Motors, Inc.,
Lodi Park Amusement Co., Inc.,
Loewy & Stewart, Inc.,
Lofal Investment Corporation,
Loges-Wiener Company,
Lombardi Realty Co.,
Lomen Bros., Inc.,
Long Branch Aero Corporation,
Long Branch Steamboat Co.,
Longo Market, Inc.,
Loom Building Association, Inc.,
Lorbridge Company,
Lorentz Auditing Co.,
Lorentz Realty Co.,
Lorraine Hosiery Shoppe, Inc.,
Lottie Realty Company, Inc.,
Louis F. Tucci Construction Co.,
Louis H. Allsopp, Inc.,
Louis Prince and Son Co.,
Louis Traiman, Inc.,

Lowy Carpet Company,
L. R. Lee Real Estate and Holding Co.,
L. Schneider Plumbing Company,
L & S Lunch, Inc.,
L. Treuhaft & Company, Inc.,
Lubetkin Construction Co.,
Lubro Laboratories, Inc.,
Luhrs Realty Company,
Luke S. White, Inc.,
Lumar Realty Co., Inc.,
Lum's Drug Store, Inc.,
Luxor Silk Mills,
Luxor Specialty Shop,
L. W. B. Realty Corporation,
L. W. & H, Incorporated,
Lyceum Theatre, Inc.,
Lyde Improvement Company, Inc.,
Lyde Park Home Builders, Inc.,
Lynbrook Realty Co.,
Lyndale Corporation,
Lyndhurst Builders, Inc.,
Lyon Construction Co.,
Lyons Cleaners and Dyers, Inc.,
Lyons Electric Appliance Co.,
Lyrallite Corporation,

Mabel E. Manahan Sanitarium, Inc.,
MacBride's, Inc.,
Macdell Investment Co.,
MacDonald, Oexle and MacDonald, Inc.,
Mackler & Co.,
Mack Realty Co.,
MacLoughlin Realty Co.,
Maddaloni Construction Co.,
Maddock-Megary Co.,
Madison Construction Co.,
Madison Hospital,
Madison Transportation Co.,
Magic Brush Co.,
Magic Device Corp.,
Magnesite & Gypsum Products Corp.,
Magnolia Construction Co.,

Mah Jong Silk & Woolen Stores, Inc.,
Mahles Company,
Main Building Co., Inc.,
Main & Lincoln Realty Co.,
Main Realty & Development Company,
Maison Chic, Inc.,
Majestic Amusement Co.,
Makefield Farms Co.,
Mallard Distilling Co.,
Malley Trading Co.,
Malley Trading Co. of Plainfield, Inc.,
Malmros-Eayres, Incorporated,
Malone-Lemmon Products, Inc.,
Manco Distributing Co.,
Mandarin Silk Co.,
Manfred Realty Corporation,
Mangell Realty & Construction Co.,
Manhattan Service Station, Inc.,
Manning & Brouard, Inc.,
Mann Paper Mills, Incorporated,
Mansion Investment Company,
Manson Trucking Co., Inc.,
Manufacturers Distributing Co.,
Manufacturers' Hospital Service,
Manufacturer's Products Company,
Manzo, Rinaldi Embroidery Company, Inc.,
Maple Construction Co.,
Maplecrest Pharmacy,
Maple & Main Realty Co.,
Maple Shade Gardens,
Maple-Union Loan Co.,
Maplewood Development Company,
Marchand College of Chiropractic,
Marco Baking Co.,
Marcois' Dental Service, Inc.,
Maredith Investment Co.,
Maresca Bus Company,
Margate Development Co.,
Margate Home Builders, Inc.,
Margate Investment Corporation,
Marine Construction Company,
Marinello Beauty Salon,

Marions,
Maritime Contracting Corporation,
Markens, Inc.,
Marks Furniture Company,
Marlboro Construction Co., Inc.,
Marlboron Realty Corporation,
Marle Radio Corp.,
Marmon Camden Company,
Marmon Elizabeth Co.,
Marmon Motor Car Co., of Camden, N. J.,
Marmon Sales Co.,
Marone, Griffith and Lazzio Realty Co.,
Marsh Furniture Co.,
Martell & Denis, Inc.,
Martha Co.,
Martin Frederick Holding Co.,
Martin Investment Co.,
Martin, Reed and Fogarty,
Marvilla Co.,
Mary B. Heckler, Inc.,
Maryland Poultry, Butter and Egg House, Inc.,
Marzel Perfume Company,
Masonic Corporation of Spring Lake,
Master Builders Construction Company,
Mathews Trucking Company,
Matthew A. Kelley, Inc.,
Mattison Lumber Co.,
Matt J. Burke, Inc.,
Matullo Publishing Company,
Maude Scott Company,
Maxan Trucking Corporation,
Maxim's, Inc.,
Max Krawitz, Inc.,
Max Realty Company,
Max Stern, Inc.,
Maxwell Investment Co.,
Max Zagury's Apple Sodee, Inc.,
Mayberry's Dyers & Cleaners, Inc.,
Mayers Decorating Shop,
Mayfair Exhibition Building Company, Inc.,
Mayfair House, Inc.,
May Holding Co.,

May Plan Corporation,
May Radio Broadcast Corporation,
May's Flower Shop, Inc.,
May Store, Inc.,
Maywood Model Homes Corp.,
Maywood Riding and Polo Club, Inc.,
M and B. Construction Co.,
M. & B. Mortgage Co.,
McAvoy Newark Co.,
McBride & Co., Inc.,
McCarthy Construction Co.,
McCloud & Swann, Inc.,
McCune, Griffith & Sims, Inc.,
McGimpsey Plastering Co.,
McGrath Construction Corporation,
McHeffey Coal Co.,
McIntosh Electric Co., Inc.,
McIntyre Vehicle Safety Guard Co.,
McKay Realty Corporation,
McKee and McCabe, Inc.,
McKenna Auto Sales Co.,
McNair Shoe Co.,
McPike Manufacturing Co., Inc.,
M & D Construction Co.,
M. Deutsch Jewelry Co.,
Mead Bros. Inc.,
Meade Apartment Co., Inc.,
Meadowbrook Garage, Inc.,
Mechanic's Construction Co.,
Medford Tapestry Mills,
Meibro Holding Corporation,
Meiners-Demarest Realty Corp.,
Meister-Ryan Motors Co., Inc.,
Melasur Amusement Corporation,
Mellon & Company, Inc.,
Melo Homes Corporation,
Melridge Realty Company,
Melrose Amusement Co.,
Melrose Hotel Corporation,
Melton Brothers, Inc.,
Melvin J. Quinn, Inc.,
Memorial Medical Clinics, Inc.,

Mendham Garage Co.,
Menlo Hall Service Co., Inc.,
Mentnech Bros., Inc.,
Mercer Confectionery Company,
Mercer Construction Company, Inc.,
Mercer Real Estate Co.,
Merchants Loan Co.,
Merchants Sales Co.,
Merchantville Gardens Company,
Merchantville Homes Co.,
Merco Oil Heating Corporation,
Merdel Mortgage Investment Co.,
Merit Company, Inc.,
Merrick Laboratories,
Metal Realty Co.,
Metro Manufacturing Co.,
Metropole Realty Corporation,
Metropolitan,
Metropolitan Art Galleries, Inc.,
Metropolitan Jersey Finance & Mortgage Co.,
Metropolitan Memorial Founders, Inc.,
Metropolitan Theatre Co.,
Metro Silk Mills, Inc.,
Metuchen Radio Shop,
Metuchen Tile Company, Inc.,
Meyer Realty Company,
Meyler and Collins Co.,
M. Feldman,
M. Goldstein & Sons, Inc.,
M. Gussaroff, Inc.,
M and H Silk Finishing Co., Inc.,
Miami-Biltmore Dress Shoppes, Inc.,
Michael Lynch Construction Co.,
Mickle & Corson, Inc.,
Middlesex Building Co.,
Middlesex Bus Owners Association,
Middletown Development Co.,
Mid State Press, Inc.,
Mikle & Gerndt, Inc.,
Milady's Beauty Shoppe,
Milbar Investment Corp.,
Military Park Mortgage & Investment Corporation,

Milki-Choc. Co., Inc.,
Millburn-Maplewood Finance Co.,
Miller Building and Contracting Co.,
Miller Home Co.,
Miller Owen Electric Co.,
Millington Clay Products Corporation,
Mill Road Poultry Farm,
Millville Home Supply Co., Inc.,
Minch Bros.,
Miner-Edgar Co.,
Minute Man Publishing Co.,
Mitchell Silk Co.,
Mitchell's, Inc.,
Mittie A. Waters Co.,
M. J. Smith, Inc.,
M. and L. Amusement Corporation,
M. L. K. Realty Corporation,
M. L. R. Co.,
M. L. Weston, Inc.,
M & M Machine & Boiler Co.,
M. M. R., Inc.,
M & M Service Co.,
M. M. & Z. Corporation,
Model Building Co.,
Model Plan Agency,
Modern Barber Shop & Beauty Parlor Co.,
Modern Battery Service, Inc.,
Modern Bus Co.,
Modern Home Appliance Corporation,
Modern Restaurant, Inc.,
Mohawk Provision Company,
Mohawk Textile Mills, Inc.,
Mohme Aero-Engineering Corporation,
Molding Products Corporation,
Monarch Holding Company,
Monarch Laundry Service,
Monarch Products Co., Inc.,
Monitor Car and Body Company,
Monitor Park Realty Co.,
Monitor Park Theatre Co.,
Monitor Piece Dyeing and Finishing Co.,
Monmouth Collection & Rating Agency, Inc.,

Monmouth County Auto Co.,
Monmouth Duco Refinishing Co., Inc.,
Monmouth Electric Refrigerating Corporation,
Monmouth Engineering Company,
Monmouth Paint and Supply Company, Inc.,
Monmouth Refrigerating Co.,
Monmouth Washed Sand and Gravel, Inc.,
Monmouth Woodworking Company, Inc.,
Monogram Silk Mills, Inc.,
Monoxo Corporation,
Monroe-Hillside Realty Co.,
Montauk Realty Company,
Montclair Shirt Co., Inc.,
Montgomery Holding Corporation,
Montgomery Lumber Co.,
Monticello Natatorium Co., Inc.,
Monticello Park Holding Co., Inc.,
Montofice Investment Company,
Montridge Construction Company, Inc.,
Monument Hardware and Auto Accessory Co.,
Moore Holding Co.,
Moore & Hutton Construction Company, Inc.,
Moorestown Club Estates, Inc.,
Moorestown Gardens Realty Company,
Moore & Warren, Inc.,
Mopsik Construction Company, Inc.,
Moran Cutler Co., Inc.,
Morgan Lumber & Supply Co.,
Morgenweck, Inc.,
Morlap Realty Co.,
Mormack Realty Co.,
Morning Clock Co., Inc.,
Morningside Avenue Realty Corporation,
Morrelland Realty Co.,
Morrilton Cotton Mills,
Morris-Chelsea Realty Co.,
Morris County Motors, Inc., No. 2,
Morris and Essex County Land Co.,
Morris Glass & Shade Shop, Inc.,
Morris, Miller and Mulhearn, Incorporated,
Morristown Battery & Garage Co.,
Morristown Duco Refinishing Co.,

Morristown Soda Water Co.,
Mortgage Clearing Corporation of New Jersey,
Mortgage Equities Corporation,
Morton D. Lantz Company,
Mostaccio Construction Company, of Newark, New
Jersey,
Motor Sales Co. of Paterson,
Motor Vest, Inc.,
Motor Wheel Sales Co., Inc.,
Mott Garage, Inc.,
Mountain Amusement Co., Inc.,
Mountain Crest Park,
Mountain Development Co.,
Mountain Holding Co.,
Mountain Park Corporation,
Mount Freedom Transportation Co.,
Mount Holly Express Co.,
Mt. Holly Park Development Co.,
Mt. Holly Villas Syndicate,
Mt. Prospect Avenue Corporation,
Mt. Sinai Lodge Holding Co., Inc.,
Mt. Vernon Construction Co.,
Mt. Vernon Holding Co.,
M. P. Realty and Construction Company, Inc.,
M. & R. Distributing Co.,
M. R. & M. Corporation,
M. Rochlin, Inc.,
Mrs. Ford and Mrs. Loeser,
M. R. Silverman, Inc.,
Mrs. Lang's Kandy Kitchen, Inc.,
M. Schindler & Co., Inc.,
M. S. F. Realty Co.,
M & S Realty Co.,
M. T. Richardson Co.,
Muehlhausen Cooperage,
Muir Board Co., Inc.,
Mullers Motors Co., Inc.,
Muller-Straub, Inc.,
Mullman Auto Service, Inc.,
Munch-Steinfeld-Cohen,
Mundia Realty & Construction Co., Inc.,
Municipal Bakery, Inc.,

Municipal Realty Co., Inc.,
Murray E. Harwin, Inc.,
Musconetcong Electric Company, Inc.,
Musconetcong Power Co.,
Musical Service Bureau, Inc.,
Muskee Sand Co.,
Mutual Association, Inc.,
Mutual Fuel Co. of Newark, Inc.,
Mutual Holding Co.,
Mutual Union Realty Co.,
M. & V. Motor Co.,
M. & W. Construction Co., Inc.,
Mydar Radio Company,
My Garage, Inc.,
My-Jell Co., Inc.,
Myra Silk Mills, Inc.,

Nankin Garden Restaurant Company, Inc.,
Nasagraco Realty Company,
Nash Dealers Associated, Inc.,
Nash Furniture Company,
Nash-McNaughton Motor Corporation,
Nash-Miller Motor Company,
Nassau Construction Company,
National Bankers Securities Co., Inc.,
National Building Institute, Inc.,
National Building Supply Corporation,
National Button Company,
National Case Goods Co.,
National Commissaries Corporation,
National Company,
National Engraving Company of New Jersey, Incorporated,
National Flue Cleaner Co.,
National Ice Cream Co.,
National Ink Ribbon Co.,
National Kocher Delicatessen Co.,
National Liquidating Corporation,
National Loan Association, Inc.,
National Milling Co.,
National Park Holiness Association,
National Premium Co.,

National Protective and Service Corporation,
National Real Estate and Construction Company,
National Reports Corporation,
National Security and Mortgage Co., Inc.,
National Sheet Metal Roofing Co.,
National Store Fixture Manufacturing Company,
National Tire Company,
National Underwriters Credits, Inc.,
National Union Service Company, Inc.,
National Upholstery Company,
Natural Gas Products Corporation,
Natwein Realty Co., Inc.,
N. B. R. Realty Co.,
Neary Trucking Co., Inc.,
Neighborhood Theatres, Inc.,
Nelson Hat Stores, Inc.,
Nestler & Nestler, Inc.,
Neswit Realty Co.,
Never Rip Garter Co., Inc.,
New Aluminum Wheel Corporation,
Newark Art Lamp Manufacturing Company,
Newark Asbestos Products Company,
Newark Automatic Restaurants Corp.,
Newark Coach Co., Inc.,
Newark Cutlery, Inc.,
Newark Electrical Works, Inc.,
Newark-Elmora Company,
Newark Ice Company,
Newark Marble Works,
Newark Mason Supply Co.,
Newark Medical Offices & Research Laboratories,
Newark Parcel Delivery Corporation,
Newark Paving Company,
Newark Pipe Cutting and Threading Company,
Newark Post-Graduate Hospital,
Newark Rug and Carpet Cleaning Company, Inc.,
Newark Sash & Door Co.,
Newark State Theatres, Inc.,
Newark Theatre Guild, Inc.,
Newark Typesetting Company,
Newark-Wolcott Company,
New Brunswick Cloak House, Inc.,
New Brunswick Laboratories,

New Brunswick Meat Market,
New Central Restaurant, Inc.,
New Famous Restaurant, Inc.,
New Home Building Company, Inc.,
New Jersey Appraisal and Adjustment Corporation,
New Jersey Art Stone Company,
"New Jersey Bookbinding and Printing Co.,"
New Jersey China Decorating Co.,
New Jersey Clock Company,
New Jersey Collection Bureau, Inc.,
New Jersey Credit Clearing House,
New Jersey Credit and Collection Service, Inc.,
New Jersey Denaturing Company,
New Jersey Drivurself Company,
New Jersey Engineering Construction Co., Inc., of
Camden, N. J.,
New Jersey Enterprise and Construction Co., Inc.,
New Jersey Enterprises, Inc.,
New Jersey Finance Service of Camden,
New Jersey Fire Adjusting Company,
New Jersey Food Company,
New Jersey Fur Cutting Company,
New Jersey General Agency Company,
New Jersey Hardwood Floor Company,
New Jersey Industrial Loan Company,
New Jersey Institute for Diabetes,
N. J. Motor Sales Co.,
New Jersey N S E Corporation,
New Jersey Package-Rapoport Delivery Co., Inc.,
New Jersey Parquet Flooring Co.,
New Jersey Pork & Products Co.,
New Jersey Pretzel Co.,
New Jersey Real Estate Association,
New Jersey Realty & Building Co., Inc.,
New Jersey Smoked Fish Company, Inc.,
New Jersey Steel Drum Corporation,
New Jersey Stock Yard Co.,
New Jersey Store Builders, Inc.,
New Jersey Supply & Provision Co.,
New Jersey Tie & Lumber Company,
New Jersey Tire Dealers Association,
New Jersey Tire Patch Co.,

New Jersey Veal and Mutton Company,
New Jersey Vending Corporation,
New Jersey White Rose Laundry,
New Lakewood Realty Company,
Newman Ave. Realty Corp.,
Newman & Lowy Beef Company,
Newman Realty Company,
Newman School,
New Marathon Lunch & Bakery Corporation,
New Montauk Auto Company,
New Packer House Restaurant, Inc.,
New Point Wrecking Co., Inc.,
New Process Multi Castings Co.,
New Rome Realty and Construction Company,
News-Leader Publishing Company, Inc.,
Newtex Silk Company,
New York Bakery, Inc.,
New York Bankers Securities Co., Inc.,
New York Bottlers Supplies Manufacturing Co.,
New York and Chicago Beef Co.,
New York City & Orange County Express Co.,
New York and New Jersey Clothing Transportation
Company, Inc.,
New York and New Jersey Motor Coach Co., Inc.,
New York Wire and Spring Company,
N & F Corporation,
Nibur Construction Co.,
Nice and Schreiber Company,
Nicholas Realty Co., Inc.,
9c. to 99c. Stores, Inc.,
1926 Realty Corporation,
Nine South Broad Street Realty Company,
96 Broad Street Holding Company, Inc.,
Nitram Products Co.,
Nival Realty, Inc.,
N. Levin & Son, Inc.,
Noark Products Co.,
No-Draft Ventilator Company,
Noemi Construction Company,
Nomolos Realty Corp.,
Non-Pareil Engineering Co.,
Noreg Real Estate Co.,

Norfolk Service & Garage, Inc.,
Normandy Beach Construction Co.,
Norman L. Green, Inc.,
Norris Development Co.,
North American Finance Corporation,
North American Mortgage Co.,
North American Phonograph Company,
North Arlington Construction Company, Inc.,
North Bergen Development Co.,
North Broad Hardware Co.,
North Eastern Rubber Company,
North End Realty Company,
North Haledon Farmers' Exchange.
North Jersey Coast Investment Company,
North Jersey Oil Burner Company,
North Pitman Holding Company,
North Realty Company,
North Shore Bus Corporation, Inc.,
North Side Building Co., Inc.,
North Side Realty Company,
Northside Recreation Center,
Northern Jersey Realty Holding Company,
Northern New Jersey Bond & Mortgage Corporation,
Northern New Jersey Holding Company,
Northern New Jersey L. A. W. Corporation,
Northern New Jersey Securities Corporation,
Northern Valley Block Company,
Northern Valley Building Corporation,
Norton Smelting & Refining Corp.,
Norwood Construction Company,
No-Tarnish Products Corporation of New Jersey,
N. P. Z. Skooter Company,
N. S. Jacobus & Co.,
Nudru Company,
Nutley Contracting Co.,
Nutley Home Builders,
Nutley Model Laundry, Inc.,
Nutt and McFadden, Incorporated,
Nu-Way Factory Service,
Nye Construction Company,
Nyhame, Inc.,

Oak Construction Co.,
Oak Tree Home Builders, Inc.,
O. A. S. Quality Bedding Co., Inc.,
Obroc Realty Company,
Ocean Avenue Hotel, Incorporated,
Ocean Candy Corporation,
Ocean City Gable Development Co.,
Ocean City Properties, Inc.,
Ocean County Laundry Co.,
Ocean Front Realty Co.,
Ocean Park,
Ocean Service Motor Co.,
Ocean Shores Realty Corp.,
Ocean View Hotel, Inc.,
Ocean View Investment Society,
Ogden Street Realty Corporation,
Ohio Construction Company,
Ohsie Construction Company,
Oil, Heat & Power Co.,
Oil-Heat System of Bergen County, Inc.,
O. Kanouse Realty Company,
O. K. Electric Supply Company, Inc., No. 1,
O. K. Holding Company,
O. K. Household Supply Co.,
O. K. Realty Company of Perth Amboy, N. J.
Okyl Co.,
Olber Chemical Co.,
Old Colony Company, Incorporated,
Old Monk Corporation,
O'Leary Lumber Co.,
Olsen Clay Products Co.,
Olson & Co., Inc.,
Olympia Realty Co.,
Olympic Garage, Inc.,
182-184 First Avenue, Inc.,
109-111 New Street, Inc.,
131 Parkview Terrace Corporation,
139 Washington St., Inc.,
102 North Fifth Street Corp.,
1 to 7 Noll Place, Inc.,
"1154" Holding Company,
Opera Amusement Co.,

Opportunity Corporation,
Oradell Homes Company, Inc.,
Oradell Realty Corporation,
Orange Avenue, Cranford, Inc.,
Orange Crush Bottling Co., Inc., of Long Branch, New
Jersey,
Orange Live Poultry Market, Inc.,
Orange Lunch Car Co., Inc.,
Orange & Madison Realty Co.,
Orange Mattress Manufacturing Company, Inc.,
Orange Metal Products Co.,
Orange Mower & Tool Works,
Orange West Orange Bus Company, Inc.,
Orcutt & Company,
Oriental Apartments, Inc.,
Original Economy House Furnishing Co., Inc.,
Oriole Transportation Co.,
Orpheum Theatres, Inc.,
Orth and Coan, Inc.,
O & S Realty Co.,
Otis Cranberry Co.,
Otto Fessler & Co.,
Outrie Estates, Inc.,
O. V. C. Thrift & Investment Co. (Inc.)
Overbrook Realty Company,
Overland Realty Company,
Ownership Realty Co., Inc.,
Owmmor Company, Inc.,
Oxford Apartments, Inc.,
Oxford Garage, Inc.,

Paciana Corporation,
Pacific Despatch,
Packers Products Corporation,
Pagano Realty Co.,
Paint Rock Coal Company,
Pakenham Bus Co.,
Palace Broad Silk Company,
Palace Holding Corporation, Inc.,
Palcanis Construction Corporation,
Palchar Realty Company,
Palgrove Company,

Palisade Bus Co.,
Palisade Holding Corporation,
Palisade Investment and Realty Corporation,
Palisade Properties, Inc.,
Palisades Building Corporation,
Palisades Cliffs Company,
Palisades Mortgage Company,
Palisade Waist Company,
Palmax Auto Corporation,
Pan-American Vegetable Oil Company,
Pan-Organic Corp.,
P. A. P. Corporation,
Paradise Amusement Company,
Paradise Vegetarian & Dairy Restaurant, Inc.,
Paragon Electric Corporation,
Paragon Holding Company,
Paramount Adjustment Bureau, Inc.,
Paramount Cloak and Suit Company, Inc.,
Paramount Clothiers,
Paramount Coat Company, Inc.,
Paramount Holding Company,
Paramount Leather Goods, Inc.,
Paramount Sales Company,
Parbor Realty Company,
Paris Holding Company,
Park Attractions, Inc.,
Park Avenue Buildings, Inc.,
Park Avenue Garage, Inc.,
Park Avenue Holding Company,
Park Construction Co.,
Park & Dodd Finance Corporation,
Parker Construction Company,
Park Hill Homes Company,
Park Lane Apartments of Englewood, Inc.,
Park Place-Centre Corporation,
Park Ridge Fellowcraft Realty Company,
Park Royal Company,
Parkside Realty and Development Company,
Park View Building Company,
Parkview Construction Company,
Parkview Manor Corp.,
Parkway Development Company,

Parkway Drug Shop,
Participating Coal Company,
Pascack, Incorporated,
Pascack Investment Company,
Pasco Farms Corporation,
Passaic Auto Exchange, Inc.,
Passaic-Bergen Coldak Co., Inc.,
Passaic Bergen Contracting Company,
Passaic Bergen Transportation Company,
Passaic County Yellow Cabs, Inc.,
Passaic Finance & Credit Corporation,
Passaic Homes Company,
Passaic Ideal Russian Bath,
Passaic Iron Works, Inc.,
Passaic-Maitland Company,
Passaic Metal Ceiling Company,
Passaic Paige Sales Co., Inc.,
Passaic Park Realty Co., Inc.,
Passaic Sightseeing Corporation,
Passaic Underwear Co., Inc.,
Passaic Warehousing Co., Inc.,
Passaic Worsted Spinning Co.,
Patchel & Pfeiffer, Inc.,
Paterson Air Loom Company,
Paterson Auto Laundry Company, Inc.,
Paterson Blue Print & Supply Company,
Paterson Furniture Company,
Paterson, Garfield, Lodi Bus Co., Inc.,
Paterson-Hackensack Transit Company,
Paterson Model Laundry Company,
Paterson National Realty Company,
Paterson Peerless Corporation,
Paterson Radio Company, Inc.,
Paterson Upholstery Company,
Patrick J. McGlynn Company,
Patube Radiator Company,
Paul Construction Company,
Paul Motors, Inc.,
Paul Richard Construction Company,
Paul's Garage, Inc.,
P. B. Sign Company,
Peacock Beverage Company,
Pearl Silk Company,

Pearsall-Thompson Company,
Pearson Construction Company,
Peckelis, Inc.,
Pedemod of Detroit, Inc.,
Pedrick Developments, Inc.,
Pee Bee Realty Company,
Peerless Billiard Products, Inc.,
Peerless Building & Construction Company,
Peerless-Englewood Company,
Peerless Finance and Mortgage Corporation,
Peerless Investment Company,
Peerless Oil Company, Inc.,
Peggy Chapeaux, Inc.,
Peggy, Inc.,
Peninsula and Northern Navigation Company,
Peninsula Oil Co., Inc.,
Penn-Jersey Amusement Company,
Penn Jersey Cut Cast Stone Company,
Penn-Jersey Foundry Corporation,
Penn-Jersey Oil Company,
Penn-Mar Hotel Company,
Pennsylvania Development Company,
Pennsylvania Graphite Company,
Pennsylvania Mills Corporation,
Pennsylvania Oil & Equipment Company,
Penn Woolen Company, Inc.,
Peoples' Bus Service, Inc.,
Peoples Glass Company,
Pepitone Real Estate Corporation,
Pepo Oil Burning Equipment Company,
Perdoley Company, Inc.,
Perfection Building Company,
Perfection Yarn House, Inc.,
Perkmar Toiletries,
Permex Corporation of America,
Perrier Finance Corporation,
Perry Corporation,
Personal Service Garage,
Perth Amboy Construction Company,
Perth Amboy Manufacturers' Transportation Co.,
Perwood Realty Company,
Peter C. Jensen, Inc.,

Peterson, Inc.,
Petroleum Engineering Company,
Petro-Jersey Corporation,
Petronaci & Vinvi, Inc.,
Petshaft Realty Co., Inc.,
Petty Laboratories, Inc.,
P. F. Dorn, Inc.,
P. G. S. Realty Company,
Phelps-Wyman, Inc.,
Pheno-Bromate Chemical Company,
Phial Plush Mills, Inc.,
Philadelphia-Asbury Park Coach Co., Inc.,
Philadelphia Steel and Wire Company,
Philadelphia Vinegar Company,
Philipp Ostermayer Holding Corp.,
Phillipsburg Silk Company,
Philo Products, Inc.,
Phil's Bike Shop., Inc.,
Phoenix Corporation,
Phoenix Mortgage Company,
Photo-Abstracting Company,
P. H. Realty Company,
Piano Motors Corporation,
Piccadilly Shirt Company,
Pierce Bros., Inc.,
Pikers' Club, Inc.,
Pine Brook Hotel,
Pine Brook Stage Company,
Pine-Crest Developers, Inc.,
Pine Grove Stock Farm,
Pinehurst Developing Company,
Pinelake Development Corporation,
Pineless & Welger, Inc.,
Pineoil Remedy Company,
Pine Street Patents Company,
Pioneer Investment Company,
Pioneer Service, Inc.,
Pioneer Sightseeing Bus Corporation,
Piping Rock Corporation,
Pitman Lawns, Inc.,
Pitt Realty Company,
Pittston Industrial Alcohol Company,

Plainfield Auto Electric Service, Inc.,
Plainfield Cigar Company, Inc.,
Plainfield Dress Manufacturing Co., Inc.,
Plainfield Hardware Company, Inc.,
Plainfield Realty Wall Paper Supply Company,
Planetary Realty Company,
Plaza Lunch, Inc.,
Plaza Park Realty Company,
Plaza Theatre Corporation of New Jersey,
P. L. Bergoff, Inc.,
Pleasant Mills Development Co.,
P. & L. Realty Company,
Plymack & Paskow Credit Jewelries, Inc.,
Plymouth Rock Squab & Poultry Farm, Inc.,
P. M. Tire Service, Inc.,
Poe Construction Co., Inc.,
Pohatcong Power Company,
Polish Amusement Co., "Teatr Nowosci, Inc.,"
Polk Realty Corporation,
Pollock Realty Company,
Polow Realty Co., Inc.,
Popular Construction Co.,
Port Amusement Company,
Portaupeck Development Corporation,
Porter-Smith Company,
Port Manufacturing Co.,
Port Realty Corporation,
Pot Pourri Theatre Studio, Inc.,
Potter Corporation,
Powhatan Colony Company,
Pratt Reduction Company,
Premier Agency,
Premier Beverage Company,
Premier Cleaners & Dyers Co.,
Premier Domestic Water Supply Co.,
Premier Dyeing Co., Inc.,
Premier Food Shops, Inc.,
Premier Oil and Gasoline Supply Company,
Price Construction Company,
Price's Men Store, Inc.,
Primo Laboratories, Inc.,
Prince Land Co., Inc.,

Prince Merritt Park Syndicate, No. 1, Inc.,
Princeton Restaurant, Inc.,
Private Garages, Inc.,
Process Laboratories, Inc.,
Professional Building Corporation,
Professional Building of Hackensack, Inc.,
Professional Radio Corporation,
Profit-Sharing 5-10-25c. and Up Department Store,
Progressive Construction Company, Inc.,
Progressive Land and Construction Company,
Progressive Macaroni Company,
Prospect Realty Construction Corp.,
Protective Finance & Security Corporation,
Protective Fuse Plug Corporation,
Provident Motors, Inc.,
Prudence Title and Mortgage Investment Company,
Prudent Builders, Inc.,
Prudential Construction Co., Inc.,
Prudential Electric Co., Inc.,
Public Finance Company,
Public Food Markets, Inc.,
Public Investment Corporation,
Public Service Automobile Owner's Association, Inc.,
Public Service Cleaners & Dyers, Inc.,
Puget Sound Electric Railway,
P. U. Green Painting and Decorating Co., Inc.,
Pulaski Land Company,
Pullen Construction Company,
Pumo Construction Company,
Pumping Equipment Company,
Pure Food Delicatessen Bakery & Dairy, Inc.,
Pure Meat Products Co., Inc.,
Pure White Steam Laundry Co., Inc.,
Puritan Line, Incorporated,
Puritan Meat Markets, Inc.,
Purity Cross Model Kitchens, Inc.,
Purity Products Co., Inc.,
Pyramid Building Association, Inc.,

Quaker City Realty Corporation,
Quaker Industrial Alcohol Corporation,
Quakertown Recreation Club,
Quakertown Silk Company,

Quality Curtain Cleaning Co.,
Quality Meat Market,
Quality Motor Parts, Inc.,
Quality Shop of Toms River, Inc.,
Queen City Company,
Queen Lilo Manufacturing Co.,
Quincy Realty Co.,
Quinn & Finneran, Inc.,

Radel, Inc.,
Radioceive Manufacturing Co.,
Radio Research Laboratories of New Jersey,
Radium Laboratories, Inc.,
Ragner Hasselgren Realty Co.,
Rahway Homesteads Company,
Rahway Housing Corporation,
Rahway National Association,
Ralph Realty Company,
Ramapo Company,
Ramapo Valley Realty Company,
Rankin Park Builders, Inc.,
Rankin Realty Co.,
Raritan Fur Company,
Raritan Furniture Company,
Raritan Terminal Developing Co., Inc.,
Ratner Tailoring Co., Inc.,
Rayan Real Estate Co.,
Ray Construction Corporation,
Raycraft Textile Mills,
Ray Realty Co., Inc.,
Ray Wagner, Inc.,
R. B. Buffington Co., Inc.,
R. B. H. Construction Co., Inc.,
R. & B. Produce Co., Inc.,
R & B Realty Corporation,
R. C. U. Construction Co.,
Reade Theatres Co. of Asbury Park, N. J.,
Reading Braid and Trimming Co.,
Readington Textile Company,
Rea Land Company,
Realart Company, Inc.,
Real Estate Bureau of Bergen County, Inc.,

Real Estate and Search Company,
Realistic Game and Toy Corporation,
Realtors' Holding Corporation,
Realty Associates, Inc.,
Realty Improvement Company of Camden, N. J.,
Realty Investment Company,
Realty Owners Corporation,
Realty Owners Investing Co., Inc.,
Reclo Textile Corporation,
Record Realty Company,
Redler Realty Associates, Inc.,
Red Poppy Mfg. Co., Inc.,
Reed Company,
Regal Realty Company, Inc.,
Regent Silk Mills,
Regis Realty Company,
Regna Construction Company,
Rein Motor Company,
Reliable Business Exchange Co.,
Reliable Cloak Company of Camden,
Reliable Loan and Realty Company, Inc.,
Reliable Quilt Shop,
Reliable Service Stations, Inc.,
Reliance Construction Company,
Reliance Damp Wash Laundry, Inc.,
Reliance Development Company,
Reliance Plumbing & Heating Co.,
Remington Oil Engine, Inc.,
Renee, Inc.,
Renovating Company,
Renreow Realty Co.,
Rensol Mfg. Co.,
Reo Kearny, Inc.,
Republic Finance Co.,
Republic Land Co.,
Reservation Building Co.,
Reservation Estates, Inc.,
Resort Land and Investment Co.,
Results Collection Agency,
Rex Realty Company,
Rex Theatre Corporation,
Reynbow Realty Co.,

R. F. Willis & Bro., Inc.,
Rhode Island Dollar Cleaners, Inc.,
Rialto Theatres, Inc.,
Rialto Theatre-Westfield, Inc.,
Richard, Inc.,
Richard Prettyman & Associates, Incorporated,
Richard S. Egbert, Incorporated,
Richman Building Co.,
Richmond The Clothier, Inc.,
Ricker & Kuebler, Inc.,
Ridgefield Park Housing Corporation,
Ridgely Heater Company,
Ridge Realty Co.,
Ridgewood Center Building Corporation,
Ridgewood Gardens Corporation,
Riebe Ball Bearing Co., of N. J.,
Rieger's, Inc.,
Rio Construction Co.,
Rip Van Dam Co.,
Rite-Way Service,
Ritz Cafeteria,
Ritz Investment Company,
Riveredge Building and Construction Co.,
Riverside Drive West Corporation,
Riverside Garage, Inc.,
Riverside Park Association,
Rivers and Streams,
Riviera Florist, Inc.,
R. K. H. Realty Co., Inc.,
R. K. Realty Company,
R. L. Bonham Co.,
R. L. Queen Hotel Co.,
R. M. Bressler, Inc.,
R. N. and H. Valentine Co.,
R. & N. Realty and Mortgage Co.,
Robbins & Cleland Corporation,
Robbins Photo Service, Inc.,
Rovenbre Realty Co.,
Robert Brewster, Inc.,
Robert Finance Company,
Robert G. Harry, Inc.,
Robin-Hood Amusement Corporation,

Robinson, Burton & Co.,
Robinson Home Building Corporation,
Rochester Clothes Shop, Inc.,
Rockaway Contracting Co.,
Rockaway Lakes Construction Co.,
Rockaway Valley Park, Incorporated,
Rodger Bros., Inc.,
Roger C. Rice Co., Inc.,
Rogers Eagle Grinding Machine Co.,
Roice Electric and Radio Co.,
R. O. L. Co.,
Rolling Plumbing & Heating Co.,
Roma Apartments, Inc.,
Roman Bread Co.,
Roman Ornamental Metal Co., Inc.,
Roman Realty and Construction Co.,
Rome Investment Corporation,
Roofing, Plumbing & Heating Supplies Co., Inc.,
Roosevelt Apartments of Rahway, New Jersey, Inc.,
Roosevelt Boulevard Corporation,
Roosevelt Pants Company,
Rose Art Decorating Co., Inc.,
Rose-Berg Building Corp.,
Roseland Construction Co.,
Roseland Corporation,
Roseland Realty Company,
Roselle Auto Supply & Tire Company, Inc.,
Roselle-Linden Realty Co.,
Roselle Variety Store, Inc.,
Roseman Realty Co.,
Rosemont Hall,
Rosenberg, Inc.,
Rosen Construction Company, Inc.,
Rosen's Hats, Inc.,
Rosenthal Construction Co.,
Roseville Realty Company,
Rosewood Place Realty Corporation,
Rosner Corporation,
Ross and Decker, Inc.,
Rosendale-Reddaway Belting and Hose Co.,
Ross-Garrett Corporation,
Ross Holding Corporation,

Ross and Republic Marble Company,
Ross Wall Paper Chain Stores, Inc.,
Ross Wholesale Corporation,
Rotary Guide Advertising Corp.,
Rothman & Davis Co., Inc.,
Rothmen Hotels Corporation,
Roweho Realty Corp.,
Rowe-Williams, Inc.,
Roxy Amusement Co.,
Roxy Drug Co.,
Royal Airways, Inc.,
Royal Court, Inc.,
Royal Distributing Company,
Royal Electric Company,
Royal Film Corporation,
Royal Furniture Shoppe, Inc.,
Royal Loan Co.,
Royal Merchandise Corporation,
Royal Motor Coach Company, Inc.,
Royal Palace Hotel Company,
Royal Pants Co., Inc.,
Royal Service Stations, Inc.,
Roykin Realty Co.,
R. and R. Handkerchief Co.,
R. S. Christie Co.,
R. & S. Realty and Construction Co.,
Rubin Construction Company,
Rubin Fishkin Company, Inc.,
Rugby Square Development Corporation,
Rumson Inn,
Russian Eagle Restaurant, Inc.,
Russ Realty Co.,
Rvoe Realty Co.,
R. Waddington and Sons,
R. W. Miller, Inc.,
Rymsha and Company,

Saddle River Land Company,
Safe Carbon Preventative Company,
Safe Fire Oil Burner Company,
Safe Investment Company,
Safety Bumper Co.,

Safety Gas Stove Lock Company, Inc.,
Sagee Productions, Inc.,
Sageta Corporation,
St. Leonards Apartment Co.,
Sal Byrne Realty Company, Inc.,
Sales Finance Company of New Jersey,
Sam Levy, Incorporated,
Samuel Bater, Jr., Incorporated,
Samuel Fischer, Inc.,
Samuel Kislak, Inc.,
Samuel L. Litzie, Inc.,
Sandberg Home-Builders, Inc.,
Sanders Overland-Knight Co., Inc.,
Sandford & Reuter, Inc.,
Santangelo & Son Realty Company, Inc.,
Santa Ninfa Realty Company,
Sarco Company of New Jersey,
S. & A. Realty Corp.,
Savol Company,
Sav-T-Heating Sales Co.,
Sayreville & Parlin Home Laundry Co., Inc.,
Sbaraglio-Gesuelli Company, Inc.,
S. & B. Stores,
S. & C. Amusement Corp.,
S. & C. Credit Co.,
Schatzman Realty Co., Inc.,
Scheer, Inc.,
Scheerer-Morris Realty Co.,
Scheur James Corporation,
Schley Construction Co., Inc.,
Schlossberg & Gluckman, Inc.,
Schmick Manufacturing Co.,
Schoonmaker Land Company,
Schwartz and Nagle Co.,
Schwartz & Rosenbaum, Inc.,
Schwartz, Sobelson & Stern, Inc.,
Schweitzer-Stickler, Inc.,
Schwing & Henchy, Inc.,
Scot Lane Mills, Inc.,
Seaboard Building & Construction Co.,
Seaboard Mortgage Company,
Seacoast Development Company, Inc.,

Seacoast Lumber Company,
Sea Hawk Realty Corporation,
Sea Isle City Development Corporation,
Sea Isle City Land Improvement Company,
Sea Isle Construction Co.,
Sears Construction Co.,
Seashore Development Company,
Seashore Limousine Service, Incorporated,
Seashore Lunch Co.,
Seashore Service Laundry,
Seaside Development Company,
Sea-Side National Realty Co.,
Sea View Realty Company, Inc.,
Secaucus Labor Lyceum, Inc.,
Second United Construction Corp.,
Security Clothes, Inc.,
Security Investment Realty Company,
Security Loan Society,
Security Mortgage Co.,
Seeman Milk & Cream Co.,
S. & E. Estates, Inc.,
Segal's Paint & Supply Co.,
Seiler & Whiteley, Inc.,
Seiter-Hellman-Young, Inc.,
Selbrandt Realty Corporation,
Select Delicatessen, Inc.,
Select Haberdashery, Inc.,
Select Shop, Inc.,
Seltzer Co.,
Semels Company,
Seminole Investment Co.,
Seminole Realty Co.,
Semon Realty Co.,
Senate Improvement Co.,
Seneca Realty Company,
Senf Brothers Co., Inc.,
Service Diner, Inc.,
Service Electric Co., Inc.,
Service Laundry Company, Inc.,
Service Lumber & Supply Company,
Service Realty Company,
Serv-U-Beef Company, Inc.,

Serv-U Supply Co.,
Seven Mile Beach Mortgage Co.,
790 Clinton Ave., Inc.,
Sevilla Drug Store, Incorporated,
Seymour Buechler Co., Inc.,
Seymour & Fox, Inc.,
Seymour Garage, Inc.,
S. Feather Co.,
S. Fischgrund, Inc.,
S. & G. Construction Co.,
Sgoda Securities Corporation,
S. G. Salls, Incorporated,
S. G. S. Construction Corporation,
Shanley Holding Corp.,
Shark Fishing Club, Inc.,
Shark River Land Co.,
Shattan & Wolgel, Inc.,
Shaw Bedding Co., Inc.,
Shaw Realty & Investment Co.,
S. & H. Baking Company, Inc.,
S. & H. Construction Co., Inc.,
Sheldon-Weber Construction Company,
Sheppard Building, Incorporated,
Sheridan Construction Co.,
Sheridan Land Co.,
Sherman Lumber Co., Inc.,
Shields, Durlach & Dietzmann, Inc.,
Shop of Homemade Dainties, Inc.,
Shore Corporation,
Shoreham Hotel Company,
Shore Hardware Company, Inc.,
Shore Hardware and Furniture Co.,
Shore Properties, Inc.,
Shreve Electric Wire Co.,
Sico Realty Co.,
Sidwood Laboratories, Inc.,
Siegle Realty Corporation,
Sigar Realty Co.,
Silk City Hosiery Company,
Silver Credit House,
Silvio Pennell Company,
Simpson Construction Co.,

Singac Oil Co.,
Singer's Art and Novelty Shop,
Sipp Company, Incorporated,
Siragusa & Karp,
Siro Laboratories, Inc.,
614 Communipaw Avenue, Inc.,
Sixth Ward Holding Co.,
S. J. Duntile and Concrete Products Corporation of
New Jersey,
S. Kamm, Inc.,
S. & K. Decorating Co., Inc.,
Skiler's Laboratories, Inc.,
Slaff Holding Co.,
Slaff Realty Co.,
S. Leech (Incorporated),
S. Levine & Sons, Inc.,
S. L. Migel & Co., Inc.,
Sloane Realty Co.,
Slott Realty Company, Inc.,
Slovak Construction Co., Inc.,
S. L. V. Company, Inc.,
S. Minkov & Son., Inc.,
S. & M. Investment Corp.,
Smith and Frith, Inc.,
Smith J. Housel Realty Co.,
Smith & MacAllister Co.,
Smokers' Products, Inc.,
Snappy Leather Goods,
Snyder Hotel Corporation,
Society's Land Company,
Solgo, Incorporated,
Solon Automobile Body Manufacturers,
Solosan Sales Corporation,
Soloway Bros., Inc.,
Somerset Builders Incorporated,
Somerset Garage, Inc., No. 1,
Somerville Fur Company,
Somerville Woolen Mills,
South Bergen Realty Company,
South Branch Power Co.,
South Broad Investment Co.,
South Coast Oil Company,

South End Realty Co.,
South Maple Construction Co.,
South Parkway Development Company,
South Paterson Furniture Co.,
South Plainfield Realty Co.,
South River Clothing Corporation,
South River Five and Ten Cent Store, Inc.,
South Jersey Brick Works,
South Jersey Cloak & Suit Co., Inc.,
South Jersey Macaroni Manufacturing Co., Inc.,
Southern Farm Products, Inc.,
Southern Gardens, Inc.,
Southern New Jersey L. A. W. Corporation,
Spartan Electric Corp.,
Specialty Brassiere Co.,
Speir Brothers, Inc.,
Spinello Excavating Company,
Spingarn Bros.,
Splitdorf Electrical Company of New York,
Spray Beach Hotel Company,
Springfield Avenue Billiard Parlor, Inc.,
Springfield Construction Company,
Springfield Paint & Supply Co.,
Spring Land and Improvement Company of West
Hoboken, N. J.,
Spruce Investment Corporation,
Spruce Realty & Mortgage Co.,
S. P. Sulo, Incorporated,
Square Deal Building Co.,
Square Deal Real Estate Investment Co.,
Square Publishing Co., Inc.,
S. Rowland Co.,
S. & R. Realty Co.,
S. Santillo, Inc.,
S. & S. Caterers, Inc.,
S. S. Costume Co., Inc.,
S. S. Johnson, Inc.,
"Staats & Company,"
Stacy Trent Motor Sales Corporation,
Stadium Building Corporation,
Stadium Holding & Finance Corporation,
Stagg Bros., Inc.,

Stahl Construction Co., Inc.,
Standard Abrasive Co.,
Standard Blower and Manufacturing Co.,
Standard Bottlers' Supply Co., Inc.,
Standard Building Material Co.,
Standard Building & Realty Company,
Standard Electric Company of New Jersey,
Standard Embroidery Co.,
Standard Equipment Co., Inc.,
Standard Flooring Co.,
Standard Garage Corporation of New Jersey,
Standard Golf Ball Corporation,
Stanley Silk Dyeing Company,
Stanley Style Shop,
Stanley-Wheeler Company,
Staple Holding Company,
Star Auto Radiator Co.,
Star Bakers,
Star Beef & Provision Co.,
Star Bus Company,
Star Construction Co.,
Star Diners, Inc.,
Star Land & Improvement Co.,
Star Loan Co.,
Starloid Manufacturing Co.,
Star Newark Motors, Inc.,
Starr Construction Co., No. 1,
State Corporate Agency,
State Development Corporation,
State Realty Associates of New Jersey, Inc.,
States Corporation,
State Store Builders,
State Tile and Marble Company, Inc.,
Steadfast Corporation,
Steam Appliance Corporation,
Steemoil Burner Corporation,
Stegman Contracting Company,
Stegman, Inc.,
Steinberg Bros., Inc.,
Steinberger Trucking Co., Inc.,
Steiner Valle Co., Inc.,
Stelton Products Corporation,

Stephen B. Harrison, Incorporated,
Sterling Development Co., Inc.,
Sterling Holding Co.,
Sterling Merchandise Co.,
Sterling Roofers of New Jersey,
Stern & Son,
Sternwell Realty Company,
Steurwald & Sturgis, Inc.,
Stevenson's Restaurant, Inc.,
Stewart Realty Co.,
Stitzer Hotel Co.,
Stonart, Inc.,
Stone House Holding Co., Inc.,
Stoner Corporation,
Stone Tire Service, Inc.,
Stonhell Realty Company,
Stout's Incorporated,
Strand Realty Co.,
Strasil Realty Co., Inc.,
Strasser Automatic Golf System, Inc.,
Stratford Shops, House of Gifts, Inc.,
Strauss Advertising Corp.,
Strengs Piece Dyeing & Finishing Co.,
Strong Supply Co., Inc.,
Strunk Realty Corp.,
Sturdy Manufacturing Co.,
Sturm's, Inc.,
Stuyvesant Arms, Inc.,
Stuyvesant Holding Company,
Stuyvesant Investment Co.,
Suburban Builders Company,
Suburban Building & Development Co.,
Suburban Developments Corporation,
Suburban Rapid Transit Co.,
Suburban Realty Company,
Suburban Realty & Investment Co.,
Succasunna Sand and Gravel Corporation,
Success Amusement Company,
Success Construction Co.,
Suckno Stairbuilding Company,
Sudbury Realty Corp.,
Sullivan and Walsh, Inc.,

Sullivan-Wilhelm Company,
Summerfield Homes Corporation,
Summit Dyeing Company,
Summit Finance & Loan Corp.,
Summit Investment Company,
Sun Cloak Co., Inc.,
Sun Ray Oil Burner Corporation,
Sunridge Farm, Inc.,
Sunrise Construction Co., Inc.,
Sunshine Fruit Co., Inc.,
Sunshine Panama Hat Co., Inc.,
Sunshine Realty Company,
Superior Building Co.,
Superior Butter & Egg Co., Inc.,
Superior Construction Co., Inc.,
Superior Face Brick Co.,
Superior Land Development Co.,
Supertex Silk Mills, Inc.,
Supreme Cab Co.,
Supreme Land Development Co., Inc.,
Supreme Oilburner Co.,
Sure Investment Co., Inc.,
Surplus Trading Corporation,
Swan's, Inc.,
S. & W. Garage,
S. & W. Investment Co.,
Sycamore Realty Company,
Sylvania Investment and Finance Company,
Sylvester Brothers, Inc.,
Synagogue and Hebrew Educational Center Building
Corporation of West New York,
Syndicated Factories, Inc.,
Syndicate Realty Company,
S. Z. Construction Co., Inc.,

Tanner Corporation,
Tan-Stag Poultry Breeders, Inc.,
Tappan Construction Company,
Tarter Realty and Finance Corporation,
Tastwell Products Company,
Taubman's of N. J.,
Taylor Engraving and Manufacturing Co.,

New Jersey State Library

Taylor Homes, Inc.,
Taylor & Manahan,
Taylor & Manahan, Inc.,
Teaneck Construction Company,
Teaneck Tavern, Inc.,
Teddy Tints, Inc.,
Tell Construction Company,
Telman Realty Company,
Tel Oviv Realty Company,
Temperature Maintenance, Incorporated,
Temple Realty Company,
Temple and Romanow, Inc.,
Temple and Sheridan Holding Corporation,
Tempo Realty Company,
Ten Eyck Brothers, Inc.,
Terminal Corporation,
Tersor Development Company,
Terzi Brothers, Inc.,
Textile Aerographing Corporation,
Textile Silk Throwing Company,
T. Ferraro & Company, Inc.,
Thacher Motor Service Corporation,
Theo. A. Leber, Inc.,
Thevas & Katsifis, Inc.,
Third Ward Holding Company,
Third Ward Realty Estate Co., Inc.,
Thirty-Two Broad Street, Inc.,
Thirty Two South Munn Avenue Corp.,
Thomas B. Layden, Inc.,
Thomas Chevrolet Co., Inc.,
Thomas and Company,
Thomas F. Harkins, Inc.,
Thomas Graham Company,
Thomas Hoolko, Incorporated,
Thomas J. Koury Building Corporation,
Thomas Johnson, Inc.,
Thompson's Garage, Inc.,
Thompson Trucking Company,
Thomson Construction Co.,
341 Jackson Avenue, Inc.,
300 Harrison Street, Inc.,
369 Roseville Avenue Corp.,

Tibboel's Sussex County Egg Market,
Tichenor-Williams, Inc.,
Tidey Thermostat Co., No. 2,
Tiffany Boulevard Company,
Tiffons, Inc.,
Tiger Realty Company,
Tileston Electric Co.,
Tip Top Realty Corporation,
Tip Top Sandwich Co., Inc.,
Tire & Battery Service, Inc.,
Tire Service & Supply Co., Inc.,
Titan Engineering & Construction Co., Inc.,
Titan Mercantile & Realty Co.,
Tivoli Beauty Palace,
T & L Home Builders,
Toasty Shops, Inc.,
Tocano Building Company,
Todd Process Stone Co.,
Tompkins Realty Corporation.
Torridoor Power Light & Heating Company of
America,
Torwill Construction Company,
Totowa Heights Realty Company,
Totowa Transportation Company,
Tower Building Company,
Tower-Lenox, Inc.,
Town Realty Company,
Townsend Manufacturing Co.,
Trachtenberg Novelty Company,
Traders' Coal Company,
Traders Holding Corporation,
Traders Investment Company of New Jersey,
Traffic & Safety Signal Company,
Transoceanic Export & Import Co., Inc.,
Travelling Stores Corporation of America,
Travers Land Co., Inc.,
Treacy Realty Company,
Tremont Construction Company,
Trenton Automotive Collateral Company,
Trenton Fruit Company,
Trenton Glass Company,
Trenton Hardware Company,

Trenton Hosiery Mills,
Trenton Rendering Company,
Trenton Sign Advertising Company,
Trenton Sugar Exchange,
Trenton Trapshooting Association, Incorporated,
Triangle Baking Company,
Triangle Grocery Company, Inc.,
Triangle Homes Corporation,
Tri-Chemical Company,
Tri-County Investment Corporation,
Tri-County Transportation Company,
Trinity Realty Company, Inc.,
Trio Leather Goods Co., Inc.,
Trio Silk Co., Inc.,
Tri Parte Manufacturing Co.,
Tripoli Realty Company,
Tri-State Klean-Rite Auto Laundries, Inc.,
T. Roux and Company,
Troy Corporation,
Troy Silk Co., Inc.,
Trumansburg Textile Corporation,
Tryumf Industrial Corporation,
Tumbling Dam Park, Inc.,
Tunnel Gasoline Service, Inc.,
Tunnel Holding & Investment Co.,
Twelve Hundred Nine Pacific Avenue Corporation,
20th Century Concrete Block Company,
25 North Harrison Street Corporation,
#21 Market Street Company,
Twin Boro Motors Company, Inc.,
Twin City Realty Co.,
Twin States Sand and Gravel Co.,
229 Club, Incorporated,
Tybon Corporation,
Typist Line Guide Company,

Ubaldi Construction Co.,
U Drive Auto Livery,
Ulrich & Endres Co., Inc.,
Ulster Improvement Corporation,
Ultimate Realty Co.,
Uman & Zeitlin, Inc.,

Umbrella Silk Corporation,
Uneeda Orange Drink Co.,
Union Ave. Construction Co., Inc.,
Union Brick Company, Inc.,
Union Broom Manufacturing Co.,
Union City Laundry Service, Inc.,
Union City Mortgage Purchasing Co.,
Union County Flying Club, Inc.,
Union County Pickle Works, Inc.,
Union Electric Construction and Equipment Company,
Union Fit-Rite Clothing Co.,
Union Food Products Co.,
Union Home Bakery,
Union Lighting Fixture Co.,
Union Lot Association,
Union Office Supply Co., Incorporated,
Union & Overlook Realty Co., Inc.,
Union Plumbing Supply Co.,
Union Realty Bond Co.,
Union Station Realty Co.,
Union Towing Service, Inc.,
Union Wholesale Grocery Co.,
Unique Service Clock, Inc.,
United American Home Builders Corporation,
United Auto Laundry Systems, Inc.,
United Building Company,
United By-Production Co., Inc.,
United Carpet Co.,
United Construction Company,
United Dairy & Delicatessen Store, Inc.,
United Drive It Yourself of New Jersey,
United Economy Fish Company,
United Electric Radio Company,
United Ice Companies of Trenton, New Jersey,
United Motor-Inns Corporation,
United Radio Corporation,
United Realty & Development Co.,
United Restaurant, Inc.,
United Sand and Gravel Corporation,
United Sanitary Laundry Corp., Inc.,
United Shoe Companies, Inc.,
United Silver Novelty Corporation,

United Spinning, Polishing & Nickle Plating Co.,
United Steam Laundry, Inc.,
United Tire Stores Company,
United Title and Mortgage Co.,
United Underwriters Agency, Inc.,
United Utilities, Inc.,
United Wrecking Co.,
United States Bankers Securities Corporation,
United States Fire Control Service,
U. S. Home & Construction Co., Inc.,
U. S. Label Company,
U. S. Realty & Investment Company,
U. S. Ribbon Company, Inc.,
U. S. Shoe & Boot Co.,
U. S. Smokers Association, Inc.,
United States Stores Corporation,
United States Taximeter Corporation,
United States Thread Company, Inc.,
Unity Development Co.,
Unity Mercantile & Realty Company,
Universal Casket Company,
Universal Credit and Supply Co.,
Universal Detective Agency,
Universal Development Corporation,
Universal Feed & Milling Company, Inc.,
Universal Lacquer Co.,
Universal Nipple Works, Inc.,
Universal Paper and Speciality Co.,
Universal Specialty Co.,
Unterman Realty Company,
U. S. A. Corporation,
Useful Item Corporation,
Useful Products Co.,
Utilities Sales Corporation,

Vacca Realty Co., Inc.,
Vacuum Control Carburetor Co., Inc.,
Vail-Burke Garages, Inc.,
Valcin Realty and Construction Co.,
Valentine & Nadig, Inc.,
Valley View Golf Club, Inc.,
Vandar Holding Company,

Van Doren Realty Co. (No. 1),
Van Dyke Drapery Shops, Inc.,
Vanlen Realty Corporation,
Van Ness and MacPherson, Inc.,
Van-Russ Company,
Van Wagenen Construction Co.,
Variety Box Lunch and Sandwich Corporation,
Veles G. Z. Janos & Co., Inc.,
Venice Construction Co.,
Venice Home Builders, Inc.,
Venice Realty Co.,
Ventnor Heights Construction Co.,
Ventnor Heights Improvement Co.,
Ventnor Heights Land Association,
Ventnor Villas Construction Company,
Verona Home Sites Development Co., Inc.,
Verona Park Land Co.,
V. H. C. Products Co., Inc.,
Victoria Amusement Co.,
Victoria Amusement Enterprises, Inc.,
Victor Mfg. Co., Inc.,
Victor Sand Co.,
Victor's Restaurant,
Victory Building Corporation,
Victory Sash and Door Company,
Victory Tea Company,
Vindicator Realty Co.,
Vineland Ladies Garment Co.,
Vineland Police Dog Kennels, Inc.,
Vineland Shoe Co.,
Vineyard Farms Co.,
Vin Realty Co.,
Virginia Dare Shores, Inc.,
Vi-Tal-Itty Products Corp.,
Vital Sales Company of N. J.,
Vixen Tool Company,
Vogue Jewel Shop, Inc.,
Volotone Company,
Von Tobel Co.,
Vulcan Realty Corporation,

W. A. G. Realty Co., Inc.,
Wa-Ha-no-no Park Corporation,
Wahl Sales Co., Inc.,
Wah Shang Co.,
Wainright Pharmacy, Inc.,
Wainwright Realty Co.,
Walcott Construction Company,
Wallace Construction Company,
Wallace, Zelff and Company, Inc.,
Wallington Leather Manufacturing Co.,
Walsh & McGee Steel Co.,
Walter G. Howard Co., Inc.,
Walters Printing Co.,
Warner Drug Co., Inc.,
Warranty Real Estate Co.,
Warren County Aviation Co., Inc.,
Warren Felter, Inc.,
Warrington Corporation,
Washington Amusement Corporation,
Washington Cloak and Suit Co., Inc.,
Washington Heights Realty Corp.,
Washington Laundry,
Waste Products Co.,
Waters Brothers Coal Co.,
Watson Cab Co., Inc.,
Waverly Holding Co.,
Wayside Service Co.,
W. C. Fishburn, Inc.,
W. D. Ettinger and Associates,
W. & D. Leather Goods Co.,
Wealth Home Builders, Inc.,
Weaver Development Corporation,
Weber Motors Co.,
Weber Motors Corporation,
Weber Realty Co.,
Webmont Farms, Inc.,
Weck Construction Co., Inc.,
W. Edward Gowen, Inc.,
Weeden & Schoenlank, Inc.,
Weequahic Construction Co.,
Wehmann Bros., Inc.,
Weisfeld and Cohen Clothing Co.,

Weisinger Realty Co.,
Weiss, Lowe, Inc.,
Well-Built Homes Construction Co.,
Well Made Dress Co., Inc.,
Wellworth 5, 10 to \$1.00 Stores, Inc.,
Wendel Construction Co.,
Wentz Electric Products Co.,
Wesp Building Company, Inc.,
West Atlantic City Development Co.,
West Caldwell Realty Co.,
West End Confectionery,
West End Ice Plant Co.,
West End Realty Company, Paterson, N. J.,
West Essex Publishing Corporation,
West Jersey Development Co.,
West Jersey Sand and Supply Corporation,
Westside Cement Construction Co.,
West Side Chemical Charcoal Company, Inc.,
Westfield Hardware Co., Inc.,
Westfield Home Builders Association,
Western Coal and Coke Co.,
Westmont Shore Co.,
West Newark Frame & Screen Co., Inc.,
Westney Realty Corporation,
Weston Trucking and Forwarding Co.,
West Shore Development Co.,
Westville Construction Co.,
Westwood Amusement Co., Inc.,
Westwood Realty Company of Long Branch,
Westwood Realty & Mortgage Co.,
Westwood Theatre and Realty Corporation,
Wexler Construction Co.,
Wexvola Realty Co., Inc.,
Wheat Fruit Cereal Co.,
Whippany Cinder Co.,
Whitehead Real Estate Co.,
White Horse Investment Co.,
Whitehouse Estates,
Whitehouse Holding Corporation,
White Manufacturing Corporation,
Whites B. B. Company,
White Star Service, Inc.,

White Store, Inc.,
White Way Corporation,
White Way Land Company,
Whitey's, Inc.,
Whitman Realty Co.,
Wholesale Distributing Co., Inc.,
Wholesale Jobbing Co.,
Widescope Camera Co.,
Wildwood Holding Co.,
Wildwood Motors, Inc.,
Wildwood Pine Corporation,
Wildwood Realty Co.,
Wildwood Search Co.,
Wiley-Crawford Co.,
Willars, Inc.,
Willbert Motor Co.,
Wm. A. Brown and Co.,
William A. Schorb Tile Co.,
Wm. B. Loudenslager Co.,
William Burke and Sons, Incorporated,
William C. Sutcliffe, Inc.,
Wm. E. Young, Inc.,
Wm. F. Hoth's Sons, Inc.,
Wm. Greisheimer Lumber Co., Inc.,
William Harold Kennedy, Inc.,
William H. Heller Co.,
Wm. Myerson Upholstering Company, Inc.,
William T. Lins, Inc.,
William West Company,
Williams and Davis, Inc.,
Williams Packing Company,
Williams Realty Company,
Williamson Construction Co.,
Willow Bleaching & Dyeing Co.,
Willow Provision Company,
Wills Sainte Claire Company of Monmouth County,
Wilshire I-on-A Co., of New Jersey,
Wilson Furniture Co., Inc.,
Winchester and Muhlberg, Inc.,
Window Cleaning Company of Newark, N. J., Inc.,
Windsor Court Corporation,
Windsor Lime Co.,

Winhirl Holding Co.,
Winsett Company, Inc.,
Wittenberg Manufacturing Co.,
W. J. Co., Inc.,
W. J. Medero & Co., Inc.,
Wolf Construction Co.,
Wolfert Company,
Wolf Silk Co.,
Wolf Supply Company, Inc.,
Wonder Bargain Store,
Wonder Graining Corporation,
Wonder Silk Shop Corporation,
Woodbridge Development Co.,
Woodbridge Fire Brick Company,
Woodbridge Motor Sales, Inc.,
Woodbury Company of New Jersey,
Woodbury Heights Homesite Co.,
Woodbury Heights Land Development Co., Inc.,
Woodside Box & Lumber Company,
Woodside Land Co.,
Wood Warehouse Company,
Workingmens Construction Co.,
Workingmen's Co-operative Construction Co.,
Workmen's Building Co., Inc., of Union County,
World Detective Service of New Jersey, Inc.,
World Marble Terminal, Inc.,
Worthy Holding Company, Inc.,
W. P. G. Cigar Factory, Inc.,
W. and R. Realty Company,
W. R. W. Manufacturing Co.,
W. S. Dunn and Co., Inc.,
W. S. P. Jewelry Co.,
W. T. Cox, Inc.,
W. W. Vanderclute, Architect, Inc.,

Yadkowsky Agency,
Yellow Cab of Passaic,
York Avenue Land Co.,
York Construction Co., Inc.,
Yorkship Building Co.,
Young Brothers,

Young and Hedden, Inc.,
Your Home Builders, Inc.,

Zahler Construction Co.,
Zenith Clothing Manufacturing Co.,
Zenorini Realty Co.,
Zito Construction Co.,
Z & R Construction Co.,
Z and R Radio Co.,
Zsolnay, Wiener and Marton, Inc.,
Z. and S. Stores, 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 thirteenth day of January, [SEAL.] A. D., one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:
JOSEPH F. S. FITZPATICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, April 6th has been set aside for the annual observance in this country of Army Day, and

WHEREAS, This observance has been sponsored by the Military Order of the World War and by the New Jersey Department of the Reserve Officers Association, as is evidenced by a resolution adopted at their Convention last January, and

WHEREAS, These organizations are composed of ex-service men who in times of national emergency responded to the call of 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

MONDAY, 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 places of every kind, the national colors as an evidence of patriotism and interest in our Regular Army, the National Guard of New Jersey, and the Reserves.

In thus proclaiming Army Day, I have a full appreciation of the desires of all people, including the Army itself, to do away with all war, but believe that a proper consideration of the requirements of the National defense calls for the continued maintenance of those almost insignificant forces included in the Army of the United States, which may in time of emergency be needed as a nucleus around which to organize our defenses.

Given under my hand and the Great Seal of the State of New Jersey, this thirtieth day of [SEAL.] March, in the year of Our Lord one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:
JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

By a joint resolution of Congress, May first has been designated as National Child Health Day. It has been customary for the Governor of the State to call attention to the designation of May first as Child Health Day, and to emphasize the importance of devoting the necessary attention and moneys for safeguarding the health and well being of our future citizens.

New Jersey has taken its place with the States of the Union to give each child a chance to be born well and to remain well. While there is reason for gratification in the results obtained, we are conscious of the great amount of work that still needs to be done properly to protect the life and health of every child. While the work for the protection of the child must go on steadily under expert organization, it seems desirable to direct attention of the whole State to the child on this day. In the words of President Hoover:

"If we could have but one generation of properly born, trained, educated and healthy children, a thousand other problems of government would vanish. We would assure ourselves of healthier minds in more vigorous bodies, to direct the energies of our Nation to yet greater heights of achievement. Moreover, one good community nurse will save a dozen future policemen."

THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, do hereby proclaim

FRIDAY, MAY FIRST,

as

CHILD HEALTH DAY,

and do invite and urge all people to participate in the celebrations and to co-operate with those agencies which are working for the conservation and welfare of our children and our State.

Given under my hand and the Great Seal of the State of New Jersey, this twentieth day of April, in the year of Our Lord one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

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 virtue 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 twenty-ninth day of June, A. D. 1931, at seven o'clock P. M. (standard time).

Given under my hand and the Great Seal of the State of New Jersey, this twenty-second day of June, A. D. one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor.

By the Governor:

JOSEPH F. S. FITZPATRICK,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
THE SENATE OF NEW JERSEY.

WHEREAS, Francis B. Davis, was, at the general election held in the month of November, one thousand nine hundred and twenty-nine, elected by the voters of the County of Gloucester to represent said county in the Senate of this State and subsequently did qualify as such Senator and after such election and qualification did, on the twenty-second day of April, one thousand nine hundred and thirty-one, resign the office of Senator, thereby causing a vacancy to exist in the Senate of this State,

THEREFORE, I, MORGAN F. LARSON, Governor of the State of New Jersey, and I, JOSEPH G. WOLBER, President of the Senate of the State of New Jersey, pursuant to law and to a resolution duly adopted by said Senate, do hereby issue this proclamation directing an election to be held according to the laws of the State of New Jersey in said county on Tuesday, the third day of November, one thousand nine hundred and thirty-one, for the purpose of electing a Senator for said county to fill the vacancy caused by the resignation of the said Francis B. Davis.

[SEAL.] Given under our hands and the Great Seal of the State of New Jersey, this twenty-second day of April, in the year of Our Lord one thousand nine hundred and thirty-one, and in the Independence of the United States the one hundred and fifty-fifth.

MORGAN F. LARSON,
Governor

JOSEPH G. WOLBER,
President of the Senate.

By the Governor:

JOSEPH F. S. FITZPATRICK,
Secretary of State.

Decrees of Dissolution

(1387)

Decrees of Dissolution

IN CHANCERY OF NEW JERSEY

In pursuance of Chapter 185 of the Laws of 1896, copies of decrees of dissolution of the charters of the following corporations have been filed in the office of the Secretary of State:

<i>Name</i>	<i>Filed</i>
Industrial Laundries, Inc.	June 24, 1930.
National Butchers Co.	Dec. 30, 1930.
Universal Finance Corporation	Dec. 31, 1930.
Chemical & Dye Corporation	Jan. 6, 1931.
Hiller Publishing Co.	Jan. 15, 1931.
Fraternal Order Beavers, Inc.	Jan. 17, 1931.
Jersey City Preparatory School	Jan. 26, 1931.
Roman Gardens, Inc.	May 15, 1931.
The Franklin Damp Wash Laundry	June 9, 1931.
Mogil & Rose, Inc.	July 8, 1931.
Ajax Cleaners, Inc.	July 9, 1931.
Passaic Wimsett Thrift Company	July 9, 1931.
The Riedell Corporation	July 9, 1931.

Change of Corporate Title of Municipalities

(1391)

Change of Corporate Title of Municipalities

In pursuance to law, the following changes of corporate titles of municipalities have been filed in the office of the Secretary of State:

"The Borough of Riverside," Bergen County, has changed its name to "Borough of River Edge," filed December 5, 1930.

"The Inhabitants of the Township of Hanover in Morris County," has changed its name to "The Township of Hanover in the County of Morris," filed January 10, 1931.

"The Inhabitants of the Township of Brick" has changed its name to "Township of Brick," filed April 4, 1931.

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:

At a special election held in Hillboro Township, in the County of Somerset, on April 18, 1929, "An act to incorporate the Borough of Manville in the County of Somerset," was adopted. Filed September 11, 1930.

At a special election held in the Township of Teaneck, Bergen County, on September 16, 1930, "The Municipal Manager Form of Government Act," was adopted. Filed September 22, 1930.

At a special election held in the Borough of Keansburg, the Manager Form of Government was adopted. Filed January 24, 1931.

At a special election held in the City of Brigantine, Atlantic County, on February 3, 1931, "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" was adopted. Filed February 5, 1931.

At a special election held in the Township of Cedar Grove, Essex County on February 10, 1931, "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," was adopted. Filed February 14, 1931.

At a special election held in the Town of West New York, Hudson County, on April 7, 1931, "An act relating to, regulating and providing for the government of

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cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," was adopted. Filed April 9, 1931.

At a special election held in North Bergen Township, Hudson County, on April 7, 1931, "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," was adopted. Filed April 10, 1931.

At a special election held in the Township of Bethlehem, Hunterdon County, "An act to annex a portion of the Township of Bethlehem in the County of Hunterdon to the Borough of Hampton in the County of Hunterdon," Chapter 250, 1931, was adopted. Filed June 4, 1931.

At a special election held in the Township of Wyckoff, Bergen County, on June 9, 1931, "An act to annex to the Borough of Midland Park, part of the Township of Wyckoff, in the County of Bergen," was adopted. Filed June 12, 1931.

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