

LAWS—NEW JERSEY  
1926

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# · ACTS

OF THE

## One Hundred and Fiftieth Legislature

OF THE

STATE OF NEW JERSEY

AND

## Eighty-second Under the New Constitution



1926

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

THOMAS F. MARTIN,

*Secretary of State.*



MEMBERS  
OF THE  
**One Hundred and Fiftieth Legislature**  
OF NEW JERSEY

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<i>Burlington,</i>	EMMOR ROBERTS.
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<i>Middlesex,</i>	MORGAN F. LARSON ( <i>President</i> ).
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<i>Morris,</i>	FRANK D. ABELL.
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7

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<i>Warren,</i> .....	ELMER C. LOCKARD.



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# L A W S

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# ACTS

PASSED BY THE

## One Hundred and Fiftieth Legislature

### CHAPTER 1.

An act authorizing the appointments of chaplains in the fire and police departments in cities of the first and second class of this State and fixing their titles and compensation.

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

1. In all cities of the first and second class of the State of New Jersey, the board of commissioners or other officer or officers having charge and control of the fire and police departments, respectively, in any of the cities of the first and second class, are hereby empowered to appoint one or more chaplains as the service may require to the fire and police departments, respectively, of such cities of the first and second class.

Chaplains in  
fire and police  
departments in  
certain cities.

2. Any person or persons appointed as chaplains under the provisions of this act must be a duly and regularly ordained clergyman or clergymen in good standing in the religious bodies from which he or they may be selected.

Qualifications.

3. All chaplains appointed under the provisions of this act shall become members of the uniformed forces, and chaplains appointed in the fire department shall rank as battalion chiefs except as to salary, and the chaplains so appointed to the police department shall rank as captain, except as to salary; and said chaplain or chap-

Rating and  
rank.

Appropriation.

3. For the purpose of carrying into effect the provisions of this act the sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated, when included in any annual or supplemental appropriation act.

Approved March 2, 1926.

### CHAPTER 3.

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

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

Joint action  
by counties  
and State as to  
road work.

1. It shall be lawful for any county of this State to enter into written agreement with the State Highway Commission of the State of New Jersey, to share in the cost of the construction, repair and maintenance of any State highway or any portion thereof, or any highway that may hereafter become a State highway, or any portion thereof, and all work incident thereto, as the said word "work" has been defined by an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen, and all supplements thereto and amendments thereof. Such county may raise its proportionate share of such cost in accordance with the provisions of any law providing for road improvement or maintenance. Upon approval by the said State Highway Commission of the certificate of the inspector and engineer in charge of the work that the same has been satisfactorily completed in whole or in part according to contract, drawings and specifications, the disbursing officer of said county shall pay its share of the

Proportional  
cost.

Payment by  
county.

whole or partial cost thereof according to the terms of said agreement, to the State Treasurer, to the credit of the State Road Fund.

2. This act shall take effect immediately.

Approved March 2, 1926.

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#### CHAPTER 4.

An Act to incorporate the "Borough of Eatontown," in the county of Monmouth.

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

1. The inhabitants of the township of Eatontown, in the county of Monmouth, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of Eatontown," and shall be governed by the general laws of this State relating to boroughs. Corporate name.

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

Beginning in the middle of Monmouth road where the same is intersected by the middle of Turtle Mill brook, said beginning point being in the north line of the borough of West Long Branch; thence running (1) along the middle of said Monmouth road and in a northerly direction to the middle of the Long Branch and Eatontown boulevard; thence (2) along the said boulevard and in a northwesterly direction to the middle of Main street leading to Oceanport; thence (3) along the middle thereof and in a northeasterly direction a distance of about six hundred feet more or less to a point where the middle of Monmouth road if extended in a northerly direction would intersect the same; thence (4) in a northerly direction following the prolongation of the middle of Monmouth road and in a northerly direction to the middle of Lafetra's brook and to the

north line of the township of Eatontown; thence (5) in a westerly direction along the middle of Lafetra's brook and the present Eatontown township northerly line to the middle of Hope road, and to the present westerly line of Eatontown township; thence (6) along the middle of said Hope road and in a southerly direction to the middle of Tinton avenue; thence (7) along the middle thereof and in an easterly direction to the middle of the continuation of Hope road; thence (8) along the middle thereof and in a southerly direction following the present Eatontown township westerly line to the middle of Cranbury brook and to the southerly line of Eatontown township; thence (9) along the middle of said Cranbury brook and the southerly line of Eatontown township to the middle of Whale Pond road and the westerly line of the borough of West Long Branch; thence (10) along the middle of Whale Pond road and in a northerly direction and continuing along the westerly line of the borough of West Long Branch to the middle of Turtle Mill brook; thence (11) along the middle thereof and in an easterly direction to the middle of Monmouth road and the place of beginning.

Referendum.

Special election.

Notice given.

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



partially written and partially printed, and upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

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

Form of  
ballot.

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

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

Marking  
ballot.

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

Such election shall be held at the time and places so appointed and shall be conducted by the officers of the election districts of said township of Eatontown, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the township committee of the township of Eatontown of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Election how  
conducted.

Returns.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the boards of registry

Registry.

- and election of the said township of Eatontown which conducted the general election next preceding the holding of such election in said township in the election districts of said township of Eatontown, and for that purpose the said boards shall meet at such places within the said described territory and at such time as shall be designated by the clerk of the township of Eatontown at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Eatontown by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the boards of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said boards shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said boards that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Monmouth county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.
5. Immediately after the statement of the result of such election shall be made to the township committee of the said township of Eatontown, another copy of said statement, certified by the clerk of the township of Eatontown, shall be filed by him in the office of the county clerk of the county of Monmouth.
6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the
- Notice.
- New register.
- Separate affidavit.
- Statement filed.
- Special election to elect officers.

county of Monmouth, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place or places within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at a special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election districts of the said township of Eatontown, but no special form of ballot and no envelope need be used by any voter at said election. The registers of voters to be used at said election shall be the same as those used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Monmouth of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers

Notice given.

County clerk  
to provide  
ballots.Nominations  
by petitions.Election how  
conducted.

Registry.

Returns.

Terms of  
officers  
chosen.

of the said borough and shall continue in office until the first day of January following said special election, and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Approved March 8, 1926.

## CHAPTER 5.

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.

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

Terms of over-  
seers of poor  
in cities of  
first class.

1. Overseers of the poor in cities of the first class, appointed by the governing bodies upon resolution of said governing bodies, shall hold their office during good behavior and shall not be removed, discharged or reduced in pay or position except for inefficiency, incapacity, conduct unbecoming an employee or other just cause, and until the said officials shall have been furnished with the written statements of the reasons for such removal, discharge or reduction, and shall have been given a reasonable time to make written answer thereto. Nor shall such removal, discharge or reduction be made until the charge or charges shall have been examined into and found true in fact by the governing body of such municipality appointing the said overseer of the poor, at a hearing upon reasonable notice to the person charged, at which time he may be represented by counsel and offer testimony of witnesses or any other evidence in his own behalf.

Removal on  
charges.

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

Approved March 8, 1926.

## CHAPTER 6.

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

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

1. In aid of the prompt and economical construction of the bridge which the Port of New York Authority, hereinafter called the Port Authority, has been authorized to construct across the Hudson river, between Fort Lee on the New Jersey side and Fort Washington on the New York side (by chapter 41, laws of New Jersey, 1925, and chapter 211, laws of New York, 1925) there is hereby appropriated, subject to the limitations and conditions hereinafter set forth, the sum of (\$5,000,000) five million dollars, or so much thereof as may be requisitioned, out of any moneys in the State treasury not otherwise appropriated. The said sum shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury to the said Port Authority upon requisitions signed by the chairman of the said Port Authority, in five annual installments of (\$1,000,000) one million dollars each, the first installment to be available at any time during the fiscal year commencing in one thousand nine hundred and twenty-seven, and one other installment to be available at any time during each of the four succeeding fiscal years; *provided, however,* the State of New York shall, by appropriate legislation, agree and obligate itself to provide for the payment of

Repealer.

Appropriation toward Fort Lee bridge.

Amount.

Annual installments.

Proviso: like obligation by State of New York.

five million dollars, either in installments of one million dollars, payable over the period and in the manner aforesaid, or by providing funds which shall be available to the Port Authority contemporaneously with the amounts available hereunder in equal annual amounts or earlier; but nothing herein contained shall preclude the State of New York from exercising the option of providing such funds either by appropriations and/or out of any bond issue or issues authorized under the Constitution of the State of New York and/or by transfer of moneys subject to the control of the Legislature of that State. If the requisitions made in any one fiscal year shall not in the aggregate equal such installment of (\$1,000,000) one million dollars, the balance not requisitioned shall be available in any subsequent year during or after the said five-year period and in addition to any installment available during each year; *provided, however*, that after the first installment of the appropriation hereby made has been paid over to the Port Authority no subsequent installments shall be paid until the Port Authority shall have raised on its own obligations and have available for the construction of said bridge an amount of money equal to six times the amount of installments previously paid pursuant to this act, the intent of this proviso being that before payment of any installment hereunder, other than the initial one, money shall have been made available for the construction of the bridge from the obligations of the Port Authority in an amount at least equal to three times the amount of money paid over to the Port Authority pursuant to this act and to the legislation complementary hereto of the State of New York.

Payments by  
State of New  
York.

2. No part of the said appropriation made by the preceding section shall be payable unless and until the State of New York shall make available to the Port Authority an equal sum payable contemporaneously therewith, or earlier, the intent hereof being that each State shall cause to be paid over, or made available to the Port Authority in not more than five equal annual installments one-half of a total fund of (\$10,000,000) ten million dollars, to be available to the said Port Authority as an advance for the construction of the said bridge, and that the appropriation of the State of New Jersey is condi-

tioned upon the undertaking of the State of New York to provide its half of the said fund within such five-year period.

3. The moneys appropriated by this act shall be applied by the Port Authority to the construction of the bridge hereinbefore mentioned and purposes incidental thereto and to no other purpose whatsoever. The balance of the money needed for the construction of the said bridge and incidental purposes shall be raised by the Port Authority on its own obligations secured by the pledge of the revenues and tolls arising out of the use of the said bridge, all in accordance with the provisions of the laws authorizing and governing the construction and operation of the said bridge. As security for obligations so issued and the moneys so appropriated, the revenues and tolls arising out of the use of the said bridge shall be pledged to the repayment of the entire issue of bonds and other securities for the construction thereof, together with the interest, and the repayment of the moneys appropriated by the State; it being the declared policy of the State that the said bridge, so far as the payment of the bonds or other securities issued for the construction thereof, together with the repayment of the moneys advanced by the State, shall in all respects be self-sustaining; and the Port Authority shall charge and maintain revenues and tolls for the use of the said bridge until all bonds and other securities issued for the construction thereof shall have been paid, and until the moneys so as aforesaid advanced by the States of New Jersey and New York shall have been repaid.

4. The obligation for moneys so raised by the Port Authority on its own obligations for the construction of the said bridge and purposes incidental thereto shall constitute a lien upon the revenues and tolls therefrom in accordance with the terms and conditions of law and upon which such moneys are raised, and any right or claim of the State, including that arising out of the appropriation made hereby, shall be subordinated to such lien. The Port Authority shall, however, pay into the State treasury annually out of the revenues and tolls from the bridge, a sum equal to four per centum per annum upon the unpaid balance of the amount actually

Period.

Use of  
Moneys.

Raising bal-  
ance needed  
for bridge by  
bond issue.

Revenues  
and tolls  
pledged for  
repayment.

Bridge self-  
sustaining.

Charges con-  
tinued until  
bonds paid.

Bond a lien.

Payment to  
State treasury.

advanced to the Port Authority hereunder and applied to the bridge, as interest for that year, together with at least two per centum of the principal of such advance until the whole sum so advanced is repaid to the State; *provided*, that the Port Authority shall not make such payments until it shall have accumulated and only so long as and for the years in which it holds out of the tolls or revenues of such bridge or otherwise a reserve fund equal to ten per centum of its own obligations issued in relation to or for the construction of such bridge, over and above the sums required by the terms of such obligations to be set aside for amortization or a sinking fund, and unless in said year the tolls or revenues from the said bridge after the payment of all expenses for operation and maintenance are sufficient to satisfy the interest and other contractual requirements of said obligations; *and provided, further*, that such payment shall not be made into the State treasury unless there shall be available under the same conditions sufficient money to make payment on similar terms to the State of New York and that if there exists such surplus revenue but insufficient to make complete payment on such terms or conditions both to the States of New York and New Jersey, then such surplus revenue shall be prorated in accordance with the respective unpaid balances of the advances made by the two States and such prorated sum shall be paid into the State treasury in place and stead of the amount above provided, to be applied first upon the interest for the current year and the balance, if any, in reduction of principal. The intent hereof is that the Port Authority shall be required to and shall pay interest to the State upon such advances, and/or make payments on account of principal, only for the years when, and to the extent that, there shall be available on the conditions herein provided a surplus from the revenues or tolls for the payment of such interest and/or principal.

5. The State of New Jersey (the State of New York by appropriate legislation concurring herein) does pledge to and agree with those subscribing to the obligations issued by the Port Authority for the construction of said bridge and incidental purposes that the State will not

Proviso.

Proviso.

Surplus prorated.

Intent of act as to interest.

No competing bridge.



authorize the construction or maintenance of any other highway crossings for vehicular traffic of the waters of the Hudson river, between the two States in competition with the said bridge, nor will it limit or alter the rights now vested in the Port Authority to establish and levy such charges and tolls as it may deem convenient or necessary to produce sufficient revenue to meet the expense of maintenance and operation and to fulfill the terms of the obligations assumed by it in relation to such bridge until the said obligations, together with interest thereon, are fully met and discharged; *provided*, that such crossings shall be considered as competitive with the bridge across the Hudson river only if they shall form a highway connection for vehicular traffic between the two States across or under the Hudson river, south of the northerly boundary line of the State of New Jersey and a point opposite thereto on the New York side; except that a crossing may be authorized by the State in conjunction with the State of New York at a point in New Jersey opposite a point in the borough of Manhattan, State of New York, south of Sixtieth street on the New York side; *and provided, further*, that nothing herein contained shall preclude the authorization of such additional interstate crossings if and when adequate provision shall be made by law for the protection of those advancing money upon the obligations of the Port Authority for the construction of the bridge mentioned in paragraph one hereof or incidental purposes.

Proviso.

Proviso.

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

Concurring  
legislation a  
contract.

Portion of act  
quoted in bond  
issue as evi-  
dence of agree-  
ment.

shall become a contract between the State and the holders of the said bonds or other obligations.

Function of  
bridge and  
commission.

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

Bonds a legal  
investment.

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

Powers deemed  
additional.

9. Any powers herein granted to the Port Authority shall be regarded as in aid of and supplemental to and in no case as a limitation upon any of the powers vested in it by the States of New Jersey and New York and/or by Congress.

10. This act shall take effect immediately.  
Approved March 10, 1926.

## CHAPTER 7.

An Act to incorporate the borough of South Plainfield,  
in the county of Middlesex.

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

1. The inhabitants of that portion of the township of Piscataway, in the county of Middlesex, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of "The Borough of South Plainfield," and shall be governed by the general laws of this State relating to boroughs. Corporate name.

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

Beginning at a point where the boundary line between the city of Plainfield and the township of Piscataway intersects with the center line of West Seventh street; thence in a southwesterly direction along the center line of West Seventh street to its intersection with the center line of New Brunswick avenue; thence in a southerly direction and following the various courses of the center line of New Brunswick avenue, crossing the right of way of the Lehigh Valley railroad and of the Port Reading railroad to its intersection with the center line of the road leading from New Market to Stelton; thence in a southeasterly direction along the center line of the aforesaid road and following the various courses thereof to the intersection of said center line with the center line of the New Durham road; thence southeasterly along the center line of the aforesaid New Durham road to its intersection with the westerly boundary line of the township of Raritan; thence continuing in a northerly direction and binding on the aforesaid westerly boundary line of Raritan township to a point of intersection of said boundary line with the southerly boundary line of the city of Plainfield; thence binding on the southerly boundary line of the city of Plainfield in a westerly direction to the point of intersection of said boundary Boundaries of borough of South Plainfield.

line with the center line of West Seventh street the point and place of beginning.

Referendum.

3. This act shall take effect immediately, but shall not operate to effect the incorporation of the territory above described as a borough until its provisions shall have been submitted to and accepted by a majority vote of the qualified voters residing in the above-described territory at the time of the passage hereof, at a special election to be held within thirty days after the approval of this act, between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, at a place within the said territory, which time and place are to be fixed by the clerk of the township of Piscataway, in the county of Middlesex. The clerk of the said township of Piscataway shall cause public notice of the time and place of the holding of the said election to be given by advertisements signed by himself, and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed or written the proposition to be submitted to the voters with instructions in the following form:

Special election.

Notice of given.

Ballots.

Form of ballot.

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

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

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

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

Such election shall be held at the time and places so appointed and shall be conducted by the officers of the second, third and fourth election districts of said township of Piscataway wherein that portion of the foregoing described territory of the township of Piscataway is located, but no special form of ballot except as herein provided, and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the county clerk and the township committee of the township of Piscataway of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

4. The registers of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the boards of registry and election of the second, third and fourth election districts of the said township of Piscataway which conducted the general election next preceding the holding of such election in said township, and for that purpose the said boards shall meet at such places within said described territory and at such times as shall be designated by the clerk of the township of Piscataway at least one week preceding said special election. Notice of the time and places so designated for such meeting shall be given by the clerk of the township of Piscataway by posting notices thereof in at least five of the most public places in said described territory, at least five days prior to said meetings. Said meetings of the boards of registry and election for the making up of said new registers of voters shall begin at one o'clock in the afternoon and continue until nine o'clock of the

Election how  
conducted.

Returns.

Registry.

New register  
of voters.

evening of the day fixed for that purpose, and said boards shall insert in said new registers the names of all persons who are legal voters within said territory at the time of the passage of this act, and who shall appear in person before the respective boards and establish to the satisfaction of the majority of said respective boards that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said registers shall be mailed to the chairman of the county board of elections of Middlesex county, to be filed by said board, and one copy shall be retained for the use of said township boards of election at such special election.

Separate  
affidavits.

Special election  
to choose  
officers.

5. Within ten days after a copy of the statement of said election, as prescribed by section three hereof, shall have been filed with the county clerk of the county of Middlesex and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector, one constable and one justice of the peace to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on the day and at places within said territory, to be fixed by said county clerk; and of the time, places and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors, voting at such election, ballots, to be printed or written or partly written and partly

Notice given.

County clerk  
to provide  
ballots.

printed, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election registers used at the special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk and shall be conducted by the officers of the second, third and fourth election districts of the said township of Piscataway, but no special form of ballot and no envelope need be used by any voter at said election. The registers of voters to be used at said election shall be the same as those used at the special election provided for in sections three and four hereof. The officers holding said election shall make returns thereof to the county clerk of the county of Middlesex of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become officers of the said borough, and shall continue in office until the first day of January following said special election, and until other officers have been elected by the voters of said borough and shall have been qualified as required by law.

Nominations  
by petitions.

Election how  
conducted.

Registry.

Returns.

Terms of offi-  
cers chosen.

Approved March 10, 1926.

## CHAPTER 8.

An Act concerning cities of the second class of this State.

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

1. In every city of the second class of this State in addition to the other officers thereof, the mayor of said city, subject to the confirmation of the city council, shall

City engineer.

- Term. appoint a city engineer who shall be a duly licensed civil engineer and land surveyor of the State of New Jersey and who shall perform such duties as are or may be provided for by law or ordinance of said city, not in conflict with law; the said city engineer shall hold office for a term coextensive with that of the mayor of said city and the appointment of any city engineer heretofore made in any such city is hereby validated and confirmed.
- Exceptions to act. 2. This act shall not apply to any city having a board of public works, or to any city which shall be governed by a board of commissioners, or an improvement commission.
- Repealer. 3. All acts or parts of act inconsistent with this act are hereby repealed and this act shall take effect immediately.
- Approved March 10, 1926.

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## CHAPTER 9.

An Act to enable municipalities of this State to erect, maintain and operate radio broadcasting stations.

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

- Municipal broadcasting stations. 1. The governing body of any municipality may, by ordinance, provide for a municipal radio broadcasting station, through which to advertise its advantages; and may, in connection therewith, furnish musical, educational and other miscellaneous programs, either through its own agency or through remote controls installed by it within the limits of its municipal borders, or elsewhere.
- Contract for installation. 2. That the governing body of any municipality may enter into contract for the purchase or lease of equipment of all kinds necessary in the installation and operation of its radio broadcasting station; and may enter into contracts and leases with any person or persons, corporation or corporations, for remote control service, and



may enter into royalty contracts with musical, dramatic and periodical and newspaper, and other publishers, and such other contracts as may be necessary or convenient for the most effectual operation of a radio broadcasting station. Lease privileges.

3. To carry out the purposes of this act the governing body of such municipality shall have the power to issue bonds to pay the cost of such radio broadcasting equipment, including all necessary machinery connected therewith, the installation thereof, the buildings required to house the same, the furnishings and other equipment incidental to a complete broadcasting station and to provide funds for the maintenance and operation of such station. Provision to meet cost.

4. It shall be lawful in any such municipality having and operating a radio broadcasting equipment to sell or exchange such equipment for other radio broadcasting equipment and to devote the proceeds of any such sale to the purchase of new equipment. Disposing of equipment.

5. This act shall take effect immediately.

Approved March 11, 1926.

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## CHAPTER 10.

An Act to amend and change the title of an act entitled  
 "An act to enable counties, towns and boroughs to sell and convey or to lease public lands which are not used, needed or desirable for public purposes," approved April thirteenth, one thousand nine hundred and nine, as amended by chapter 136 of the Laws of nineteen hundred and ten.

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 is hereby amended and changed so as to read as follows: Title amended.

"An act to enable counties, towns and boroughs to sell and convey, or to exchange for other lands adapted New title.

to the public use for which they are designed, or to lease public lands which are not used, needed or desirable for public purposes."

2. This act shall take effect immediately.

Approved March 11, 1926.

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## CHAPTER 11.

An Act validating and confirming conveyances made to clubs, societies, associations or other bodies not intended to be incorporated for pecuniary profit prior to their lawful and proper incorporation.

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

Validating conveyance given by unincorporated society previous to incorporation.

1. Where any club, society, association or other body, although required by law to do so, has failed to execute, record and file a lawful and proper certificate of incorporation in the manner provided by an act entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto, until after the making, execution, and recording of any conveyance of real estate to or in favor of any such club, society, association, or other body, as grantee therein, every such conveyance of real estate shall be as valid and effectual in law as if made, executed and recorded to any such club, society, association or other body after the making, recording and filing of a lawful and proper certificate of incorporation under said act, and shall be as valid and effectual in law as if made to any such club, society, association or other body during the period of its lawful corporate existence; and the record of any such conveyance of real estate so made to any such club, society, association or other body prior to the proper and lawful making, recording and filing

Effect of record.

of its certificate of incorporation under said act as aforesaid, shall be of the same force and effect as if such conveyance or conveyances had been made, executed and recorded subsequently to the proper and lawful making, recording and filing of such certificate of incorporation; and the record of every such deed of conveyance shall be admissible as evidence as fully and completely for all purposes as if such deed of conveyance had been made and recorded during the proper and lawful existence of any such club, society, association or other body; *provided, however*, any such club, society, association or other body shall first make, execute and record and file a certificate of incorporation under said act entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto, under the corporate title named and set forth in such conveyance of real estate made prior to such incorporation; *provided, also*, that this act shall not apply to clubs, societies, associations or other bodies in this State incorporated prior to April twenty-first, one thousand eight hundred and ninety-eight.

Record admissible in evidence.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1926.

## CHAPTER 12.

An Act for the relief of Katherine A. Walsh.

WHEREAS, Daniel J. Walsh, a resident of the city of Trenton, and State of New Jersey, while a deputy keeper at the New Jersey State Prison, died as a result of a nervous shock resulting from his being attacked by prisoners at the New Jersey State Prison, during an attempted escape, on June twenty-seventh, one thousand nine hundred and twenty-four, which resulted in his death from a stroke of apoplexy, which he suffered July third, one thousand nine hundred and

Preamble.

**New Jersey State Library**

twenty-four, within six days after said assault, as a definite and decided result thereof; and

Preamble. WHEREAS, The said decedent left him surviving a widow, Katherine A. Walsh; and

Preamble. WHEREAS, Notice of the intention to apply for the passage hereof has been given as provided in the Constitution and statutes of this State; now, therefore,

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

Pension to be paid. 1. There shall be paid as a pension to the said Katherine A. Walsh, for the support of herself, from the treasury of this State, the sum of seventy-five dollars (\$75) per month. Such pension shall commence from the date of the death of the said Daniel J. Walsh and shall continue as long as she shall remain a widow.

2. This act shall take effect immediately.

Approved March 11, 1926.

### CHAPTER 13.

An Act providing for the appointment of chief clerks of criminal courts in cities of the first class having three criminal courts and defining their duties.

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

Chief clerk of criminal courts. 1. In any city of the first class of this State, in which three criminal courts have been established, each having a clerk, one of such clerks may be designated as chief clerk of criminal courts of said city.

Appointment. 2. Such appointment may be made by resolution of the governing body of any such city; *provided, however,* that no person shall be so appointed who has not regularly and duly served as a clerk of one of the said criminal courts for at least five years next preceding such appointment.

Proviso.

3. Such chief clerk shall be paid such salary as may from time to time be fixed by the said governing body, and such salary shall be paid at the same time and in the same manner as other salaries are paid by the said city; *provided, however*, that the salary of such chief clerk may be fixed by the said governing body without reference or regard to the salary paid to any of the other clerks of the criminal courts in said city. The salary so received by such chief clerk shall be in lieu of all other compensation.

Salary.

Proviso.

4. The said chief clerk shall have general supervision over the other clerks and deputy clerks of the criminal courts in such city. He shall continue to act as clerk of the court to which he has been appointed and have and exercise all of the duties, functions, powers, authorities, jurisdictions and prerogatives given by law to the clerk of said court. He shall have power to perform all of the functions of clerk of any of the criminal courts of such city in the absence of any such clerk, and at the request of the judge of any of the criminal courts in such city, the said chief clerk may sit in the place and stead of said judge, and the chief clerk so sitting shall have the same power and authority as the judge of the said court.

Duties and authority.

As acting judge.

5. Nothing herein contained shall be construed to affect in any way the term of office of any clerk or chief clerk of any municipality covered by this act, nor shall any provision herein make void or change any provision 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 hereof, nor any of the provisions of any other tenure of office act.

Construing act.

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

Repealer.

7. This act shall take effect immediately.

Approved March 11, 1926.

## CHAPTER 14.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, nineteen hundred and seventeen.

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

Additional  
State road.

1. The State Highway Commission shall, as soon as practicable, lay out for and as a part of the State Highway System the road leading from New Brunswick to Trenton, which said road is known as the Straight turnpike and also as Trenton and New Brunswick turnpike.

Repealer.

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

Approved March 11, 1926.

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CHAPTER 15.

An Act appointing a commission to purchase the Old Steuben Home in the borough of Riverside, Bergen county, making an appropriation for the purchase of the same and providing for the care and management thereof.

Preamble.

WHEREAS, There is in the borough of Riverside, in the county of Bergen, this State, a building which was occupied by General von Steuben, Inspector-General of the Revolutionary Army and military aide of George Washington, and which building was pre-

sent to General von Steuben in appreciation of his invaluable services, and

WHEREAS, By reason of the importance of General von Steuben to the cause of American Liberty, said building is a place of national significance, dear to the heart of every Jerseyman, it should be preserved.

Preamble.

#### OLD STEUBEN HOME; COMMISSION TO PURCHASE.

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 borough of Riverside, in the county of Bergen, this State, on which the building known as the Old Steuben Home is located. Said commission, when appointed, shall have power to purchase said property at a price not to exceed twelve thousand dollars.

Commission to purchase plot and house.

Allowance.

#### OLD STEUBEN HOME; APPROPRIATION TO PURCHASE.

2. The sum of twelve thousand 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 Old Steuben Home, 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.

#### OLD STEUBEN HOME; COMMISSION FOR CARE AND MANAGEMENT; APPOINT- MENT; POWERS.

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

Terms of commissioners.

Successors.  
Duties.

Reports.

open for public inspection; to permit the same to be occupied by such persons or societies as such 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.

4. This act shall take effect immediately.

Approved March 15, 1926.

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## CHAPTER 16.

An Act authorizing the State House Commission to acquire, by gift, grant, purchase, or condemnation, land in the city of Trenton, for the use of the State of New Jersey.

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

Additional  
land for State  
Capitol.

1. The Governor, Treasurer and Comptroller of the State of New Jersey, constituting the State House Commission of said State, are hereby authorized to acquire, by gift, grant, purchase, or condemnation, in the manner provided by an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of 1900)," or in any other lawful manner, in the name of the State, and for its use, land in the city of Trenton, Mercer county, New Jersey, as, in their discretion, may seem to the best interests of the State, not only for the erection of buildings thereon, but for the enlargement of the present park in the rear of the present State Capitol in said city. No money shall be expended under the provisions of this act unless there has been or shall be an appropriation for the acquisition of said land.

Proviso.

2. This act shall take effect immediately.

Approved March 15, 1926.



## CHAPTER 17.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools 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 second, one thousand nine hundred and thirteen,' approved April eighth, one thousand nine hundred and fifteen," which amendment was itself approved April seventh, nineteen hundred and nineteen.

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

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

Section 1  
amended.

1. (4) Any parent, guardian or other person having charge and control of any child between the ages of seven and sixteen years, who shall fail to comply with any of the provisions of this article and amendments thereof relating to his or her duties shall be deemed to be a disorderly person. Upon the filing of a sworn complaint with the Court of Common Pleas of the county or the Juvenile Court in any county where a juvenile court has been established, or with a police justice, or city, town, borough, or township recorder of the municipality in which such school district shall be situated, a rule shall be issued by said court, police justice or recorder and served by the sheriff or any constable requiring said disorderly person to appear before the court, police justice or recorder issuing said order, together with any child or children under the charge and control of the person upon whom said order is served, who have not been in regular attendance at school as

Failure to  
comply deemed  
disorderly  
conduct.

Rule to appear  
before court.

required by this article, at the place and time and on the date specified in said rule, to show cause why said disorderly person should not be punished by a fine not exceeding five dollars for the first offense and not exceeding twenty-five dollars for each subsequent offense, in the discretion of the court, police justice or recorder.

Penalty.

Inquiry by court.

On failure to appear warrant to issue.

Upon the return of said rule and the appearance of said disorderly person, together with said child, said court, police justice or recorder shall inquire into the facts and make such disposition of the case as the law requires. If said disorderly person and said child shall fail to appear in response to said rule, a warrant shall be issued by said court, police justice or recorder to said sheriff or constable, commanding him to bring said disorderly person and said child forthwith before said court, police justice or recorder, for such disposition as said court, police justice or recorder may make in said case.

2. This act shall take effect immediately.

Approved March 15, 1926.

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## CHAPTER 18.

An Act to amend an act entitled an "An act to incorporate The Home for Aged Women of Jersey City," approved February thirteenth, one thousand eight hundred and sixty-eight.

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

Section 2  
amended.

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

Acquiring and  
holding prop-  
erty.

2. And be it enacted, that the said corporation may receive and take by purchase, grant, devise, bequest, or donation, any real or personal property, and hold the same for the purpose aforesaid, and may manage and dispose of the same according to their discretion.

2. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 19.

An Act authorizing the governing body of any village in this State to fix and determine by resolution the salaries to be paid members of its police department.

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

1. The governing body of any village in this State is hereby authorized and empowered to fix and determine by resolution the salary to be paid to members of the police department of any such village. Salary of village police.

2. This act shall take effect immediately and shall be operative notwithstanding the provisions of any law to the contrary. Act effective.

Approved March 15, 1926.

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CHAPTER 20.

A Supplement to an act entitled "An act concerning townships" (Revision, 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. Whenever the number of township committeemen of any township in this State, by reason of the setting off and annexing to or incorporating in the corporate limits of any other municipality, has been reduced to three (3) members and the terms of two (2) or more of said members expire at one and the same time, then in that case, upon the expiration of the terms of said two or more members, there shall be elected at the election next preceding the expiration of the terms of said committeemen, such committeemen as may be necessary Election and term of committeemen in certain townships.

so that the terms of office of said township committeemen shall expire one in one year, one in two years, and one in three years.

2. This act shall take effect immediately.

Approved March 15, 1926.

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## CHAPTER 21.

A Further Supplement to an act entitled "An act respecting conveyances (Revision)," approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Validating certain acts of notaries and commissioners of deeds.

1. All affidavits, acknowledgments and proofs of deeds, mortgages and other writings, and the certificates thereof, heretofore taken or made before or by any commissioner of deeds in and for this State, or before or by any foreign commissioner of deeds for this State, or before or by any notary public of this State, who has been duly appointed, but had failed to properly qualify, or whose term of office had expired or whose commission was void at the time of taking such affidavit, acknowledgment or proof, and the record of such affidavits, deeds, mortgages and other writings are hereby confirmed and made valid and legal and effectual to the extent that the same would have been valid, legal and effectual if the commissioner or notary public taking such affidavit, acknowledgment or proof had qualified, or if the term of office of the said commissioner or notary public had not expired, nor the office been vacated, nor the commission become void as aforesaid.

Approved March 15, 1926.

## CHAPTER 22.

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

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

1. Section two of the act of which this is an amendment is hereby amended to read as follows: Section 2 amended.
2. For the purpose of obtaining moneys to acquire the necessary land and to erect thereon such hospital building or buildings, and the furnishing and equipping of of same, it shall be lawful for the board of chosen freeholders of any such county to issue and sell the bonds of said county to an amount not to exceed two-tenths of one per centum of the ratables of said county; said bonds shall be issued under the provisions of an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any other municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and the amendments and supplements thereof. Provisions for funds.  
  
Amount of bonds.  
  
Authority for issue.
2. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 23.

An Act authorizing the governing body of any municipality of this State to effect liability insurance to protect employees operating vehicles owned by any such municipality.

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

Liability in-  
surance taken  
out by munic-  
ipalities.

1. The governing body of any municipality in this State is hereby authorized and empowered in its discretion to cause liability insurance to be issued by any insurance company approved by said governing body and to pay the premium thereon to protect any municipal employee operating any vehicle owned by said municipality against all claims for personal injuries or property damage by whomsoever sustained arising from or caused by such vehicle while operated in the business of such municipality.

Paying  
premiums.

2. The governing body of any municipality is hereby authorized to provide the necessary funds to pay the premiums for such insurance by general taxation and to include such amount in its annual budget.

Act effective.

3. This act shall take effect immediately and shall be operative notwithstanding the provisions of any law to the contrary.

Approved March 15, 1926.

## CHAPTER 24.

An Act respecting dower and curtesy, or other interest  
in real estate of persons presumed to be dead.

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

1. Whenever any person has remained beyond the seas, or absented himself or herself from this State, or concealed himself or herself in this State, for seven years successively, and has been declared dead by any surrogate or the Ordinary of this State, it shall be lawful for any person or persons owning an estate in fee, or other interest in any real estate, which would have been subject to an estate by the curtesy or dower of any such person so declared to be dead, if living, to assign, convey, sell, mortgage, lease or devise any interest, estate or right that he, she or they may have in any such real estate, free and clear of any estate by the curtesy or dower of any such person so declared to be dead; and every deed, release, receipt, assignment, discharge, or covenant for the sale, lease, release, assignment, discharge, or conveyance of the said real estate or any interest therein, heretofore or hereafter made, when duly executed and acknowledged in the manner provided by law for the conveyance of real estate, shall be free and clear of any estate by the curtesy or dower therein of such person so declared to be dead.

Conveyance  
free of dower  
and curtesy  
when person  
presumed  
dead.

Validity of  
such sale,  
conveyance,  
etc.

2. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 25.

An Act to amend "An act entitled 'An act to amend an act entitled "A supplement to an act entitled 'A further supplement to the act entitled "An act to regulate fees," approved April fifteenth, one thousand eight hundred and forty-six,' " and which amendment was approved March twentieth, one thousand nine hundred and sixteen,' and which supplement was approved February eighteenth, one thousand nine hundred and eighteen," approved April twentieth, one thousand nine hundred and twenty, 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:*

- |                                   |  |
|-----------------------------------|--|
| Act amended.                      | 1. Said act be and the same is hereby amended to read as follows:  |
| Compensation of court attendants. | 1. In each county of this State, having a population between two hundred thousand inhabitants and three hundred and fifty thousand inhabitants, the court attendants engaged in attending the Circuit Court, Court of Oyer and Terminer, Court of Common Pleas, and General Court of Quarter Sessions of the Peace, shall receive and be paid in lieu of all fees, mileage, or other   |
| Annual salary.                    | allowances heretofore allowed, an annual salary of two thousand dollars per annum for the first year of service, two thousand one hundred dollars for the second year of service, two thousand two hundred dollars for the third year of service, two thousand three hundred dollars for the fourth year of service, two thousand four hundred dollars for the fifth year of service, two thousand five hundred dollars for the sixth year of service and for each succeeding year of service, and such compensation shall be paid monthly by the collector of such counties; <i>provided</i> , that this act shall not be construed as reducing |
| Proviso.                          |  |



the annual compensation of any court attendants now engaged in any court affected by the terms of this act.

2. In all cases where any court attendant has already been serving, the time served shall be considered in fixing the salary to be paid to each court attendant respectively. Period of service.

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

Approved March 15, 1926.

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## CHAPTER 26.

An Act requiring the secretary of the State Board of Optometrists to issue certain certificates under the seal of said board and providing that such certificates shall be prima facie evidence of the facts therein stated.

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

1. It shall be the duty of the secretary of the State Board of Optometrists whenever requested so to do, to certify over the seal of said board whether the records kept by said board show or fail to show the issuance of a license to practice optometry or any branch thereof or any other profession or business, the practice of which is now or hereafter may be licensed by said board, or the issuance of any annual certificate of registration for such practice. The fee for such certificate shall be one dollar. Certifications by board of optometrists.

2. Any such certificate, whether made on such request, or whether made by such secretary for use in proceedings in which the State Board of Optometrists may be a party, shall be prima facie evidence of the facts therein stated. Fee. Certificate in evidence.

3. All courts of this State shall take judicial notice of the seal of said board. Seal recognized.

4. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 27.

An Act to amend an act entitled "An act to authorize and empower the Chancellor to fix and determine the salary or compensation to be paid to the several sergeants-at-arms at the several Chancery chambers," approved March twenty-fourth, one thousand nine hundred and twenty.

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

Section 1  
amended.

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

Pay of ser-  
geants-at-arms.

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

Proviso.

Payments.

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

Repealer.

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

4. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 28.

An Act to regulate the sale and delivery of peach, plum, apple, pear, or cherry trees under contract guaranteeing said trees to be true to the name under which such trees are sold by requiring the seller thereof to file with the Secretary for Agriculture a copy of such contract and a bond or insurance policy providing for the payment of damages suffered by the purchaser thereof through failure of said trees to prove true to name; prescribing the method by which the amount of the damage in such cases is to be determined; requiring the purchaser of such trees to file a plan of the planting thereof and prescribing penalties for the violation thereof.

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 twenty-seven, every person, firm, association or corporation who shall sell or deliver within the State of New Jersey any peach, plum, apple, pear, or cherry trees under a contract guaranteeing said trees to be true to the name under which such trees are sold, shall before the purchase price of said trees becomes due and payable under the terms of the sale, file a copy of said contract with the Secretary for Agriculture. Such person, firm, association or corporation shall file with said contract either a bond with sufficient surety or an insurance policy, providing for the payment of such damages as may thereafter be determined by the method hereinafter set forth to have been suffered by the purchaser through failure of any of said trees to be true to name as specified in said contract.

Contract of  
sale filed.

Surety bond  
given.

2. Every such contract shall be printed or typed in not smaller than 10-point type and signed by the seller and purchaser and shall specify the number and names of the trees sold thereunder. Every such bond and

Terms of  
contract.

insurance policy shall be made payable to the Secretary for Agriculture, shall be in such amount as he shall deem necessary for the adequate protection of the purchaser of said trees, shall be written for a term of five years from the date of delivery in the case of peach and plum trees and for a term of eight years from the date of delivery in the case of apple, pear and cherry trees, and shall be subject to the approval of the Secretary for Agriculture as to form and as to the sufficiency of the surety or insurer.

Plan of plant-  
ings furnished  
by purchaser.

Secretary's  
duties.

In case of  
changes.

Notice of  
doubt.

Settlements of  
differences.

3. Every purchaser of such trees sold or delivered within the State of New Jersey under a contract guaranteeing said trees to be true to the name under which the same are sold, shall, within thirty days after said trees are planted, file with the Secretary for Agriculture, in triplicate, an accurate plan of said plantings. The Secretary for Agriculture shall thereupon mark upon said plans the date when the same were filed with him and return one thereof to the purchaser, deliver or mail one thereof to the seller and keep one thereof on file in his office. In case of any change in the location of said trees or replacement thereof, the purchaser thereof shall within thirty days of such change or replacement file with the Secretary for Agriculture, in triplicate, an amended plan showing said changes and replacements, and the Secretary for Agriculture shall thereupon mark and distribute said amended plans in the manner aforesaid.

4. Whenever the purchaser of any such trees shall have reason to believe that any of them are not true to the name under which they were sold, he shall give the seller and the Secretary for Agriculture written notice of his claim. The Secretary for Agriculture shall thereupon give the seller's surety or insurer written notice of such claim.

5. In case any such claim is not adjusted and settled to the satisfaction of the purchaser within such time as the Secretary for Agriculture deems reasonable, the Secretary for Agriculture shall give written notice to the purchaser, the seller and the seller's surety or insurer that a dispute has arisen in reference to such

claim and that such dispute must be adjusted by arbitration.

6. Within five days after receipt of such notice from the Secretary for Agriculture, the purchaser shall select one arbitrator and forward his name and address to the Secretary for Agriculture, and the seller's surety or insurer shall select a second arbitrator and forward his name and address to the Secretary for Agriculture. The Secretary for Agriculture shall notify the two arbitrators so named of their selection and they shall, as soon thereafter as possible, select a third arbitrator, and forward his name and address to the Secretary for Agriculture. The three arbitrators so named shall constitute a board of arbitration for the purpose of adjusting all disputes as to the purchaser's claim. They shall as soon as possible proceed to hear all parties to the dispute and their witnesses and, after such hearing, shall present to the Secretary for Agriculture a written statement of their finding. Their decision shall be final and binding upon all parties to said dispute. The Secretary for Agriculture shall thereupon notify the purchaser, the seller and the seller's surety or insurer of the finding of the arbitrators, and the seller or his surety or insurer shall immediately pay to the Secretary for Agriculture the amount, if any, awarded to the purchaser. The Secretary for Agriculture shall thereupon pay such amount to the purchaser and the same shall be in full satisfaction of the purchaser's claim.

Arbitrators  
selected.

Board of  
adjustment.

Hearing.

Findings.

Award paid.

7. The bond and insurance policy aforesaid shall be deemed to be for the benefit of the purchaser and he, as well as the Secretary for Agriculture, shall have the right, if an award is made by the arbitrators as hereinbefore provided, to maintain an action thereon for the recovery of the amount so awarded. In any such action the award of the arbitrators shall be final and conclusive evidence of the amount due upon said bond and insurance policy.

Recovery of  
award by ac-  
tion.

8. Any seller of such trees under a contract guaranteeing said trees to be true to name, who shall fail to file a copy of said contract with the Secretary for Agriculture, as herein required, or shall fail to file

Penalty for  
failure to  
file bond.

Failure to file  
plan of plant-  
ing.

therewith a bond or insurance policy, as herein provided, shall be liable to a penalty of five hundred dollars to be recovered by the purchaser by action in any court of competent jurisdiction. Any purchaser who fails to file a plan of the planting of the trees purchased by him, as herein required, shall thereby forfeit all right to the benefit of the bond and insurance hereinabove required to be filed by the seller, and no action shall be maintained on any such bond or insurance policy by or on behalf of any purchaser who has not filed such plan of his planting, and also all revisions thereof.

Approved March 15, 1926.

## CHAPTER 29.

An Act to incorporate the borough of Morris Plains, in the county of Morris.

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

Corporate  
name.

1. The inhabitants of that portion of the township of Hanover, in the county of Morris, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of "Borough of Morris Plains," and shall be governed by the general laws of this State relating to boroughs.

Boundaries of  
borough of  
Morris Plains.

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

All that portion in the township of Hanover within the following described lines, to wit:

Beginning at a point in the middle of Hanover avenue, in the southerly line of lands belonging to the State of New Jersey, distant five hundred and sixty feet northwesterly from where said road crosses Whatnong brook, and running thence (1) along said State lands east one hundred feet to the westerly edge of Jaqui Mill pond; thence (2) northerly four hundred and three feet along the edge of said pond, being the boundary of said State

lands; thence (3) along said State lands north twenty-five degrees fifteen minutes west one hundred and ninety-eight feet; thence (4) along the same north thirty-five degrees fifty-three minutes east one thousand and forty-six feet to a corner thereof in the middle of Central avenue eighty feet northwesterly from the bridge over Whatnong brook; thence (5) along the middle of Central avenue, being a line of State lands north forty-four degrees five minutes west three hundred and seventy-five feet; thence (6) along said State lands north twenty-nine degrees thirty minutes east eight hundred and sixteen feet; thence (7) along the same north forty-three degrees forty-five minutes east six hundred feet to the middle of the road leading northwesterly from Morris Plains to Shongum; thence (8) northerly by a straight line three thousand one hundred feet to the junction of the old Todd road with the southwesterly side line of Union turnpike; thence (9) northeasterly by a straight line six thousand feet to the middle of Newark and Mount Pleasant turnpike where the same is intersected by the northwesterly right-of-way line of Morris County Traction Company; thence (10) southeasterly along the middle of Newark and Mount Pleasant turnpike six thousand feet passing Littleton crossroads to the middle of the road next east of said crossroads leading southerly from said turnpike; thence (11) along the middle of said last mentioned road southerly two thousand four hundred feet to the intersection thereof with the middle of the road leading from the Morris Plains Railroad station to Malapardis; thence (12) in a southerly direction by a straight line two thousand five hundred feet to the southerly corner of lands now owned by Edward K. Mills and E. Bertram Mott, it being also a westerly corner of lands now or late belonging to the estate of Clarence F. Lee; thence (13) southwesterly by a straight line four thousand one hundred feet to a point in the middle of the aforementioned Hanover avenue one thousand feet southeasterly measured along the middle line of said Hanover avenue from the center line between tracks of the Morris and Essex railroad; thence (14) along the middle of said Hanover avenue northwesterly six thousand two hundred feet to the point or

place of beginning, said middle line of Hanover avenue being the division line between the township of Hanover on the north and the township of Morris on the south, be the several courses and distances hereof more or less.

Referendum.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory, at a special election to be held within the said territory, and at said election adopted by a majority of the votes cast at said special election. Said special election shall be held within the said territory within sixty days (holidays excepted) from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election and at places within said territory to be fixed and provided for by the clerk of the township of Hanover, in the county of Morris. The clerk of the township of Hanover shall cause public notice of the time and places of holding of the said election to be given by advertisements signed by himself, and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots to be printed or written, or partially written and partially printed, conforming as nearly as possible with the form of the ballots used at general elections and upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

Notice given.

Ballots provided.

Form of ballot.

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

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



If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition. Marking ballot.

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

Such election shall be held at the time and places so appointed, and shall be conducted by the officers of the first and second election districts of said township of Hanover, wherein that portion of the foregoing described territory of the township of Hanover is located. The officers of each district holding such election shall within two days after such election make a return in duplicate one to the township committee of the township of Hanover and the other to the clerk of the county of Morris of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors voting at said special election as aforesaid, and not otherwise, this act shall in all respects be operative. Election how conducted.

4. The registers of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the boards of election of districts numbers one and two of said township of Hanover from the registers of voters used in said districts at the last general election; *provided*, that said list for the purpose of this election shall be revised so as to include all and only such voters of said township who may then reside within the territory comprised within the limits of the borough created by this act; and for that purpose the said boards shall meet at such places provided by the clerk of Hanover township within said described territory and at such time as shall be designated by the clerk of the township of Hanover at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given Return.

Registry.

Proviso.

Notice of meeting of board.

by the clerk of the township of Hanover by posting notice thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the boards of registry and election of the first and second election districts of the township of Hanover, shall be held in their respective polling places provided for by the clerk of Hanover township and said meeting for the making up of said new registers of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and each board shall place in their register the names of all persons who are legal voters within their said territory aforesaid at the time and passage of this act, whose names appear upon the said register used at the general election as aforesaid and in addition thereto any voter who shall appear in person before them and establish to the satisfaction of a majority of the board in the district in which they reside that they are entitled to vote at the said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of election of Morris county, to be filed by said board, and one copy shall be retained for the use of said district boards of election at such special election.

**Making register of voters.** 5. Immediately after the statements of the result of such election shall be made to the township committee of the said township of Hanover, another copy of said statements certified by the clerk of the township of Hanover, shall be filed by him in the office of the county clerk of the county of Morris.

**New names entered.**

**Affidavits.**

**Filing result.**

**Special election to select officers.** 6. Within ten days after a copy of the statements of said election has been filed with the county clerk of the county of Morris, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call

another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and such other officers as provided for by law, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place or places within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written or partly printed and partly written, on which shall appear the names of all the candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election registers used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least five days prior to said election. Such election shall be held at the time and places so appointed by said county clerk, and shall be conducted by the said officers of the said first and second election districts, or their successors, of the township of Hanover, and the ballot to be used at this election shall conform as nearly as possible to the form of ballot used at general elections. The registers of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding such election shall make return thereof to the county clerk of the county of Morris of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough and shall continue in office until the first day of January following said special election and

Notice given.

County clerk  
to provide  
ballots.

Nominations  
by petition.

Election how  
and where  
held.

Registry used.

Returns.

Terms of  
officers elected.

until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Performing  
clerk's duties.

7. In the event of failure of the township clerk to perform the duties herein imposed on him by reason of sickness, absence or any other cause or reason, then his duties shall be performed by the clerk of the county of Morris.

8. This act shall take effect immediately.

Approved March 15, 1926.

### CHAPTER 30.

An Act to amend an act entitled "An act to amend an act entitled 'An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof,' approved March thirteenth, one thousand nine hundred and seventeen," approved April fifteenth, one thousand nine hundred and nineteen.

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

Section 1  
amending  
section 3  
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:

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:

Notice of in-  
tention to  
take over  
route.

3. When, in its discretion, it shall see fit so to do, the State Highway Commission shall give notice in writing, which may be served by mailing to the presiding officer or clerk of the governing body in charge, that the said commission will, upon a day to be fixed in said notice, and not less than thirty days from the date thereof, give a hearing to all parties interested thereon, and shall after said hearing determine by resolution

whether any routes, route or parts thereof, if any, shall be taken over as a State highway, and shall notify such governing body of such action. Upon the passage of such resolution, such routes, route, or parts thereof, shall become a State highway, and its further improvement, maintenance and repair shall be at the expense of the State under the jurisdiction of the State Highway Department; *provided, however*, that whenever such resolution or any amendment thereof made before the work of such portion of any State highway has been begun shall contain a provision or provisions that certain or any indicated portions of any State highway to a length thereof in any particular location not exceeding five miles is subject to change of route at any time thereafter, which change is hereby limited to five years from the completion of such highway in its entirety as originally laid out, will or may, in such location or locations, be subject to change of location, then and in such case the certain indicated portion or portions thereof shall not become permanently dedicated as a part of the route of such State highway, but the said commission shall, in such case, alter such route and lay out such new part of such route as may be indicated by resolution of such commission as might have been done in the first instance, and the vacated portion of such highway to the extent limited herein may then and in such case be either vacated (and may be taken over by the board of chosen freeholders of the county and maintained as a county road as is otherwise provided by law); *provided further, however*, that whenever the governing body, or other jurisdiction from which said highway is taken over, has rights or benefits by virtue of an understanding, agreement, award or contract with any public utility or other company, firm, individual or corporation, to repair, maintain or construct all or any part of such highway, or to deliver or execute any other source of obligation with respect thereto, the said undertaking shall remain in force, and all such contractual or agreement rights, duties and benefits shall pass to and be taken over and assumed for the State by the State Highway Commission. All the terms, conditions and requirements of such agree-

Action taken.

Proviso.

Length of road.

Proviso.

Fulfillment of contract.

ments or contracts shall be fulfilled to the State by any public utility or other company, firm, individual or corporation, in the same manner as if they had been originally made between the State and said companies, firms, individual or corporations.

2. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 31.

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.

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

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 necrosis.

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 15, 1926.

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## CHAPTER 32.

An Act to annex to the borough of Rockaway, in the county of Morris and State of New Jersey, a part of the township of Rockaway in said county of Morris.

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 Rockaway, in the county of Morris, and in this act more particularly described, shall be and become a part of the borough of Rockaway in said county of Morris.

Part of Rockaway township annexed to borough of Rockaway.

2. That part of the township of Rockaway to be and become a part of the borough of Rockaway, upon the passage of this act is more particularly described as follows:

Boundaries of annexed portion.

Beginning at a point where the most westerly boundary line of the borough of Rockaway intersects the northerly side line of the road leading from Rockaway to Dover and running thence south fifty-one degrees seven minutes west along said northerly side line of the Rockaway to Dover road to a point in said road where the dividing line between the property of Elycroft farms and Paul Guenther intersects said northerly side line of said Rockaway to Dover road, and running thence along said intersecting property line of said Elycroft farms and Paul Guenther north thirty-six degrees thirty-four minutes west two hundred and fifty and ninety-six-hundredths feet to a point, thence north sixty-seven degrees five minutes west eight hundred and forty-four and thirty-six-hundredths feet, thence north twenty-nine degrees fifteen minutes east twelve hundred and forty and six-hundredths feet, thence south fifty-four degrees thirty minutes east ten hundred fifty-nine and fifty-hundredths feet and thence south forty-nine degrees forty-four minutes east to a point where the said westerly line of the borough of Rockaway intersects said course and thence running along said westerly boundary line of the borough of Rockaway in a southerly direction to the place or point of beginning.

3. This act shall take effect immediately.

Approved March 15, 1926.

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### CHAPTER 33.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning disorderly persons (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement 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:*

Penalty for  
not paying  
fare on trolley  
or bus.

1. Any person who shall travel on any street railway car or auto bus without having paid his fare, and with



intent to avoid payment thereof, or any person who, having paid his fare, and having traveled on such car or auto bus to a point where, under the rule of the company operating such car or auto bus, as announced by the conductor or operator or other person in charge of such car or auto bus, an additional fare is due, shall on demand refuse or fail to pay such additional fare or to leave such car or auto bus, shall be deemed and adjudged to be a disorderly person.

2. This act shall take effect immediately.

Approved March 15, 1926.

#### CHAPTER 34.

An Act to amend an act entitled "A further supplement to an act entitled 'An act for the preservation of sheep' (Revision), approved April fourteenth, eighteen 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 of which this is amendatory be amended so as to read as follows: Section 1 amended.

1. Any person who shall own, keep or harbor any dog or dogs, bitch or bitches, shall have the same registered and numbered with the clerk of the town, township, village, borough or city in which the owner or person harboring the same shall reside, and shall place upon the neck of each dog or bitch kept or harbored a collar and the registration number stamped upon a metal surface thereon. Dogs registered in municipalities and tagged.

2. It shall be the duty of the chief of police of any town, township, village, borough or city, or the chairman of the police committee of any such governing body, in case the office of chief of police shall not exist, to take into custody and impound, or cause to be taken into custody and impounded, and thereafter destroyed as in this act provided, any dog or bitch running at large, found to be unregistered, or if registered, without Impounding dogs.

a collar upon its neck, having the registered number stamped upon the plate required for the purpose.

S. P. C. A.  
notified.

3. It shall be the duty of the chief of police of any town, township, village, borough or city, or the chairman of the police committee of any such governing body, in case the office of chief of police shall not exist, to, immediately following the taking and impounding of any dog or bitch, pursuant to the provisions of this act, cause a notice in writing to be mailed to the nearest office of the Society for the Prevention of Cruelty to Animals of the taking and impounding of any such dog or bitch, and that the same will be destroyed unless claimed by said organization within three days from the mailing of said notice.

Destroying  
dogs attacking  
sheep, etc.

4. Notwithstanding any provision herein, it shall be lawful for any person to humanely destroy any dog or bitch in the act of self-defense, or which may be found wounding or destroying any sheep, lamb, poultry, or domestic animal.

5. This act shall take effect immediately.  
Approved March 15, 1926.

#### CHAPTER 35.

An Act authorizing and empowering municipalities of this State to sell, convey, donate or give lands acquired for park purposes and no longer needed for such purposes to the State of New Jersey for military or armory purposes, or both.

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

Convey park  
land not  
needed to  
State.

1. Whenever, in the opinion of any board of commissioners, council or other governing body of any municipality of this State, any land heretofore or hereafter purchased or acquired by such municipality for park purposes is unnecessary for such park purposes, it shall be lawful for such board of commissioners, council or other governing body having the title and use thereof to

sell, convey, donate or give such land to the State of New Jersey for military or armory purposes, or both.

2. Any such municipality may require and impose, Conditions of conveyance. as a condition to the making of any such sale, conveyance, donation or gift, a covenant or agreement that in the event that said lands shall cease to be used by the State of New Jersey for military or armory purposes for a period of two years, said lands shall immediately revert to and become vested in the said municipality; *provided, however,* that said provision for a reversion Proviso. in the event of nonuse shall not apply if such nonuse is the result of or occurs during the time when the State of New Jersey or the United States of America shall be engaged in war or in the suppression of rebellion, such reversion, however, being subject to the payment by such municipality to the State of the value of the improvements upon said property at the time of said reversion, and may contain a provision that in the event that such value cannot be agreed upon then the same is to be Appraisers to fix value. determined by two appraisers, one representing the State of New Jersey to be appointed by the Governor, the other to be appointed by the municipality, and in the event that they cannot agree they shall select a third and the decision of said appraisers shall be final.

3. 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 15, 1926.

#### CHAPTER 36.

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:*

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 Annexation of certain territory.

township of Gloucester, in the county of Camden. The said territory is described as follows:

Description of  
land in Wash-  
ington town-  
ship, Glouces-  
ter county,  
annexed to  
Gloucester  
township, Cam-  
den county.

Beginning at a monument (marked 17) in the center line of the Woodbury road where it is intersected by the northerly line of the old Camden County Farm property which is also the old Camden County line; thence (1) along said old County line north seventy-four degrees twenty-six minutes east one thousand seven hundred and sixteen feet to the center line of south branch of Timber creek, old County line, and passing over a monument (marked 18) set in the bank of the creek; thence (2) down the various courses of the center line of Timber creek to the point where it enters Blackwood lake and then along the west side of the high water line of Blackwood lake, the various courses and distances thereof, in a generally northerly direction to a monument (marked 19) on the northerly line of property now owned by Camden county and acquired from William N. and Rowena Pierce by deed in one thousand nine hundred and twenty-five; thence (3) south sixty-two degrees seven minutes west four hundred and ninety-nine and seven-tenths feet along the said northerly line of former Pierce farm to monument (marked 20); thence (4) by the same south seventy degrees thirty seconds west three hundred and seven and six-tenths feet to a wild cherry corner; thence (5) still along old Pierce line south seventy-eight degrees twenty-one minutes west two hundred and seven and five-tenths feet to an elm corner; thence (6) still along same south fifty-nine degrees west six hundred and sixty-eight and six-tenths feet to a monument (marked 21); thence (7) still along same south fifty-nine degrees thirty-seven minutes west twenty and twenty-three one-hundredths feet to a monument (marked 22); thence (8) still along old Pierce line north sixty-three degrees fifty minutes thirty seconds west forty-five and forty-five one-hundredths feet to a monument (marked 23); thence (9) still along same north eighty-three degrees fifty-one minutes west seventy-eight and fifty-four one-hundredths feet to a monument (marked 24); thence (10) still along old Pierce line south seventy-one degrees thirty-seven minutes thirty seconds west twenty-one and seventy-eight one-hun-

dredths feet to a monument (marked 25); thence (11) still along same south six degrees thirty-eight minutes thirty seconds west one hundred and seventy-six and eighty-eight one-hundredths feet to a monument (marked 26); thence (12) still along same south sixty-four degrees thirty-three minutes west two hundred and eighty-nine and forty-four one-hundredths feet to a monument (marked 27) in the center line of the Woodbury road; thence (13) along the centre line of Woodbury road north thirty-nine degrees seven minutes thirty seconds west five hundred and fifty-six and ninety-five one-hundredths feet to a monument in the centre line of Woodbury road (marked 15) and corner to old Pierce farm now property of Camden county; thence (14) along old Pierce line south sixty-four degrees forty-four minutes thirty seconds west eight hundred and sixty-four and four-tenths feet to a monument (marked 16) and corner to the old Pierce farm; thence (15) along line of old Randall E. Morgan farm, purchased by Camden county in one thousand eight hundred and ninety, north nineteen degrees forty-seven minutes west six hundred and ninety-eight and seven-tenths feet to the centre line of Blackwood-Mt. Pleasant road; thence (16) along the centre line of the Blackwood-Mt. Pleasant road south thirty-six degrees forty-nine minutes thirty seconds west two thousand one hundred and thirty-one and sixty-six one-hundredths feet to an angle in the same; thence (17) still along the centre line of the Blackwood-Mt. Pleasant road south fourteen degrees thirty-five minutes west one thousand one hundred and fifty-eight and thirty-three one-hundredths feet to a corner of aforesaid old Morgan farm; thence (18) along line of old Morgan farm, now owned by Camden county, south seventy degrees fifty-eight minutes east five hundred and thirty-seven and seventeen one-hundredths feet to a corner in same; thence (19) still along same south one degree ten minutes west one thousand and twenty-two feet to a corner in same in centre line of the Barnsboro or Salina road; thence (20) along the centre line of same south eighty-six degrees one minute west eight hundred and fifty-nine feet to an angle in said road; thence (21) still along same north seventy-seven degrees fifty minutes east eight hundred and forty-

seven and seven-tenths feet to a monument (marked 8) and corner to farm formerly Anna G. and John F. Madkiff and purchased from them by Camden county in one thousand nine hundred and twenty-five; thence (22) along line of farm formerly Madkiff south twelve degrees twenty-six minutes east two thousand seven hundred and seventeen feet to a monument (marked 14); thence (23) still along old Madkiff line north eighty-five degrees six minutes thirty seconds east five hundred and fifty-nine and five-tenths feet to a monument (marked 13) at a corner to same; thence (24) still along old Madkiff line north four degrees fifty-three minutes thirty seconds west four hundred and thirty-eight and sixty-eight one-hundredths feet to a monument (marked 12) at corner to same; thence (25) along same north eighty-five degrees ten minutes east nine hundred and twenty-one and twenty-seven one-hundredths feet to a monument (marked 11) and former Madkiff farm corner; thence (26) along same north twenty-three degrees forty-eight minutes west nine hundred and thirteen feet to a monument (marked 10) at an angle in same; thence (27) still along same north one degree twenty-three minutes west six hundred and thirty-three and sixty-four one-hundredths feet to a monument (marked 5) which is a line marker of old Madkiff line and a corner to farm formerly G. Wood Marshall, now property of Camden county, and John Wilkins farm; thence (28) along line of old G. Wood Marshall farm, and a farm formerly G. Richwood Marshall and passing over a monument (marked 4) north seventy-one degrees twenty-seven minutes east one thousand nine hundred and eleven and seventy-five one-hundredths feet to an old stone in the centre line of the Woodbury-Turnerville road, formerly corner to G. Richwood Marshall; thence (29) along the centre line of the Woodbury-Turnerville road north forty degrees fifteen minutes west two hundred and seventy and twenty-three one-hundredths feet to an old stone on line of farm formerly G. Wood Marshall, now property of Camden county, and corner to farm formerly G. Richwood Marshall, now property of Camden county, and farm of John Wilkins; thence (30) along line of farm formerly G. Wood

Marshall, now property of Camden county, north forty-nine degrees forty-five minutes east eight hundred and fifty-nine and seventy-four one-hundredths feet to an old corner stone; thence (31) along same and Thomas Loring north thirty-two degrees thirty-eight minutes west sixty-one and nine-tenths feet to an old corner stone; thence (32) along same and Thomas Loring north seventy-three degrees thirteen minutes east three hundred and forty-three and two-tenths feet to a corner monument (marked 2); thence (33) still along same and by Thomas Loring north twelve degrees one minute west one hundred and sixty-four and seventy-five one-hundredths feet to a dead oak which is his corner in original Camden County farm line which said County farm line is the present dividing line between the counties of Camden and Gloucester; thence (34) along the present Camden County line, bounding the original County House farm, the various courses and distances thereof to the place of beginning.

2. The board of chosen freeholders of the county of Camden may include in its budget, or may pay from revenue raised by emergency notes or other revenues, an amount equal to twenty-five hundred dollars, which said sum, when so appropriated, shall be paid to the board of chosen freeholders of the county of Gloucester for the use of said county, for the extinguishment of all liens and adjustment of all other claims whatsoever in connection with said annexation, and upon such payment the board of chosen freeholders of Gloucester county, acting for and in behalf of such county, shall execute release therefor to the county of Camden and thereupon the said territory in this act annexed, as aforesaid, shall be subject to the jurisdiction of the board of chosen freeholders of the county of Camden. The aforesaid release shall be recorded and remain on file in the office of the clerk of the board of chosen freeholders of the county of Camden.

Settling claims  
arising from  
transfer.

Release.

Record.

3. This act shall take effect immediately.

Approved March 15, 1926.

## CHAPTER 37.

An Act to amend an act entitled "A supplement to an act entitled 'An act declaring when the death of persons absenting themselves shall be presumed, passed March seventh, one thousand seven hundred and ninety-seven,' " which supplement was 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.

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

Presumption  
of death.

Order to  
show cause.

Publication  
of order.

1. Whenever any person, being a resident of this State, shall remain beyond the seas, or absent himself or herself from this State, or conceal himself or herself in this State for seven years successively, he or she shall be presumed to be dead; and the Ordinary or surrogate of the county in which said person resided at the time when he or she went beyond the seas or absented or concealed himself or herself as aforesaid, shall, upon application in writing made to either for the purpose, by the husband, wife, or next of kin of such person, make an order that cause be shown, before the Ordinary or the surrogate of said county, at a certain time and place therein to be expressed, not less than thirty days nor more than three months from the time of making such order, why a decree should not be made declaring said person to be dead, or in case there shall be personal property belonging to said person, why letters of administration should not be granted to the husband, wife, or next of kin making the application, or to some other person; which order shall be published in such manner as the Ordinary or surrogate making the same shall direct, and if at the time so designated or to which the same may be adjourned, it shall be proven, to the satisfaction of the Ordinary or surrogate, that



such person has remained beyond the seas or absented himself or herself from this State, or concealed himself or herself in this State for seven years then last past successively, or has not been heard of or from during said period, and sufficient cause shall not be shown to the contrary, then the said Ordinary or surrogate may make a decree declaring the said person to be dead, and may also grant letters of administration of the goods, chattels and credits of said person to the husband, wife, or the next of kin making such application, or to such fit and proper person as the said Ordinary or surrogate may deem advisable, upon his or her giving bond to the Ordinary in such manner as is required in granting letters of administration in other cases.

Grant letters  
of administra-  
tion.

2. This act shall take effect immediately.

Approved March 15, 1926.

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## CHAPTER 38.

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 thirty of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 30  
amended.

30. Whenever any person, being a resident of this State, shall remain beyond the sea or absent himself or herself from this State, or conceal himself or herself in this State for seven years successively, the Ordinary, or surrogate of the county in which said person resided at the time when he or she went beyond the sea or absented

In case resi-  
dent absents  
or conceals  
self, action of  
surrogate.

or concealed himself or herself as aforesaid, shall, upon application in writing, made to either, for the purpose, by the husband, wife, or any of the next of kin of such person, make an order that cause be shown, before the Ordinary or the surrogate of said county, at a certain time and place therein to be expressed, not less than thirty days nor more than three months from the time of making such order, why letters of administration should not be granted to the husband, wife, or next of kin making such application, which order shall be published in such manner as the Ordinary or surrogate making the same shall direct; and if the husband, wife, or next of kin making such application shall, at the time and place designated as aforesaid, prove, to the satisfaction of the Ordinary or the surrogate, that such person has remained beyond the sea or absented himself or herself from this State, or has concealed himself or herself in this State, for seven years then last past successively, and has not been heard of or from during said period, then he or she shall be presumed to be dead, and if no sufficient cause shall be shown to the contrary, then the said Ordinary or the surrogate may grant letters of administration of the goods, chattels and credits of said person to the husband, wife, or next of kin making such application, or to such fit and proper person as the said Ordinary or surrogate may deem advisable, upon his or her giving bond to the Ordinary, in the same manner as is required in granting letters of administration in other cases.

Section 31  
amended.

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

In case non-  
resident hav-  
ing goods, etc.,  
in this State,  
absents self.

31. Whenever a person, not a resident of this State, but having goods, chattels, moneys or effects in this State, shall absent himself or herself from the place of his or her domicile for seven years successively, the Ordinary or surrogate of any county in which any of such property may be, shall, upon application in writing, made to either for the purpose, by the husband, wife, or any of the next of kin of such nonresident absentee, make an order that cause be shown, before him, at a certain time and place therein to be expressed, not less than

thirty days nor more than three months from the time of making such order, why letters of administration should not be granted to the husband, wife, or next of kin making such application, or some other fit person, which order shall be published in such manner as the Ordinary or surrogate making the same shall direct; and if the husband, wife, or next of kin making such application shall, at the time and place designated as aforesaid, prove, to the satisfaction of the Ordinary or surrogate, that such nonresident has absented himself or herself from the place of his or her domicile for seven years then last past successively, and has not been heard of or from during said period, then the said nonresident shall be presumed to be dead, and if no sufficient cause shall appear to the contrary, the said Ordinary or surrogate may thereupon grant letters of administration of the goods, chattels and credits of said nonresident absentee to the husband, wife, or next of kin making such application, or to such fit and proper person as the said Ordinary or surrogate may deem advisable, upon his or her giving bond to the Ordinary, in the same manner as is required in granting letters of administration in other cases. Presumed  
dead.

3. This act shall take effect immediately.  
Approved March 15, 1926.

#### CHAPTER 39.

An Act to repeal an act entitled "An act to exclude from any census returns in counties the population of United States military cantonments or encampments when estimating the amount of official salaries where fixed or based by statute upon population," approved September seventeenth, one thousand nine hundred and twenty.

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

1. An act entitled "An act to exclude from any census returns in counties the population of United Act repealed.

States military cantonments or encampments when estimating the amount of official salaries where fixed or based by statute upon population," approved September seventeenth, one thousand nine hundred and twenty, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 15, 1926.

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#### CHAPTER 40.

A Supplement to an act entitled "An act relating to the construction, operation and maintenance of a certain bridge across the Hudson river by the Port of New York Authority, pursuant to the port compact or treaty dated April thirtieth, nineteen hundred and twenty-one, and consented to by the Congress of the United States, and the comprehensive plan adopted by the States of New Jersey and New York, consented to and which the Port of New York Authority was authorized and empowered to carry out and effectuate by the Congress of the United States, and making appropriation of one hundred and fifty thousand dollars for the preliminary work thereon," approved March twelfth, one thousand nine hundred and twenty-five, and making an additional appropriation of fifty thousand dollars for such preliminary work necessary for making borings, surveys, engineering studies, investigations, hearing and all matters incidental or appertaining thereto.

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

Appropriation  
for preliminary  
work for bridge  
across Hudson  
river.

1. There is hereby appropriated out of any moneys in the State treasury not otherwise appropriated, the sum of fifty thousand dollars (\$50,000) or so much

thereof as may be necessary for the preliminary work necessary (in addition to the one hundred thousand dollars (\$100,000) heretofore appropriated, making a total sum of one hundred and fifty thousand dollars (\$150,000), whenever such amount is placed in any annual or supplemental appropriation bill, for making borings, surveys, engineering studies, investigations, hearings and all matters incidental or appertaining thereto in connection with the construction of the bridge with the necessary approaches thereto across the Hudson river from points between One Hundred and Seventieth street and One Hundred and Eighty-fifth street, borough of Manhattan, New York city, and points approximately opposite thereto in the borough of Fort Lee, Bergen county, New Jersey, as provided in the act to which this act is a supplement. The moneys are hereby appropriated when the same is placed in any annual or supplemental appropriation bill and be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury upon vouchers signed by the chairman of the Port of New York Authority. The said sum shall be paid back to the State when the cost of construction of said bridge shall have been fully paid for and the debt or debts created for such purpose amortized.

Situation.

Payments.

Repayment to State.

2. This act shall take effect immediately.  
Approved March 16, 1926.

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#### CHAPTER 41.

A Supplement to an act entitled "An act directing the descent of real estate," approved March ninth, one thousand eight hundred and seventy-seven.

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

1. Hereafter, when any married person shall die seized of any lands, tenements or hereditaments, in his or her right in fee simple without devising the same in

Descent of real estate of married person dying intestate.

Proviso. due form of law and without leaving lawful issue but leaving a husband or wife, him or her surviving, then and in that case the said person so surviving, whether it be husband or wife, shall take an entire estate in fee simple in the deceased's lands, tenements or hereditaments; *provided, however*, this act shall only apply to property of which husband or wife may die seized of, which had been purchased by husband or wife during coverture.

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

Approved March 17, 1926.

#### CHAPTER 42.

A Supplement to the 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:

Commitment  
of children in  
counties.

1. In any county in this State in which the board of chosen freeholders maintains for children an almshouse, welfare house, or home, under the charge of a board of managers thereof, appointed and regulated by the said board of chosen freeholders, it shall be lawful for any court; or judge, or magistrate, who possesses authority to commit a child to the care and custody of a society, association, or corporation for the prevention of cruelty to children, to commit such child to the care and custody of said board of managers; and in such case the said board of managers shall have the same powers respecting the child as such societies, associations, or corporations now have, or hereafter may have, in the like case.

Temporary  
relief.

2. When, in any such county as aforesaid, the parent, guardian or next friend of any child is unable to provide such care and maintenance for the child as its needs re-

quire, the board of managers of such children's home, in order to provide properly for such child may upon the request of such parent, guardian or next friend, and upon such terms as it deems proper, receive such child into the home for such temporary relief, as it finds necessary.

3. This act shall take effect immediately.

Approved March 17, 1926.

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### CHAPTER 43.

A Supplement to an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved February ninth, nineteen hundred and eighteen.

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

1. The secretary of the Senate and the clerk of the House of Assembly shall each receive an annual salary of twenty-five hundred dollars; and the President's secretary and the Speaker's secretary shall each receive an annual salary of one thousand dollars.

Salaries of  
certain clerical  
officers of  
Legislature.

2. The provisions of this act shall be operative as of January twelfth, one thousand nine hundred and twenty-six, and the State Comptroller shall draw his warrant for such additional compensation as is herein provided from said twelfth day of January, one thousand nine hundred and twenty-six.

Act effective.

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

Repealer.

4. This act shall take effect immediately.

Approved March 17, 1926.

## CHAPTER 44.

An Act fixing the compensation to be paid to the court attendants attached or assigned to the Supreme Court Circuit, Circuit Court, Court of Oyer and Terminer, and General Jail Delivery, Court of Common Pleas, and General Quarter Sessions of the Peace, and Grand Jury, in counties of the first class of this State.

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

Salary of  
court attend-  
ants.

Payments.

Proviso.

Repealer.

1. In all counties of the first class in this State, the court attendants attached or assigned, or who may hereafter be attached or assigned, to the Supreme Court Circuit, Circuit Courts, Court of Oyer and Terminer, and General Jail Delivery, Court of Common Pleas and General Quarter Sessions of the Peace, and the Grand Jury, shall each receive such annual salary, not less than two thousand dollars and no more than three thousand dollars, as the sheriff of each of said counties shall fix. Said salary shall be paid in equal semimonthly installments by the county treasurer of each of the said counties from the judiciary funds of their respective counties; which payments shall be in full, and in lieu and instead of all fees or mileage heretofore allowed for the services of processes and duties of such court attendants. *Provided, however,* that nothing in this act contained shall be construed as permitting the decreasing of any salaries now paid, or which may hereafter be paid to any of the court attendants affected by the provisions of this act.

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

Approved March 17, 1926.



## CHAPTER 45.

An Act to amend the title and body of an act entitled  
 "An act to authorize the Agricultural Experiment  
 Station and the State Department of Health to in-  
 vestigate the biology of sewage disposal."

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 amend- Title amended.  
 ment be and the same is hereby amended so as to read  
 as follows:

An act to authorize the Agricultural Experiment Sta- New title.  
 tion to investigate the biology of sewage disposal.

2. The Agricultural Experiment Station of this State Investigation  
of sewage  
disposal.  
 shall conduct an investigation of the biology of sewage  
 disposal, to the end that more effective methods of sew-  
 age purification may be discovered and applied to the  
 purification of sewage in this State.

3. The said department shall be authorized to expend Expenditure.  
 for such purpose such sums as shall be included in any  
 annual appropriation bill.

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

5. This act shall take effect immediately.

Approved March 17, 1926.

## CHAPTER 46.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Proposed road.

1. The State Highway Commission shall as soon as practicable lay out for and as a part of the State Highway System a highway beginning at a point on State Highway Route No. 9 in the borough of Roselle Park, Union county, and continuing through Roselle Park borough, Union township and Hillside township to a point in Elizabeth avenue, Hillside township, Union county, paralleling the Lehigh Valley Railroad.

2. This act shall take effect immediately.

Approved March 17, 1926.

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CHAPTER 47.

An Act to validate and confirm elections in school districts upon the issuance of bonds and validating bonds issued or to be issued pursuant thereto.

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

Bond issue  
validated.

1. All elections heretofore held in school districts of this State for the issuance of bonds and bonds issued or to be issued pursuant thereto are hereby validated and confirmed, notwithstanding any installment of bonds is

more than fifty per centum in excess of the amount of the smallest prior installment and notwithstanding said bonds or any part, or the proceeds thereof, has been authorized to be used for the repair of any building on land authorized to be purchased; *provided*, that a majority of the legal voters voting on such proposition to issue such bonds have voted in favor thereof. Proviso.

2. This act shall take effect immediately.

Approved March 18, 1926.

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## CHAPTER 48.

A Supplement to an act entitled "An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular traffic across the Delaware river and the Hudson river, or either of them, in co-operation with the city or State, or both, with which such bridges or tunnels, or either of them, shall connect," approved February fourteenth, one thousand nine hundred and eighteen.

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

1. In addition to the powers heretofore conferred by law upon the New Jersey Interstate Bridge and Tunnel Commission, the said commission shall also have the full and complete power and authority to enter into contracts and agreements with the Pennsylvania commission, or such commission, agency, board or department as may be designated by the Commonwealth of Pennsylvania and any city thereof, for charging tolls for the use, by vehicles, of the Delaware river bridge between the cities of Camden, New Jersey, and Philadelphia, Pennsylvania, said tolls to be at such rates as shall be agreed upon between the New Jersey commission and Authority to  
arrange for  
tolls.  
  
Rates.

the Pennsylvania commission. Such contract or agreement shall contain such provisions as to the New Jersey commission may seem wise, but shall specifically provide:

Continuation  
of tolls.

(a) That tolls shall continue to be collected for the use of the said bridge by vehicles until such time as the State of New Jersey, the Commonwealth of Pennsylvania and the city of Philadelphia shall each have been fully reimbursed for the moneys expended by them, respectively, to pay the cost of said bridge and the approaches thereto. For the purpose of determining the cost of said bridge interest at the rate of four per centum per annum on the amount expended by the Commonwealth of Pennsylvania and not repaid to the said Commonwealth, and interest paid by the State of New Jersey and the city of Philadelphia on bonds issued to borrow money to pay in whole or in part the respective shares of said State and said city of the cost of said bridge shall be included.

Determining  
cost of  
bridge.

Maintenance  
from tolls.

(b) That until each of the said State of New Jersey, Commonwealth of Pennsylvania and city of Philadelphia shall have been reimbursed as hereinbefore provided, all expenses for the maintenance, repair and operation of said bridge shall be paid out of the proceeds of tolls collected under said contract.

Distribution of  
excess of re-  
quirements.

(c) That from time to time the proceeds of the collection of tolls under said contract in excess of the requirements for maintenance, repairs and operation and any other revenue derived from the operation of said bridge including revenue received under leases or contracts with public service corporations, companies, firms or individuals for the operation of busses over said bridge or the installation, maintenance, use and operation of railways, railroads or other transportation facilities, or telegraph, telephone, electric light or power or other public service facilities over said bridge shall be distributed one-half to the State of New Jersey, one-quarter to the Commonwealth of Pennsylvania and one-quarter to the city of Philadelphia until such time as either the State of New Jersey, the Commonwealth of Pennsylvania or the city of Philadelphia shall have been reimbursed in full as hereinabove provided. Thereafter

Pro rata  
allotment.

Final disburse-  
ment.

such tolls and other revenue shall be equally divided between the two remaining participants therein, until one of them shall have been reimbursed in full and thereafter the remaining participant shall receive all of such tolls and other revenue until it shall have been reimbursed in full.

(d) That as soon as the State of New Jersey, the Commonwealth of Pennsylvania and the city of Philadelphia shall have been reimbursed in full as hereinabove provided the use of the said bridge shall become and shall thereafter remain free to private vehicles. Free bridge.

(e) That payments made under said contract to the State of New Jersey shall be made to the State Treasurer, and payments to the Commonwealth of Pennsylvania and to the city of Philadelphia shall be made into such fund or funds or to such persons as the Legislature of the Commonwealth of Pennsylvania and the council of the city of Philadelphia shall, respectively, require. Making payments.

2. The power and authority hereby vested in the New Jersey Interstate Bridge and Tunnel Commission, may be vested by the Legislature in such other board, body or commission as the Legislature may from time to time designate or provide, but until the Legislature shall otherwise provide, the custody, maintenance, charge, operation and entire control of said bridge shall be and is hereby vested in said New Jersey Interstate Bridge and Tunnel Commission. Custody and control of bridge.

3. The said New Jersey Interstate Bridge and Tunnel Commission either in its own name, or in co-operation and connection with the Pennsylvania commission, or such board, commission, agency or body as said Commonwealth of Pennsylvania may from time to time designate, and with any municipality thereof, or as constituting the New Jersey members of the Delaware River Bridge Joint Commission, shall have power and authority from time to time to enter into leases, contracts or agreements, upon such terms as may be deemed advisable with individuals, copartnerships, firms or corporations for such part of said bridge or property adjacent thereto as may not be required for the accommodation of traffic; *provided, however*, that no such leases, agree- Leasing part of bridge or Approaches. Proviso.

Employees for operating bridge.	ment, or contract shall be entered into unless it provides for the payment of reasonable compensation for the privileges thereby conferred; and may also employ such workmen, policemen, collectors of tolls, and other agents and employees for the purpose of maintaining, repairing and operating said bridge and fix their compensation and incur such other expenses as may be deemed necessary and advisable for the repair, maintenance and operation of said bridge; and shall have the right and power to enter into leases and contracts with individuals, corporations or copartnerships for the establishment, maintenance and operation of railways, railroads, motor busses and other means of transportation over and across said bridge, and for telegraph, telephone, electric or other public service facilities and shall have the power to authorize the operation, maintenance and leasing thereof and provide for the fixing and collection of charges, rates, rentals or tolls therefor, and to authorize the making of contracts or leases for the use and occupation of property required; and also, if deemed advisable, to provide for the operation of motor busses or other similar vehicles on and across the said bridge, by acquiring such motor busses or vehicles and itself providing for the operation and maintenance of the same.
Transportation.	The revenue derived therefrom belonging to the State of New Jersey shall be paid to the State Treasurer, and the revenue belonging to the Commonwealth of Pennsylvania or the city of Philadelphia, shall be paid into such funds or to such persons as the Commonwealth of Pennsylvania and the city of Philadelphia shall, respectively, require.
Wiring use.	
Rentals.	
Bus service.	
Disposition of revenue.	
Repealer.	4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed and this act shall take effect immediately.

Approved March 18, 1926.

## CHAPTER 49.

A Supplement to an act entitled "An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware river and the Hudson river, or either of them, in co-operation with the city or State, or both, with which such bridges or tunnels, or either of them, shall connect," approved February fourteenth, one thousand nine hundred and eighteen.

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

1. Whenever any lands, premises, real property or any interest in and to the same or in the nature thereof shall come into the possession or control of said New Jersey Interstate Bridge and Tunnel Commission or whenever said commission shall acquire any lands, premises, real property or any interest in and to the same or in the nature thereof, in the name of the State of New Jersey, for the purpose or purposes of building, constructing, maintaining or operating said bridge across the Delaware river between the city of Camden, in the State of New Jersey and the city of Philadelphia, in the State of Pennsylvania, or a tunnel between the city of Jersey City, in the State of New Jersey, and the city of New York, in the State of New York, including the approaches thereto and thereof, the said commission shall have the power and authority to convey, grant, bargain, sell, assign, release, transfer or exchange all or any portion of such lands, premises, real property or any interest in and to the same or in the nature thereof, with or without improvements, thereon, including the hereditaments, appurtenances, easements, and rights of way. Such deed or deeds of conveyance or other instrument prepared for such purposes shall be signed by the chairman of said New Jersey Interstate Bridge and Tunnel Commission

Disposal of  
certain prop-  
erty.

Conveyance.

and the seal of the commission affixed thereto and attested by the secretary thereof for and on behalf of the said commission and for and on behalf of the State of New Jersey.

Proceeds paid  
to sinking  
fund.

2. The net income and proceeds thereof and therefrom shall be paid to the Sinking Fund Commission for the purposes set forth by two acts entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in an amount not exceeding twenty-eight million dollars for the purpose of paying the cost of extending the system of State highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware and Hudson rivers, or either of them; providing the ways and means to pay the interest of such debt and also to pay and discharge the principal thereof; and providing for the submission of this law to the people at a general election," approved May eleventh, one thousand nine hundred and twenty, and the other approved March fourteenth, one thousand nine hundred and twenty-four.

Repealer.

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

Approved March 18, 1926.



## CHAPTER 50.

An Act to amend section eight (8) of an act entitled "A supplement to an act entitled 'An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware river and the Hudson river, or either of them, in co-operation with the city or State, or both, with which such bridges and tunnels,' or either of them, shall connect,' approved February fourteenth, one thousand nine hundred and eighteen, and approved April eighth, one thousand nine hundred and nineteen."

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

1. Section eight (8) of an act entitled "A supplement to an act entitled 'An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware river and the Hudson river, or either of them, in co-operation with the city or State, or both, with which such bridges and tunnels, or either of them, shall connect,' approved February fourteenth, one thousand nine hundred and eighteen, and approved April eighth, one thousand nine hundred and nineteen," be and the same is hereby amended to read as follows:

Section 8  
amended.

(8) The Interstate Bridge Commission is authorized and empowered to enter into agreements with the State of Pennsylvania or its properly constituted agency or authority, to provide for the joint operation, maintenance and repair of such bridge, for regulating its traffic and policing and protecting the same, for the fixing and collection of tolls and charges for the use of such bridge and for the regulation of such other matters as are in-

Agreement  
for joint oper-  
ation of bridge.

cidental thereto, which agreements the said commission is authorized to alter, amend or repeal from time to time, upon agreement with the State of Pennsylvania, or its agency as aforesaid as, in the opinion of the commission, may be proper.

2. This act shall take effect immediately.

Approved March 18, 1926.

## CHAPTER 51.

An Act to amend an act entitled "A supplement to an act entitled 'An act for the settlement and relief of the poor' " (Revision of 1911), approved April twenty-first, one thousand nine hundred and eleven, approved March twenty-ninth, one thousand nine hundred and seventeen, approved March third, one thousand nine hundred and twenty-one.

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

Section 1  
amended.

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

Care of chil-  
dren by free-  
holders.

1 The board of chosen freeholders of any county in this State that has assumed the maintenance of the poor and is now maintaining children in a duly incorporated charitable institution in said county, are hereby empowered to make provision for children under the age of eighteen years, whose support they have assumed, by committing them to the care and control of such duly incorporated charitable institutions, and for such time as they may see fit; said commitment shall be in writing and signed by the trustees of the county poorhouse, and shall be subject to the approval of the trustees or managers of such charitable institution, who shall signify their approval by endorsing the same upon the back of the duplicate copy of said commitment as accepted subject to the provisions of this act, and sign their names thereto, and the trustees of said county poorhouse shall keep said duplicate copy of commitment on file, and also,

Commitment  
to charitable  
institution.

Acceptance.

in a suitable book for such purpose, shall keep a record of such commitment, showing the date thereof, the name, age, color, nativity, sex and mental and physical condition of each child thus committed and the length of time for which committed, and shall report the same monthly to the board of chosen freeholders of said county, who are hereby authorized and required to pay out of the funds belonging to said county, to the trustees or managers of such a charitable institution such sum as may be agreed upon by said board of chosen freeholders and such trustees or managers, but such sum shall not exceed six dollars per week, for each and every child thus committed during their continuance in said institution, for the board, maintenance, and education of such child, until it arrives at the age of eighteen years; and the county treasurer of such county is hereby authorized to pay the same, upon an order drawn upon him, and signed by the director and clerk of said board, for that purpose.

Record of commitment.

Monthly report.

Payments.

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

Repealer.

Approved March 22, 1926.

#### CHAPTER 52.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' approved April seventeenth, one thousand nine hundred and fourteen," approved April seventh, one thousand nine hundred and twenty.

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

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

Section 23 amended.

Salary of  
county super-  
tendents.

Payments.

23. The yearly salary of a county superintendent of schools shall be five thousand dollars. Such salary shall be paid in equal semimonthly installments, and the State Comptroller shall, on the order of the Commissioner of Education, draw his warrant for such salary on the State Treasurer in favor of such county superintendent of schools.

Act operative.

2. The provisions of this act shall be operative as of January first, nineteen hundred and twenty-six, and the State Comptroller shall, on the order of the Commissioner of Education, draw his warrant for such additional compensation as herein provided from said first day of January to the date on which this act becomes operative.

Act effective.

3. This act shall take effect on the first day of the calendar month following the adoption thereof.

Approved March 22, 1926.

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### CHAPTER 53.

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

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

Validating  
election on  
bond issue.

1. All elections heretofore held in school districts for the purpose of authorizing the issuance of bonds are hereby validated and confirmed notwithstanding a polling place for such election was held at a place other than a schoolhouse; *provided*, the proposition to issue bonds was carried.

Proviso.

2. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 54.

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

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

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

Section 1711 amended.

1711. Every board of chosen freeholders may appropriate such sums as it shall deem necessary for the purpose of advertising in newspapers, magazines or otherwise, either within or without the State, the advantages and attractions of the said county for residence and business purposes. Every board of chosen freeholders may also expend a sum not in excess of one hundred dollars in any one year for membership fees in any association which is composed exclusively of such boards of chosen freeholders.

Appropriation for advertising.

Membership in freeholders association.

2. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 55.

An Act fixing the term of office of members of the board of chosen freeholders in counties of the second class in this State.

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 elected as a member of the board of chosen freeholders from any municipality in counties of the second class

Term of freeholders.

Proviso. of this State shall be elected and hold office for the term of three years; *provided, however*, that if any person now holding office as a member of the board of chosen freeholders in any county of the second class of this State, and the law under which he was elected provided no specific term, then in that event the person now holding office shall be deemed to have been elected for the term of three years.

Repealer. 2. All acts or parts of acts, whether general, local or special, inconsistent with the provision of this act, be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved March 22, 1926.

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## CHAPTER 56.

An Act to validate and confirm sales of lands and real estate sold under an act of the Legislature of the State of New Jersey, entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, and the supplements thereto and amendments thereof.

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

Validating  
sales of land  
notwithstand-  
ing faulty ad-  
vertising.

1. Any and all sales of lands and real estate in any municipality in this State heretofore made under the provisions of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, the supplements thereto and amendments thereof, shall be valid and effectual if made upon the direction of the governing body, by resolution, and sold at public sale to the highest bidder, after public advertisement, upon the day for which said sale was advertised, although the advertisement of such sale may not have been made once a week for two (2) weeks prior to such sale; *provided*, that said sale shall have been

Proviso.

advertised in a newspaper circulating in a municipality at least twice, before the date of such sale; and any and all deeds executed by the proper municipal officers and delivered, or awaiting delivery, shall be as good and effectual, and such purchaser or purchasers, their heirs, legal representatives and assigns, shall take as good and sufficient title to the property so sold as though such advertisement had been published at least once a week for two weeks prior to such sale.

2. This act shall take effect immediately.

Approved March 22, 1926.

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## CHAPTER 57.

An Act to incorporate the "Borough of Shrewsbury,"  
in the county of Monmouth.

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

1. The inhabitants of that portion of the township of Shrewsbury, in the county of Monmouth, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of Shrewsbury," and shall be governed by the general laws of the State relating to boroughs. Corporate name.

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

Beginning in the township of Shrewsbury in the county of Monmouth and State of New Jersey, in the southerly boundary line of the borough of Red Bank, where same is intersected by the center line of Shrewsbury avenue; thence southerly along the center line of Shrewsbury avenue and across Sycamore avenue to the center line of the road bed of formerly the Monmouth County Electric Company; thence southerly along said center line of said road bed of formerly the Monmouth Boundaries of borough of Shrewsbury.

County Electric Company to the center line of the Red Bank-Eatontown State road; thence southerly along the center line of said State road to the center line of Lafetra's brook; thence easterly along the center line of Lafetra's brook to the center line of Parker's creek; thence easterly along the center line of Parker's creek to the westerly boundary line of the borough of Little Silver; thence northerly along the westerly boundary line of the borough of Little Silver to the southerly boundary line of the borough of Red Bank; thence westerly along said southerly boundary line of the borough of Red Bank to the place of beginning.

Referendum.

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

Special election.

Notice, how given.

Ballots provided.

Form of ballot.

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



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

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition. Marking ballot.

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

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election district of said township of Shrewsbury, wherein that portion of the foregoing described territory of the township of Shrewsbury is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the township committee of the township of Shrewsbury of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative. Election, how conducted.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the township of Shrewsbury which conducted the general election next preceding the holding of such election in said township in the election district of said township of Shrewsbury wherein that portion of the foregoing described territory of the township of Shrewsbury is located, and for that purpose the said Returns.

Registrv.

board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Shrewsbury at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Shrewsbury by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Monmouth county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.

5. Immediately after the statement of the result of such election shall be made to the township committee of the said township of Shrewsbury, another copy of said statement, certified by the clerk of the township of Shrewsbury, shall be filed by him in the office of the county clerk of the county of Monmouth.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Monmouth, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the county clerk shall call

Notice of.

New register.

Affidavits.

Statement of result filed.

Special election to select officers.

another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election district of the said township of Shrewsbury, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Monmouth of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough and shall continue in office until the first day of January following said special election, and until other officers have been elected by the

Notice given.

County clerk  
to provide  
ballots.Nominations  
by petition.Election, how  
conducted.

Registry.

Returns.

Term of  
office.

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

Approved March 22, 1926.

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## CHAPTER 58.

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

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

Section 1  
amended.

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

May construct  
buildings for  
conventions,  
exhibitions,  
etc.

1. The commissioners in every city which has adopted the provisions of 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," which act was approved April twenty-fifth, one thousand nine hundred and eleven, the title of which act was amended to read as above set forth by an act approved April second, one thousand nine hundred and twelve, may by ordinance acquire the necessary land and authorize and provide for the construction thereon of a building or buildings suitable for conventions, temporary or permanent ex-

hibitions, entertainments, receptions, lectures, addresses, assemblages and other like purposes, and may lease all or any portion of such building or buildings and premises for such purposes or for any other purpose which in their discretion they may deem advisable, including the sale of merchandise and privileges, and may equip such building or buildings for the purposes herein mentioned, and may by ordinance provide from time to time for the issue of bonds in such amounts as may be necessary for such purposes, *provided* that the bonds issued for the above purposes shall not be included in the debt limit of such city.

May lease  
property.

Bond issue.

Proviso.

2. This act shall take effect immediately.  
Approved March 22, 1926.

## CHAPTER 59.

A Supplement to an act entitled "An act concerning municipal and county finances," approved March twenty-eighth, one thousand nine hundred and seventeen.

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

1. Any municipality governed by a board of commissioners and organized under a special charter, within the limits of which municipality under the provisions of said charter, the taxes are assessed and collected by the taxing officers of the township of which the said municipality governed by a board of commissioners shall be a part, the governing body of such municipality governed by a board of commissioners is hereby authorized to adopt a budget and tax ordinance as prescribed by the act of which this act is a supplement; and upon the adoption thereof, to certify said budget and tax ordinance under the hand of the president and secretary of said board of commissioners to the assessor of the township of which such municipality governed by a board of commissioners shall be a part, and it shall thereupon be the duty of the said township assessor to assess and

Budget system and tax ordinance.

Certification of.

Assessment.

Collection and  
paying over  
taxes.

levy the amount to be raised by taxation as shown by said budget upon the taxable property situate within the limits of the said municipality governed by a board of commissioners. Upon the collection of said taxes the said collector of taxes of the said township shall pay over to the treasurer of the said board of commissioners the taxes assessed and collected as aforesaid from the taxable inhabitants of said municipality, to meet said budget appropriations.

2. This act shall take effect immediately.

Approved March 22, 1926.

#### CHAPTER 60.

An Act to amend the title and the body of an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness, by county, city, borough, village, town, township, or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen and 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:

Title amended.

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

New title.

"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."

Section 1  
amended.

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

Power to borrow and issue  
bonds.

1. Any county, city, borough, village, town or township or any municipality governed by an improvement

commission in this State or any municipality governed by a board of commissioners in this State, hereinafter called a municipality, shall have power under this act to borrow money and issue its negotiable bonds to pay for any improvement or property which it is or may be authorized or required by law to make or acquire or for any other purpose which it is authorized or required by law to undertake or for which it is authorized or required by law to make an appropriation, or to refund bonds as provided in section five, or for two or more such purposes, including the funding of temporary indebtedness incurred or hereafter incurred for any such purpose or purposes; *provided*,<sup>Proviso.</sup> that no bonds shall be issued hereunder to pay for current expenses, or to fund any indebtedness hereafter incurred therefor; *and provided*,<sup>Proviso.</sup> that no bonds may be issued (except under section thirteen) for an improvement of property, any part of the cost of which is to be specially assessed against property specially benefited (as shown by any unrepealed ordinance or resolution as providing) until such assessments have been confirmed.

3. Any proceedings heretofore taken by any municipality governed by a board of commissioners in this State for the issue of bonds for any of the purposes herein mentioned, are hereby validated.<sup>Proceedings validated.</sup>

4. This act shall take effect immediately.

Approved March 22, 1926.

#### CHAPTER 61.

A Further Supplement to an act entitled "An act to regulate the practice of the 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. The New Jersey Supreme Court shall have power, by appropriate rules, revocable or amendable at the pleasure of said court, to grant respectively to such Su-<sup>Supreme court commissioners to have full control over pleadings.</sup>

preme Court Commissioners as shall respectively from time to time occupy the position of Circuit Court judge, full control over the pleadings in any matter then pending in said court, whether prior to or at the time of trial, and any motions addressed thereto, including motions to strike out, motions in lieu of pleas to the jurisdiction, or pleas in abatement, and also motions to dismiss or nonsuit for failure to file notice of trial or for lack of prosecution, and if a decision be decisive of the whole case, the commissioner may order judgment for the successful party or make such order as may be just; and the action of court upon such motions may be reviewed on appeal after final judgment.

As to judgments.

Repealer.

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

Approved March 22, 1926.

## CHAPTER 62.

"An Act conferring the rights and powers of townships relating to fire prevention upon the fire commissioners of fire districts in townships."

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

Powers of fire commissioners.

1. That the fire commissioners of any and all fire districts heretofore or hereafter created in any township of this State shall have all the rights and powers, within said fire districts, heretofore or hereafter conferred upon townships by any statute relating to the prevention of fires and regulating fire hazards to life and property; *provided, however,* that nothing in this act shall be construed to conflict with "An act for the appointment of firewardens, the prevention of forest fires and the repeal of sundry acts relating thereto," approved April eighteenth, one thousand nine hundred and six, with any amendments or supplements thereto.

Proviso.



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

3. This act shall take effect immediately.

Approved March 22, 1926.

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### CHAPTER 63.

An Act to validate and confirm deeds, mortgages, assignments of mortgages, discharges of mortgages, releases of mortgages, and postponements of mortgages made by corporations whose charters have been forfeited by nonpayment of State taxes.

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

1. Any deed or deeds of conveyance, mortgage or mortgages, assignment or assignments of mortgages, discharge or discharges of mortgages, release or releases of mortgages, or postponement or postponements of mortgages, heretofore made by a corporation organized under the laws of the State of New Jersey, for and upon any lands, tenements or hereditaments situate in this State, are hereby validated and confirmed notwithstanding that the charter of such corporation may have been forfeited for nonpayment of State taxes at the time of the making of such deed or deeds; *provided, however,* that the charter of said corporation has been reinstated. Validating conveyances made by extinct corporations. Proviso.

2. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 64.

An Act to amend an act entitled "An act to amend an act entitled 'An act to enable cities which have no city hospital to assist in maintaining hospitals located in such city,' approved March twenty-second, one thousand eight hundred and eighty-six," which amendatory act was approved May second, one thousand nine hundred and eleven.

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

Section 1  
amended.

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

Maintaining  
indigent  
patients in  
private insti-  
tutions.

1. It shall and may be lawful for any city in this State which has no hospital located therein maintained by such city, to make an appropriation of a sum of money not exceeding ten thousand dollars each year in the same manner that appropriations for other municipal purposes are made, which sum so appropriated shall be included in the annual tax levy of such city and collected in the same manner and at the same time as other city taxes, and shall be applied to the purpose of supporting and maintaining such indigent patients as may be sent by order of any city physician, overseer of the poor, or other proper authority of such city to any hospital or hospitals, supported by private charity and located in such city, or any other city in the same county; the moneys so raised shall be kept as a separate fund, known as the hospital fund, and shall not be used for any other purpose whatever; and such city shall have power, by ordinance, to regulate the mode of sending such patients to such hospital or hospitals, and also the mode and terms of paying for the care and maintenance of such patients so sent to such hospital or hospitals.

Hospital fund.

Repealer.

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

Approved March 22, 1926.

## CHAPTER 65.

An Act to amend an act entitled "An act to promote home life for dependent children," approved April ninth, one thousand nine hundred and thirteen, approved March thirtieth, one thousand nine hundred and fifteen, approved March seventeenth, one thousand nine hundred and twenty-one.

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. If upon the completion of the examination provided for under section four hereof the court shall find that said petitioner has been a resident of such county for a period of at least five years next preceding the filing of such application, or shall find that such petitioner has been a resident of such county for a continuous period of at least five years, and succeeding which she has been continuously a resident of the State of New Jersey, and for a period of not more than five years next preceding such application a resident of some other county, and that unless relief is granted the mother will be unable properly to support and educate her children, and that they may become a public charge, it shall make an order committing said family to the care of the State Board of Children's Guardians, and directing that there shall be paid to the mother through the State Board of Children's Guardians out of the county funds for the support of the children under sixteen the following amounts, to wit, not exceeding twelve dollars per month for one such child, not exceeding twenty dollars per month for two such children and not exceeding seven dollars per month for each additional child under such age; *provided*, that any widow who is a mother of a child or children under the age of sixteen, and who now Order of court.

Monthly payments by counties.

Rates.

Proviso.

is or may hereafter receive relief pursuant to the provisions of this act, or the act to which this act is amendatory and who shall remain in or who shall remove to some other county other than the county in which she receives relief, such relief shall continue until she shall have resided for five years continuously in such other county, whereupon the relief first granted shall cease and said widow may apply for relief to any court of competent jurisdiction of the county in which she then resides.

2. This act shall take effect immediately.

Approved March 22, 1926.

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## CHAPTER 66.

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:*

Freeholders  
may construct  
storm water  
drainage sys-  
tem.

Municipal  
participation.

1. It shall be lawful for any board of chosen freeholders to direct by resolution the construction of a storm water drainage system in connection with the improvement or the maintenance of any county road, and the governing body of the municipality or municipalities in which such storm water drainage system is to be constructed shall have power and authority to enter into a contract with such board of chosen freeholders to pay such portion of the cost of such construction as may be agreed upon, and whenever such municipality or municipalities shall enter into such a contract, such municipality or municipalities shall proceed in like manner as for the making of a local or general improvement, as the case may be and as the words "local" and "general" are defined in a certain act of the Legislature of the State of New Jersey, entitled "An act concerning municipalities," approved March twenty-seventh, one thousand

nine hundred and seventeen, except that notwithstanding any other statutory provision, advertising for or receiving bids for making of such improvement shall not be required, but in lieu thereof such municipality or municipalities, upon approval of the proceedings by the board of chosen freeholders, may enter into a contract with the board for the making of such improvement and for the payment to the board of chosen freeholders of that part of the cost of said improvement as fixed in such contract. The work of such improvement shall be done under the direction and supervision of the board of chosen freeholders. A resolution passed by the governing body of any such municipality or municipalities to pay a portion of the cost of such construction provided for in this act shall be binding on such municipality or municipalities, as the case may be.

Contract.

Supervision  
of work.Resolution of  
authority  
binding.

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

Approved March 22, 1926.

## CHAPTER 67.

An Act to enable cities of this State to lease convention hall buildings and premises, including the sale of merchandise and privileges, for a term of years.

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

1. Cities in this State which have or may hereafter acquire lands, and which have or may hereafter erect on said lands, a building or buildings suitable for conventions, temporary or permanent exhibitions, entertainments, receptions, lectures, addresses, assemblages and other like purposes, may lease all or any portion of such building or buildings or premises for such purposes, or for any other purposes, which in their discre-

Cities may  
lease its pub-  
lic halls.

- tion they may deem advisable, including the sale of merchandise and privileges, for a term of years not to exceed thirty (30) years.
- Term.
- Powers additional.
2. The power conferred by this act shall be deemed an additional power and shall not curtail the powers conferred under any other statute.
3. This act shall take effect immediately.
- Approved March 22, 1926.

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## CHAPTER 68.

An Act authorizing and empowering the State Highway Commission, acting for and on behalf of the State, to grant and convey to the city of Ocean City, in the county of Cape May, lands for road purposes.

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

- Land conveyed to Ocean City.
1. The State Highway Commission, acting for and on behalf of the State, is hereby authorized and empowered to convey to the city of Ocean City, in the county of Cape May, the following described premises:
- "All that strip of land sixty (60) feet in width and lying thirty (30) feet on either side of the following described centre line of the route of the former Ocean City Automobile Bridge Company;
- Description of land conveyed.
- Beginning at a point in the centre line of Ninth street, in the city of Ocean City, county of Cape May, New Jersey, at the distance of four hundred feet northwardly from the northwesterly line of Bay avenue and extending thence (by courses of the true meridian) along the extended centre line of Ninth street, north forty-five degrees and twenty-eight minutes west, one hundred and ninety-three feet to the southeasterly end of the timber trestle highway bridge over Beach thorefare. Being a part of the lands conveyed to the State by the Ocean City Automobile Bridge Company, by deed

dated August twenty-second, one thousand nine hundred and twenty-two and recorded October second, one thousand nine hundred and twenty-two, in book 268, page 342, which said lands when so conveyed and granted shall be used by the city of Ocean City for extension, <sup>Use.</sup> construction, reconstruction and maintenance of a highway thereon.

2. This act shall take effect immediately.

Approved March 22, 1926.

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#### CHAPTER 69.

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

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

1. It shall be unlawful for three years from the passage of this act to capture, kill, injure, destroy, or have in possession, any wild turkey, under a penalty of fifty dollars for each wild turkey captured, killed, injured, destroyed or had in possession, to be recovered in accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and the supplements thereto. <sup>Closed season for wild turkey.</sup>

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

Approved March 22, 1926.

## CHAPTER 70.

An Act to annex to the city of Absecon City part of the township of Egg Harbor in the county of Atlantic.

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

1. All that part of the township of Egg Harbor in the county of Atlantic lying within the following described boundary, to wit:

Description of  
land annexed  
to Absecon  
City.

Beginning at the point where the southwardly line of Absecon City intersects the westwardly shore of Absecon bay and extending along the bayshore to the Atlantic City line at Jonathan Adams' thoroughfare; thence by the Atlantic City line westwardly to the west side of the right of way of West Jersey and Seashore Railroad Company; thence in said right of way northwardly to its intersection with the Absecon City line, be and the same is hereby set off from the township of Egg Harbor in the county of Atlantic and annexed to the city of Absecon City in the county of Atlantic.

Settlement of  
affairs by the  
two municipi-  
palities.

2. The governing bodies of the city of Absecon City, and of the township of Egg Harbor, shall by resolution each appoint a committee of three, which committee shall meet in joint session at the council chambers in the city of Absecon City, at ten o'clock in the forenoon of the third Monday after this bill shall become effective, and shall then and there, or as soon thereafter as may be, proceed to state an account of all the property, real and personal, all debts, dues and demands, all judgments, recognizances and claims and all liens, actions and rights of actions, belonging to the municipality of which the said annexed territory formerly formed a part and to state the fair value of the same to said municipality; and also to state an account in like manner of all debts outstanding of said municipality and the proper proportion or share of which should be borne and paid by the municipality to which said territory shall have been annexed and the methods in and times at which payments thereof should be made and for the final pay-

Adjustment of  
debts.



ment thereof, the faith of the said municipality shall stand pledged; and it shall make such payments in the manner, and at the times set forth in said report. If any member of either of the committees so appointed as hereinbefore provided shall neglect or refuse to attend such meeting, then the members of such committees so assembled may act as fully as if all were present. It shall be lawful to adjourn said meeting from time to time, not exceeding one week, as a majority of said committee present at any meeting may decide.

Committees  
acting.

3. Within sixty days after the time fixed for their first meeting, said joint committee shall make its report in duplicate, in writing, signed by at least a majority of the said committee, directed to the respective municipalities, one copy thereof shall be filed with the city clerk of the city of Absecon City and the other with the clerk of the township committee of Egg Harbor township. The compensation of the members of said joint committee shall be fixed by the governing body of the municipality appointing them and shall be paid by the respective municipalities in the same manner as other officers or employees thereof are paid.

Joint report.

Compensation  
of committee-  
men.

4. This act shall take effect immediately.

Approved March 22, 1926.

#### CHAPTER 71.

An Act to authorize the Board of Commerce and Navigation to make a study and report of a comprehensive plan for the reclamation and improvement of the marsh and meadow lands of the State of New Jersey within the "Port of New York District," as defined by chapter 151 of the Laws of 1921, and to make its recommendations for the improvement of the waterways, bays, rivers and creeks that will be affected by such reclamation and improvement.

WHEREAS, A compact between the States of New York and New Jersey, one thousand nine hundred and

Preamble.

twenty-one, for the creation of the "Port of New York District" and the establishment of the "Port of New York Authority" for the comprehensive development of the "Port of New York" was established pursuant to chapter 154, Laws of New York, 1921; chapter 151, Laws of New Jersey, 1921; and

Preamble. WHEREAS, By chapter 151 of the Laws of 1921 commissioners were appointed to "The Port Authority"; and

Preamble. WHEREAS, By chapter 104 of the Laws of 1922, the North Jersey Transit Commission was established to study and report upon plans for providing a comprehensive scheme of rapid passenger transit and to consider the problem of passenger transit and to consider the problem of passenger traffic in connection with the port development commission so as to develop an efficient system of rapid passenger transit between the New Jersey municipalities lying within the territory covered by the port development plan and between the respective municipalities in the city of New York; and

Preamble. WHEREAS, These bodies have not given consideration to the problem of reclaiming and improving the marsh and meadow lands within the State of New Jersey and within the "Port of New York District," as defined by chapter 151 of the Laws of 1921 of the State of New Jersey; and

Preamble. WHEREAS, The reclamation and improvement of said marsh and meadow lands will affect the work and plans of said bodies; and

Preamble. WHEREAS, It is in the interest of the State of New Jersey, for reasons of health, safety, increase of property values and of taxes, that said marsh and meadow lands shall be reclaimed and improved under a comprehensive plan, and that the waterways, bays, rivers and creeks that will be affected by such reclamation shall be improved;

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

Plan for reclamation of marsh and meadow land.

1. The Board of Commerce and Navigation (hereinafter called the board) shall have power to study and

report upon a comprehensive plan for the reclamation and improvement of the marsh and meadow lands of the State of New Jersey within the "Port of New York District," as said district is defined in the said compact between the States of New York and New Jersey.

2. Before making its report the board shall make a thorough study of the reclamation of the marsh and meadow lands in the State of New Jersey that are in the aforesaid "Port of New York District" and shall make a thorough study of the improvement of the waterways, bays, rivers and creeks that will be affected by such reclamation and improvement and shall take and employ such professional skill and assistants as it may need. The board shall have power to confer with the governing bodies of all municipalities, counties and other governing agencies within or without the "Port of New York District" that may be affected by such reclamation and improvement with the object and purpose of securing their aid and co-operation in the reclamation and improvement of said marsh and meadow lands, and the improvement of the aforesaid waterways, bays, rivers and creeks. The board shall have power to confer with the Port of New York Authority, the North Jersey Transit Commission, the Committee on Regional Plan of New York and Its Environs, and all other bodies, officers and agencies having to do with harbor facilities and port development and the improvement of waterways, bays, rivers and creeks that will be interested in and/or be affected by such reclamation and improvement with the object and purpose of securing their aid and co-operation in the reclamation and improvement of said marsh and meadow lands, and the improvement of the aforesaid waterways, bays, rivers and creeks. The board shall have power to confer with the Secretary of War and with appropriate committees of Congress and all Federal and State authorities having jurisdiction in the premises, with the object and purpose of securing their aid and co-operation in the reclamation and improvement of said marsh and meadow lands and in the improvement of the aforesaid waterways, bays, rivers and creeks.

Subject  
studied.

Conferences  
with municipal  
authorities.

Conferences  
with boards  
dealing with  
harbors, etc.

Conferences  
with Federal  
authorities.

Conferences  
with land  
owners.

3. The board shall have power to confer with land owners owning lands in New Jersey within the "Port of New York District" and railroad and steamship companies, chambers of commerce, boards of trade and other organizations interested in the reclamation and improvement of the aforesaid marsh and meadow lands, and in the improvement of the aforesaid waterways, bays, rivers and creeks, with the object of securing their aid and co-operation in the reclamation and improvement of said marsh and meadow lands and the improvement of the aforesaid waterways, bays, rivers and creeks.

Report.

4. The board shall report to the Legislature of the State of New Jersey on or before January first, one thousand nine hundred and twenty-seven, the results of such study, investigations, hearings and conferences and shall submit a comprehensive plan for the reclamation and improvement of the marsh and meadow lands within the State of New Jersey that are situated within the "Port of New York District" and its recommendations for the improvements of the aforesaid waterways, bays, rivers and creeks, based upon the results of such study, investigations, hearings and conferences, together with their recommendation for such legislation as they deem appropriate for the effectuation and consummation of such plans, and as they deem appropriate for the improvement of said waterways, bays, rivers and creeks.

Appropriation.

5. The sum of ten thousand dollars, or so much thereof as may be necessary, is hereby authorized to be expended when appropriated for the expenses of "The Reclamation and Improvement of the Marsh and Meadow Lands within the State of New Jersey within the 'Port of New York District.'" The said moneys shall be paid out by the State Treasurer on the warrant of the Comptroller upon vouchers signed by the Director of Commerce and Navigation.

Payments.

Repealer.

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

Approved March 22, 1926.

## CHAPTER 72.

A Supplement to an act entitled "An act to regulate the practice of professional engineers and land surveyors," 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. The board shall have powers to classify the applicants into respective branches of professional engineering as follows: civil engineer, mining engineer, mechanical engineer, electrical engineer, chemical engineer, and such other branches of professional engineering as the board may consider subject to this act, and land surveyor, and shall have authority to issue a certificate entitling the registrant to use the title of "Licensed Civil Engineer," "Mining Engineer," "Mechanical Engineer," "Electrical Engineer," "Chemical Engineer," and "Land Surveyor," or such other titles indicating more limited qualifications as the board may designate and to practice in the branch of professional engineering in which such person is licensed. Nothing in this section shall prevent any person qualified hereunder from being licensed in any and all branches of professional engineering herein specified. No person shall practice professional engineering or land surveying or use the title "Professional Engineer," or "Land Surveyor" or any variation of the same, or use any word, letter or device to indicate that the person so using the same is a professional engineer or a land surveyor without being a professional engineer or a land surveyor in accordance with the provisions of this act. The board shall before issuing any such certificate examine into the character and qualifications of the applicant to practice the branch or classification for which he makes application and become satisfied that such applicant is a proper person and qualified so to do, before it shall issue the certificate for which application has been made. No person shall use

Professional engineers classified.

Titles.

Person licensed under several titles.

Misuse of title.

Examination.

Must be authorized by board.

- any of the titles "Civil Engineer," "Mining Engineer," "Mechanical Engineer," "Electrical Engineer," "Chemical Engineer," or "Land Surveyor," or any other title that the board may designate unless he has been duly authorized to do so by the board; *provided*, that the provisions of this act shall not apply to professional engineers employed by railroad or other interstate corporations whose employment is confined to such corporation whether such employee is or is not a citizen of the State.
- Proviso.
- Certificate of authority attached to plans.
2. No department, institution, commission, board or body of the State government, or any political subdivision thereof, being the depository or having the custody of any plan involving professional engineering or land surveying, shall receive or file the same, unless there shall be attached to such plan the certificate of an engineer licensed pursuant to the provisions of this act, or the act to which this act is a supplement, nor shall any survey be received and filed unless there is attached to such survey the certificate of a land surveyor licensed pursuant to this act or the act to which this act is a supplement.
- Architects not included.
3. The provisions of this act, to which this act is a supplement, shall not be construed to extend to architects.
- Salary of secretary.
4. The secretary shall receive such salary as the board may determine, subject, however, to the provisions of section three of the act to which this act is a supplement.
5. This act shall take effect immediately.
- Approved March 22, 1926.

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## CHAPTER 73.

An Act authorizing boards of freeholders to fix the compensation of prosecutors of the pleas and assistant prosecutors in counties of the first class in this State.

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

- Salaries of prosecutors of the pleas in counties of first class.
1. The annual salary of the prosecutors of the pleas in counties of the first class shall be fixed by the boards of chosen freeholders of each of said counties, but

shall not be less than eight thousand dollars nor more than twelve thousand dollars; the annual salary of first assistant prosecutors of the pleas in counties of the first class shall be fixed by the boards of chosen freeholders of each of said counties, but shall not be less than seven thousand dollars nor more than ten thousand dollars; the annual salary of one of the assistant prosecutors of the pleas other than the first assistant prosecutors of the pleas in counties of the first class shall be fixed by the boards of chosen freeholders of each of said counties, but shall not be less than six thousand dollars nor more than seven thousand dollars; the annual salary of all other assistant prosecutors of the pleas in counties of the first class shall be fixed by the boards of chosen freeholders of each of said counties, but shall not be less than five thousand dollars nor more than six thousand dollars.

Assistant  
prosecutors.

2. All of said salaries shall be in lieu of all fees and compensation whatsoever for the services of said prosecutors of the pleas and assistant prosecutors of the pleas performed by virtue of their offices and shall be payable in semimonthly installments by the county treasurer.

Salaries in lieu  
of fees.

3. This act shall take effect immediately.

Approved March 22, 1926.

#### CHAPTER 74.

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

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

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

Section 8  
amended.

8. The salaries of clerks of said courts, in counties other than counties of the first class, shall be fixed as follows:

Salaries of  
District Court  
clerks.

lows: 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 such 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 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. This act shall

Judicial districts.

Salaries in first class counties.

Judicial districts.

Fixing salary.

Proviso.

Exception.



not apply to fourth class cities bordering on the Atlantic ocean.

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

3. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 75.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning District Courts' (Revision of 1898)," which supplement was approved March eleventh, one thousand nine hundred and twenty-two.

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

1. In any city of the first class in this State, it shall be the duty of the governing body of such city to fix the salaries of the assistant clerks and deputy clerks of the District Courts established in such city at not less than sixteen hundred dollars per annum nor more than three thousand dollars per annum. Such salaries, when so fixed, shall be paid by such city in monthly installments; *provided, however,* it shall be incumbent upon the judge of any such District Court, to certify to the governing body of any such city, the amount of salary such assistant clerk or deputy clerk shall be paid by said city, and upon the judge of any such District Court having so certified the amount of salary to be paid such assistant clerk or deputy clerk by said city, and upon the presentation of such certificate, at any time, to the governing body of such city wherein a District Court is located, the governing body shall forthwith fix the amount of salary certified to by said judge. Salaries of assistant District Court clerks in cities of first class. Proviso. Fixing salary.

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

3. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 76.

An Act to amend an act entitled "An act to provide for the appointment and payment of compensation of interpreters in the county courts in the counties of this State," approved April twenty-first, one thousand nine hundred and twenty.

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

Section 1  
amended.

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

Compensation  
of court inter-  
preters fixed  
by judges.

1. The compensation of court interpreters interpreting the German, Polish, Italian, Hungarian, Slavish or Russian languages shall be fixed by the county judge where there is only one judge presiding in said county, and by all of the judges where there is more than one judge presiding, and shall be as follows:

Rate.

In counties having a population exceeding three hundred thousand, a salary of not more than thirty-five hundred dollars per year; in counties having a population between two hundred thousand and three hundred thousand, not more than twenty-five hundred dollars per year; in counties bordering upon the Atlantic ocean having a population of more than eighty thousand, not more than sixteen hundred dollars per year.

Repealer.

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

Approved March 22, 1926.

## CHAPTER 77.

An Act to repeal section two of an act entitled "A supplement to an act entitled 'An act declaring when the death of persons absenting themselves shall be presumed,' passed March seventh, one thousand seven hundred and ninety-seven," which supplement was approved April twenty-seventh, one thousand nine hundred and eleven.

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

1. Section two of the act referred to in the title of this act is hereby repealed. Section 2 repealed.

2. This act shall take effect immediately.

Approved March 22, 1926.

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CHAPTER 78.

A Supplement to an act entitled "An act respecting conveyances (Revision of 1898)".

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

1. Every deed heretofore or hereafter made, executed and delivered to executors, trustees or other fiduciaries, conveying lands in which the granting clause or habendum clause runs to the "successors and assigns" shall, unless other words of limitation are used, be construed as conveying the fee simple of the grantor if he have such an estate, to the same effect as if the words "heirs and assigns" had been used. Construing wording of deed.

2. This act shall take effect immediately.

Approved March 22, 1926.

## CHAPTER 79.

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

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

Article 24  
amended by  
adding new  
section (4).

1. Article twenty-four of the act to which this act is an amendment, be and the same is hereby amended by adding thereto a new section to be known as section four, which shall read as follows:

STREET LIGHTING DISTRICTS; DIVISION OF BOROUGH  
BY MAYOR AND COUNCIL; CORPORATE  
NAME AND POWERS.

Lighting dis-  
tricts in bor-  
oughs.

Paragraph 1. The mayor and council of any borough in any county in this State may at any time set off and divide the said borough into districts, to be designated by numbers, and may alter the same from time to time, and shall by resolution, to be entered at length upon their minutes, define and declare the limits, boundaries and numbers of said districts, and the same being so defined and declared, shall be deemed and taken as street lighting districts, and shall be known as and designated by and under the corporate name of "Street Lighting District Number . . . . .," which said district, when so designated, shall be a body corporate, and shall possess and be deemed to have power to sue and be sued, complain and defend in any court of law or equity, to make and use a common seal, and all other corporate power necessary for the carrying out of the powers hereinafter conferred.

Corporate  
name.

COMMISSIONERS OF STREET LIGHTING; ELECTION;  
VOTE OF MONEY FOR STREET LIGHTS, ET  
CETERA; TIME AND NOTICE OF ELECTION.

Election of  
commissioners  
of street  
lighting.

Paragraph 2. On the first Tuesday of June in each year the legal voters of any such district so designated are hereby authorized to meet for the purpose of electing

three persons, who shall be known and designated as Commissioners of Street Lighting District Number . . . , and at said time the legal voters shall determine, by ballot, by the vote of the majority of those present and voting, the sum of money to be raised and expended within such district for the ensuing year for the erection and maintenance of street lights and the carrying out of the powers herein confirmed; the said meeting for the election of said commissioners and the determination of said sum to be raised shall be held at such public place within the district as the said mayor and council may designate, and notice of said time and place of such election shall be given by the borough clerk and set up in at least three of the most public places within the said district ten days before the said election; that the polls on said election shall be open at one o'clock in the afternoon and close at seven o'clock in the evening; the voters there assembled, before any votes are cast, shall elect, by viva voce vote, a judge, inspector and clerk of said election; *provided*, that nothing herein contained shall be taken to prohibit the said commissioners from adding to or expending in addition to the aforesaid yearly appropriation any surplus or excess remaining from the appropriations of the year or years previous.

Amount to be expended.

Notice of election.

Polls.

Proviso.

#### ASSESSMENT OF AMOUNT VOTED; COLLECTOR'S DUTY; TREASURER AS CUSTODIAN.

Paragraph 3. The sum fixed and appropriated by the majority of said votes cast shall be certified forthwith to the commissioners elected as aforesaid, who shall forthwith certify to the same and give notice to the borough assessor of the sum so fixed, who shall assess the same upon the taxable property within said district in the same manner as borough taxes are assessed, and said money be assessed, levied and collected in the same manner that other borough moneys are assessed; and it shall be the duty of the collector of the borough in which said district is situate to pay over all moneys received by him which shall have been assessed as aforesaid to the borough treasurer, who shall be the custodian of said moneys and who shall keep a separate record of

Assessment and collection for lighting.

Custodian of funds.

such moneys so by him received, and who shall disburse and pay out said moneys only on the presentation to him of a written order duly signed by the commissioners-elect as aforesaid.

EXPENDITURE OF MONEYS; CONTRACTORS; AMOUNT;  
STREETS TO BE LIGHTED.

Powers of  
commission.

Amount to be  
expended.

Streets and  
lamps design-  
ated.

Paragraph 4. The said commissioners are hereby empowered to expend said moneys for the purposes aforesaid and to make contracts for said district with electric light or gas companies for the lighting and maintenance of said street lights during their term of office; the sum to be paid by virtue of said contract shall not exceed the amount voted for at said election, in addition to any surplus or excess remaining from any previous appropriation, and the said commissioners are hereby empowered to determine what streets shall be lighted within said districts and where street lights shall be erected and the number of the same.

2. This act shall take effect immediately.

Approved March 22, 1926.

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CHAPTER 80.

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

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

Section 15  
amended.

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

Contents of Petition.

What petition  
to contain.

15. Said petition shall set forth that the signers thereof are qualified voters of the State, congressional district, county, municipality, ward or election district, as

the case may be, in which they reside and for which they desire to nominate candidates; that they are members of a political party (naming the same), and that at the last election for members of the General Assembly preceding the execution of said petition they voted for a majority of the candidates of such political party, and that they intend to affiliate with said political party at the ensuing election; that they endorse the person or persons named in their petition as candidate or candidates for nomination for the office or offices therein named, and that they request that the name of the person or persons therein mentioned be printed upon the official primary ballots of their political party as the candidate or candidates for such nomination. Said petition shall further state the residence and post office address of each person so endorsed, and shall certify that the person or persons so endorsed is or are legally qualified under the laws of this State to be nominated, and is or are a member or members of the political party named in such petition. Accompanying said petition each person endorsed therein shall file a certificate, stating that he is qualified for the office mentioned in said petition, that he is a member of the political party named therein; that he consents to stand as a candidate for nomination at the ensuing primary election of said political party, and that, if nominated, he consents to accept the nomination.

Certificate as  
to qualifica-  
tions.

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

Repealer.

Approved March 22, 1926.

## CHAPTER 81.

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, and constituting chapter 237 of the Pamphlet Laws of 1918.

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

Section 34  
amended.

Certificate of  
sale recorded  
as mortgage.

Indexed in  
mortgage book.

Proviso.

Application of  
act.

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

34. The purchaser may record the certificate of sale in the office of the clerk or register of the county where the land lies as a mortgage of land, and thereupon shall be entitled to the immediate possession of the property sold and described in the certificate, and to all the rents and profits thereof from and after the date of record until redemption. The register of the county, or the county clerk, if there is no register, shall index such certificate in his index of mortgages in the name of the delinquent owner, as set up in the certificate, and shall also index the same in a separate block index, to be kept in said office, under the block and lot number as shown in the certificate, if the property is described by lot and block; *provided, however,* that purchaser at tax sale of a dwelling house occupied by the delinquent owner shall not be entitled to collect rents for such part of the dwelling house as shall be occupied by the delinquent or his immediate family until after the expiration of two years from the date of record of the certificate of sale.

2. This act shall take effect immediately, but shall not apply to any tax sale made previous to the date of its passage or approval.

Approved March 23, 1926.



## CHAPTER 82.

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

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

1. The inhabitants of that portion of the township of Centre, in the county of Camden, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the borough of Mount Ephraim, and shall be governed by the general laws of this State relating to boroughs. Corporate name.

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

Beginning at an iron bolt in the center of the bridge on the Kings Highway, and being the center of the Kings Run; thence (1) north eighty-six degrees, nineteen minutes, fifty-five seconds west along the middle line of said Kings Highway, six hundred forty-six feet and forty-nine-hundredths (646.49') of a foot to a point corner to Walter Kell; thence (2) along Kell's land, south three degrees, thirty-seven minutes five seconds west, two hundred sixty-six feet and five-tenths (266.5') of a foot to a point; thence (3) still along Kell's land, north eighty-seven degrees, forty-six minutes, twenty-five seconds west, two hundred seventy-five feet and four-tenths (275.4') of a foot to a corner the J. D. Glover estate; thence (4) along the same north eighty-nine degrees, two minutes, twenty-five seconds west, one hundred sixty-three feet and ninety-eight hundredths (163.98') of a foot to a point also corner to J. D. Glover estate; thence (5) south seventy-nine degrees, fifty-four minutes, thirty-five seconds west and along the northerly line of New Jersey avenue, six hundred seventy feet and seventy-seven hundredths (670.77') of a foot to an iron bolt in the center of the Camden, Mount Ephraim, and Blackwood road; thence Boundaries of  
borough of  
Mount  
Ephraim.

(6) south nine degrees, thirty-five minutes, twenty-five seconds east along the center of the said Camden, Mount Ephraim, and Blackwood road, twenty-seven hundred thirty-eight feet and seventy-three hundredths (2738.73') of a foot to an iron spike; thence (7) still along the center of said road, south ten degrees, twenty-four minutes, forty seconds east, eighteen feet and eighty-six hundredths (18.86') of a foot to an iron spike in the center of said road and the center of the bridge over Little Timber creek; thence (8) along the center line of Little Timber creek in a northwesterly direction, the several courses and distances thereof, to the center of the aforesaid Kings Highway; thence (9) along center of same in a northeasterly direction fourteen hundred sixty-nine (1469') feet more or less, to the westerly line of Halyburton tract; thence (10) along same in a northeasterly direction twelve hundred two (1202') feet more or less, to a center of Market street; thence (11) along same in a southeasterly direction one hundred ninety-four feet and sixty-four hundredths (194.64') of a foot to an angle in same; thence (12) still along same in a southeasterly direction six hundred fifty-nine (659') feet to the westerly line of Halyburton tract; thence (13) along same in a northeasterly direction thirty-one hundred seventy-six (3176') feet to the center of the south branch of Newton creek; thence (14) in a southeasterly direction up the center of said creek the several courses and distances thereof to the place of beginning.

Referendum.

Special election.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above-described territory as a borough of this State until it shall have been adopted by a vote of a majority of the legal voters of the said described territory, voting thereon at a special election to be held within the said territory within sixty days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; such special election shall be held within the said territory between the hours of one o'clock P. M. and eight o'clock P. M. of a day and at a place within the said territory to be fixed by the clerk of the township

of Centre, in the county of Camden, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within said described territory, and published once in one newspaper circulating therein at least ten days prior to the day so fixed for such election. Notice given.

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

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

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

Form of ballot.

Marking  
ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes" it shall be counted as a vote in favor of such proposition.

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

Result filed.

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

Special elec-  
tion to select  
officers of  
borough.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Camden, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of said statement in his office, for the purpose of electing a mayor, six councilmen and an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which said election shall be held between the hours of one o'clock P. M. and eight o'clock P. M. on a day and place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places in said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed or written, on which shall ap-

Notice of  
election.

County clerk  
to provide  
ballots.

pear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk and shall be conducted by the members of the district board of registry and election of that certain election district of the said township of Centre wherein the greater portion or all of the foregoing described territory of the township of Centre is located. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The said district board of registry and election holding said election shall, on the following day, make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at said election, on the filing of said return, and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Nominations  
by petition.

Election, how  
conducted.

Register used.

Returns.

Term of  
officers.

7. This act shall take effect immediately.

Approved March 23, 1926.

#### CHAPTER 83.

An Act concerning the sale of goods, wares and merchandise made by convict labor and providing for its enforcement and penalty for its violation.

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

1. All goods, wares, and merchandise made by convict labor in any jail, penitentiary, prison, reformatory, or other establishment in this State, and all goods, wares,

Goods made by  
prisoners so  
marked.

and merchandise made by convict labor in any other State, and introduced, imported, or brought into this State, shall be branded, labelled, or marked as hereinafter provided before being exposed for sale, and shall not be so exposed without such brand, label or mark.

How goods  
marked.

2. The brand, label or mark required by the next preceding section shall contain at the head or top thereof the words "convict made," followed by the year and name of the penitentiary, prison, reformatory, or other establishment in which it was made, in plain English lettering of the style known as great primer Roman capitals. Such brand or mark, if the article will permit, shall be placed upon it and when such branding or marking is impossible, the label shall be used.

Where placed.

3. Such brand, mark or label shall be placed outside of and upon the most conspicuous part of the finished article and its box, crate or covering.

As to sale or  
possession.

4. A person dealing in convict made goods, wares or merchandise, as described in this act, shall not knowingly have them in possession for the purpose of sale, or offering them for sale without the brand, label or mark required by this act, or remove, conceal or deface the brand, label or mark thereon.

Penalty.

5. Any person, firm or corporation violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction, shall be fined not less than twenty-five or more than fifty dollars for the first offense, and not less than fifty or more than two hundred dollars for each subsequent offense.

Approved March 23, 1926.

## CHAPTER 84.

An Act validating certain sales of lands, tenements, hereditaments and real estate made under a writ of fieri facias issued out of any court of competent jurisdiction of this State.

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

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by the sheriff of any county of this State, pursuant to a writ of fieri facias issued out of any court of competent jurisdiction of this State, to him directed, shall be held to be invalid after sixty (60) years from the date of the delivery of a sheriff's deed therefor, by reason of any omission on the part of the sheriff in making the levy, or recital thereof, the advertisement or posting of notices, or the recital thereof, but such sheriff shall be conclusively presumed to have done and performed all acts required by him to be done and performed in making said sale, and the purchaser of such lands, tenements, hereditaments or real estate shall be deemed to have as good and complete a title thereto as if said sale had been in all respects conducted pursuant to law.

Validity of  
sheriff's sale.

Presumption  
of due per-  
formance re-  
quired by  
statutes.

Title good.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 85.

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*:

Validity of  
sale of lands  
notwithstand-  
ing defective  
procedure.

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 then required by law, or by reason of any other irregularity or default in such advertisement, but the purchaser or purchasers of such lands, tenements, or hereditaments or real estate having paid the price therefor and having 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.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 86.

A Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)."

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

Justice court,  
where held.

1. Any justice of the peace, magistrate, police judge or recorder who shall hold any court in or upon any highway in this State, or at any other place except his



regular and customary office for holding said court shall be guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 87.

An Act authorizing Supreme Court justices in counties of the first class to designate a court officer to attend the county law library, and fixing compensation therefore.

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

1. It shall be lawful for the Supreme Court justice, to whom a judicial district comprising a first class county has been assigned, where no librarian has heretofore been appointed, to designate a competent court officer to attend, in addition to his duties as at present prescribed by law, the law library established in such county and the said justice may, by order, fix an additional compensation to be paid by the county treasurer to the said officer for the performance of such additional duties; *provided, however,* that the said order shall be approved by resolution of the board of chosen freeholders of the county where such compensation is to be paid.

Court attendant at law library.

Compensation.

Proviso.

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

Repealer.

Approved March 23, 1926.

## CHAPTER 88.

An Act fixing the salaries of county detectives in counties of the third class.

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

Salary of  
county de-  
tectives.

1. From and after the passage of this act it shall be lawful for county detectives, in counties of the third class, to receive an annual salary of not less than one thousand seven hundred dollars nor more than two thousand two hundred dollars, to be paid in semimonthly installments by the county treasurer of the county; *provided, however,* that the board of chosen freeholders in such counties shall determine the amount thereof, and may from time to time increase the same, but in no case to exceed the maximum fixed by this act.

Proviso.

2. This act shall take effect immediately.

Approved March 23, 1926.

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CHAPTER 89.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to regulate fees,' " approved April fifteenth, one thousand eight hundred and forty-six, which said further supplement was approved April twenty-fourth, one thousand eight hundred and eighty-eight, approved March twentieth, one thousand nine hundred and sixteen.

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

Section 1  
amended.

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:

Hereafter the constables of the several counties of this State shall receive per day, for each and every day engaged in attending the Circuit Court, Court of Oyer and Terminer, Court of Common Pleas and General Quarter Sessions of the Peace, in their respective counties the sum of five dollars per day, which payment shall be in full, and in lieu and stead of all mileage, or other allowances heretofore allowed.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 90.

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 nineteen of the act to which this act is amendatory be and is hereby amended so as to read as follows:

19. It shall be unlawful to take, catch or kill in any one day more than fifteen trout, twenty rock bass, twenty in the aggregate of crappie and calico bass, ten salmon or ten in the aggregate of black bass and Oswego bass, under a penalty of twenty dollars for each trout, rock bass, crappie, calico bass, salmon or black bass and Oswego bass, so taken, caught or killed in excess of the number permitted by this section.

2. This act shall take effect immediately.

Approved March 23, 1926.

Constables' per diem.

Section 19 amended.

Number of trout that may be taken.

Penalty.

## CHAPTER 91.

An Act annexing to the borough of Haddonfield, in the county of Camden, a part of Centre township, in the county of Camden.

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

Description of  
part of Centre  
township an-  
nexed to Had-  
donfield.

1. All that part of the township of Centre, in the county of Camden, lying within the following described boundary, to wit:

Beginning at a point in the middle line of Warwick road where it intersects the southerly boundary line of the borough of Haddonfield, thence (1) eastwardly along the southerly boundary line of the borough of Haddonfield, three thousand one hundred feet to a point in the middle of Coopers creek, thence (2) in a southeasterly direction and up the middle of said Coopers creek the various courses and distances to a point in the line of Tavistock borough, thence (3) northwesterly along the boundary line of said Tavistock borough two thousand one hundred and sixty feet more or less to a corner in the same, thence (4) still along the said Tavistock borough line northwesterly three thousand eight hundred and thirty-one and sixty-two one-hundredths feet to a point in the middle line of Warwick road (formerly Mansion avenue), thence (5) northeasterly along the middle line of Warwick road six hundred and sixty-five and sixty-nine one hundredths feet to a point in the angle of the same, thence (6) still along the middle line of said Warwick road in a northwesterly direction four hundred and fifty-five feet more or less to a point where the southerly borough line of Haddonfield intersects with the middle line of said Warwick road and the place of beginning, is hereby set off from the said township of Centre in the county of Camden and annexed to and made a part of the borough of Haddonfield in the county of Camden so that the same shall be hereafter a part of and within the territorial limits of the said borough

of Haddonfield and shall be governed by the laws of this State relating to boroughs and the ordinances of the borough of Haddonfield, in the county of Camden.

2. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 92.

An Act to incorporate the borough of Watchung in the county of Somerset.

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

1. The inhabitants of that portion of the township of North Plainfield, in the county of Somerset, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law, by the name of "The Borough of Watchung" and shall be governed by the general laws of this State relating to boroughs. Corporate name.

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

Beginning at a marble monument in or near the southerly side of the road leading from Plainfield to Warrenville, known as Mountain boulevard, said point also being in the division line between the township of Warren and North Plainfield township; thence running along said division line between said townships in a general southwesterly direction one hundred and sixty (160) feet more or less to a point in the division line between properties of Frank W. Cleves and George Hauser; thence running along the property line of said Cleves and Hauser in a southeasterly direction eight hundred fifteen (815) feet more or less to a point for a corner of said Cleves; thence running in a northeasterly direction bordering on the line between lands of Cleves, Carrar, Wichner, formerly Pedeflous, Kline and others and the same line if produced in a north- Boundaries of borough of Watchung.

easterly direction to intersect with a line drawn sixteen hundred (1600) feet at right angles in a northwesterly direction from and parallel with the centre of Interhaven avenue; thence running in a northeasterly direction parallel with and sixteen hundred (1600) feet at right angles from the centre line of Interhaven avenue; and passing along the top of the first range of the Watchung mountains to a point to intersect with the most westerly line of property belonging to N. B. Smalley as recited in deed of Brookside Sanitarium to Frederica B. Smalley dated July sixth, one thousand nine hundred and seventeen, and recorded in Book Z 15, page 391, said property line being the fifth course as mentioned in said deed; thence running along said line in a course of north forty-five degrees west ( $N. 45^{\circ} W.$ ) as mentioned in aforesaid deed, four hundred (400) feet more or less to a point being two thousand (2000) feet from and parallel with the centre line of said Interhaven avenue; thence running in a northeasterly direction parallel with and two thousand (2000) feet at right angles from the centre line of Interhaven avenue to a point being the intersection of a line drawn parallel and two thousand (2000) feet at right angles from the centre line of Interhaven avenue in a northwesterly direction and the fourteenth (14th) course in above mentioned deed if produced in a northwesterly direction; thence running south forty-five degrees east ( $S. 45^{\circ} E.$ ) as mentioned in said fourteenth (14) course along the prolongation of said course and passing through an Elm tree the end of the thirteenth (13th) course and the beginning of the fourteenth (14th) course to a stone heap the end of said fourteenth (14th) course; thence running southeasterly to a point being the southwesterly corner of a dam situated on property of S. Meeny, formerly John Herrman; thence running along the southerly face of said dam to a point in the westerly side of Somerset street; thence running along the westerly side of Somerset street to a point in the centre line of Interhaven avenue; thence running along the centre line of said Interhaven avenue in a northeasterly direction to a point being the intersection of said centre line of Interhaven avenue with the centre

line of Somerset street; thence still along the division line between the borough of North Plainfield and the township of North Plainfield in a northeasterly direction eighty-six hundred (8600) feet more or less to a point being the intersection of the centre line of Mountain avenue and Raymond avenue; thence running along the centre of said Raymond avenue in a southeasterly direction two hundred and twenty-five (225) feet more or less to a point in the centre of Green brook; thence running along the centre of said Green brook and following its various courses in a general northeasterly, northerly, westerly and northwesterly direction along the division lines of the city of Plainfield, Scotch Plains township and North Plainfield township to a point being a corner of North Plainfield township, Union county, and Warren township, Somerset county; thence running in a southwesterly direction along the division line between Warren township and North Plainfield township to the place of beginning.

3. This act shall take effect immediately, but shall not operate to effect the incorporation of the territory above described as a borough until its provisions shall have been submitted to and accepted by a majority vote of the qualified voters residing in the above described territory at the time of the passage hereof, at a special election to be held within thirty days after the approval of this act, between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, at a place within the said territory, which time and place are to be fixed by the clerk of the township of North Plainfield, in the county of Somerset. The clerk of said township of North Plainfield shall cause public notice of the time and place of the holding of the said election to be given by advertisements signed by himself and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed or written the propositions to be

Referendum.

Special election.

Notice given.

Ballots.

submitted to the voters with instructions in the following form:

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

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

**Marking ballot.** If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

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

**Election, how conducted.** Such election shall be held at the time and place so appointed and shall be conducted by the board of registry and elections of the election district of the said township of North Plainfield, wherein that portion of the foregoing described territory of the township of North Plainfield is located, but no special form of ballot except as herein provided and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the county clerk and the township committee of the township of North Plainfield of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative, to effect the incorporation of the said borough of Watchung.

**Statement of result.**



4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the election district of the said township of North Plainfield, which conducted the general election next preceding the holding of such election in said township, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of North Plainfield at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of North Plainfield by posting notices thereof in at least five of the most public places in said described territory, at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock of the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act, and who shall appear in person before them and establish to the satisfaction of the majority of the said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Somerset county, to be filed by the said board, and one copy shall be retained for the use of said township board of election at such special election.
5. Within ten days after a copy of the statement of said election, as prescribed by section three hereof, shall have been filed with the county clerk of the county of Somerset, and in case it is shown by said statement that this act has been adopted by the voters of said territory
- Register of voters.
- Notice of sitting of election board.
- Making new register.
- Affidavits.
- Special election to select borough officers.

as aforesaid, the said county clerk shall call another special election to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector, one constable and one justice of the peace to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on the day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice of advertisements, signed by himself and set up in at least five places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors, voting at such election, ballots, to be printed or written or partly written and partly printed on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk and shall be conducted by the officers of the second election district of the said township of North Plainfield, but no special form of ballot and no envelope need be used by any voter of said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Somerset of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough, and shall continue in office until the first day of January following said special election and until other

Notice given.

County clerk to provide ballots.

Nominations by petition.

Election, how conducted.

Register.

Returns.

Terms of officers.

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

6. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 93.

An Act concerning compensation of female guards in counties of the first class in this State.

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

1. From and after the passage of this act, all female guards or keepers of penal institutions in counties of the first class in this State shall be entitled to and shall receive from the county treasurer compensation equal to that now or hereafter received by male guards or keepers at such penal institutions. Compensation of female guards.

2. From and after the passage of this act, all female guards employed in the department of the sheriff in counties of the first class in this State who are now or who shall hereafter be regularly employed in the care, custody and transportation of female prisoners, shall be entitled to and shall receive from the county treasurer compensation equal to that now or hereafter received by court attendants in said counties. Compensation of female guards connected with sheriff's office.

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

Approved March 23, 1926.

## CHAPTER 94.

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

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

Reinstated  
corporations  
validated.

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

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 95.

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

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

Corporate  
name.

1. The inhabitants of that portion of the township of Center, in the county of Camden, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the borough of Runnemede and shall be governed by the general laws of this State relating to boroughs.

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

Boundaries of  
borough of  
Runnemede.

Beginning at Clements bridge, being the point of division between the townships of Center and Gloucester in the county of Camden and also the county of Gloucester, then extending northwardly following the courses of Big Timber creek to its junction with Beaver branch,

thence extending northeastwardly and eastwardly following the course of said Beaver branch to the line of the borough of Barrington; thence southwardly to Davis road and eastwardly along said road following said borough line to the line of the borough of Magnolia to the middle of Evesham road, being a point in the division line between the said townships of Center and Gloucester; thence extending southwestwardly along the said road to Clements bridge, the point and place of beginning.

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

Referendum.

Special election.

Notice of election.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the board of registry and elections of that certain election district of the said township of Center wherein the greater portion or all of the foregoing described territory of the township of Center is located, which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock

Election, how conducted.

Registry.

Notice of meeting of election board. P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Center shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters with instructions in the following form:

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

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

Marking ballot. If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "yes," it shall be counted as a vote in favor of such proposition.

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

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

utes of the township committee of the township of Center, and one of which certificates or returns shall be filed forthwith with the clerk of the county of Camden.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Camden, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen and an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of one o'clock P. M. and eight o'clock P. M. on a day and place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the members of the district board of registry and election of that certain election district of the said township of Center wherein the greater portion or all of the foregoing described territory of the

Special election to select borough officers.

Notice given.

County clerk to provide ballots.

Nominating by petition.

Election, how conducted.

Register. township of Center is located. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The said district board of registry and election holding said election shall on the following day make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at said election, on the filing of said return, who shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough and shall have qualified as required by law.

Returns.  
  
Terms of officers.

Approved March 23, 1926.

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#### CHAPTER 96.

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

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

Disposing of  
lands not  
deemed neces-  
sary.

1. In addition to the powers and duties heretofore imposed and conferred upon the State Highway Commission, the said commission shall have the power and authority, whenever any lands, premises or real estate, or any interest in and to the same, shall come into its possession or control, or whenever it shall take any such lands, premises or real estate, or any interest in and to the same, in the name of the State of New Jersey for the use of said State in the improvement, betterment, recon-



struction or maintenance of any State highway, and said commission shall thereafter determine that such lands thus acquired are no longer required for such use, to convey, grant, bargain and sell at public sale, or assign, transfer or exchange all or any portion of such lands, premises or real estate, or any interest in and to the same, with or without improvements thereon, including the hereditaments, appurtenances, easements and rights of way.

2. All deeds of conveyance shall be executed by the chairman of said State Highway Commission and attested by the secretary thereof for and on behalf of said commission and for and on behalf of the State of New Jersey, and the seal of said commission affixed thereto.

Execution of  
deeds.

3. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 97.

A Supplement to an act entitled "An act concerning townships" (Revision of 1898).

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

1. Any township of this State governed by a township committee consisting of five members may reduce the number of such committeemen to three members. This act shall take effect immediately; but its provisions shall remain inoperative until it shall have been assented to by a majority of the legal voters voting at the general election, or at any special election called for said purpose, in accordance with the provisions of this act.

Township  
committee  
may be re-  
duced.

Referendum.

2. Upon the filing with the township clerk of an affidavit, signed by ten per centum of the legal voters of such township who voted at the preceding general election, the said clerk shall within thirty days thereafter call a special election, or the question may be submitted

Procedure.

**New Jersey State Library**

	at the general election for the purpose of submitting to the voters of the township the question of the reduction of the township committee.
Election, how conducted.	3. The respective boards of registry and election in such township shall conduct the election. The clerk of such township shall prepare the ballot and upon the ballot shall be printed the following question:
Proposition stated on ballot.	Shall the township committee of ..... consist of three members instead of five members as heretofore, and upon the ballot shall appear the following instructions:
Marking ballot.	If you favor the proposition place a cross or X mark in the square opposite the word "Yes" in the said ballot. If you are opposed thereto place a cross or X mark opposite the word "No."
Conducting election.	The respective boards of registry and election shall conduct the same as provided in the provisions of an act entitled "An act to regulate elections" and shall return the result to the township clerk. If a majority of the votes be cast in favor of the said proposition it shall be declared adopted, and the terms of two members last elected to the township committee shall thereby be vacated, and at subsequent elections only such committeemen shall be elected as shall provide for a township committee of three members.
Result.	Approved March 23, 1926.

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## CHAPTER 98.

An Act to amend 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:

Section 10,  
Article 16,  
amended.

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

10. Right of Counties and Municipalities to Appropriate Money. The board of chosen freeholders of any county and the governing body of any municipality shall have power to appropriate and raise by taxation such sum or sums of money as they may deem expedient for the purchase of land or buildings for use of the National Guard or Naval Militia, and for the construction and equipping of any armory, arsenal and other building, camp ground and rifle ranges located therein and for the maintenance and support of any units thereof located in such county or municipality. If such lands or any part thereof cannot be obtained by agreement with the owner or owners thereof the board of chosen freeholders of any county or the governing body of any municipality are hereby authorized and empowered to institute proceedings and to acquire title to such lands pursuant to the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), approved March twentieth, one thousand nine hundred, and the acts amendatory thereof and supplemental thereto, and upon such acquisition as aforesaid the lands so acquired shall be used for the purposes mentioned in this section.

Local taxation  
for militia  
purposes.

Property may  
be acquired by  
condemnation.

2. This act shall take effect immediately.

Approved March 23, 1926.

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#### CHAPTER 99.

An Act fixing the boundaries of Ventnor City 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 Ventnor City, in the county of Atlantic and State of New Jersey, shall be as follows:

Boundaries of  
Ventnor City.

Beginning at a point where the middle line of Fredericksburg avenue if extended southwardly intersects the line as far as the jurisdiction of the State extends in the Atlantic ocean, and extends thence northwestwardly along the middle line of Fredericksburg avenue extended to the middle of Winchester avenue; thence northwestwardly along the middle line of Fredericksburg avenue as now laid out to the middle of the channel of Shelter bay; thence northeastwardly along the middle of the channel of Shelter bay to Turtle Gut; thence southeastwardly along Turtle Gut to the middle of the channel of Beach thoroughfare; thence northeastwardly in the middle of the channel of Beach thoroughfare to the westerly boundary of Atlantic City; thence southwardly along the westerly boundary of Atlantic City as far as the jurisdiction of the State extends in the Atlantic ocean; thence westwardly along the line as far as the jurisdiction of the State extends in the Atlantic ocean, to 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 March 23, 1926.

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## CHAPTER 100.

An Act fixing the boundaries of Margate City 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 Margate City, in the county of Atlantic and State of New Jersey, shall be as follows:

Boundaries of  
Margate City.

Beginning at a point where the northeasterly boundary line of the borough of Longport intersects the center of the main channel of Beach thoroughfare; thence ex-

tending along said boundary line southeastwardly to a point where said boundary line intersects the exterior line as far as the jurisdiction of the State of New Jersey extends in the Atlantic ocean; thence northeastwardly along said exterior boundary line of the State to a point where the southwesterly boundary line of Ventnor City intersects the said exterior line; thence northwestwardly along the said southwesterly boundary line of Ventnor City to a point where the center line of Fredericksburg avenue intersects the center line of Winchester avenue; thence northwestwardly in the center line of Fredericksburg avenue, as now laid out, to the center of the main channel of Beach thoroughfare; thence southwestwardly in the center line of the main channel of Beach thoroughfare to the place of beginning.

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

Approved March 23, 1926.

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## CHAPTER 101.

An Act to amend 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," approved April ninth, one thousand nine hundred and thirteen.

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

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

Board of works created.	1. In all cities of the second class in this State, which shall adopt this act, there shall be established a board of public works, which shall be invested with the powers and charged with the duties hereinafter set forth. In every such city the mayor thereof shall appoint, 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, and on each succeeding first day of January thereafter, the said mayor shall appoint one suitable person, 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 be members of the same political party. When the first day of January falls on Sunday or legal holiday any such appointments shall be made on the following week day not a holiday.
Appointed by mayor.	
Terms.	
Partisanship.	
Confirmed by council.	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. In each city heretofore or hereafter adopting the provisions of this act 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 dollars, and in each city having a population of fifty thousand or more inhabitants each of the members of the said board shall receive an annual salary of not more than four thousand dollars, 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.
Salaries according to population.	

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 . . . . . (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 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. The members, after appointment and confirmation shall elect a president of the board from among the members thereof. Each of the members of such board shall devote such time and attention to the faithful performance of the duties of his office as the affairs under the government, control and management of such board and the public interest may require. No member of such board 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 of office without having resigned as a member of such board, his office as member of such board shall thereupon become vacant.

Corporate name.

Oath.

Bond.

Organization.

Not hold two positions.

Any vacancy in such board 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 the said board in whose place he is appointed.

Vacancy.

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

Powers and duties vested in board.

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; and it shall also have the charge, control and management of the construction and maintenance of lamps, wells, pumps, waterworks, and of the water supply of such city, and of the distribution, sale and use of water therein, and also the charge, control and management of the public parks and the 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 and the department of charities and corrections, the board of health and the library buildings.

Repealer.

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

3. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 102.

An Act to supplement an act entitled "An act for the creation of sewerage districts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts," approved April twenty-first, one thousand nine hundred and nine, and to validate and legalize proceedings for the adoption of a system of sewerage by sewerage districts and the issuance of improvement certificates and making of contracts by such districts pursuant to said act.

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

Validating  
election in  
sewerage  
district.

1. Whenever any township committee, in reliance upon and attempting to comply with the provisions of an act entitled "An act for the creation of sewerage dis-



tricts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts," approved April twenty-first, one thousand nine hundred and nine, and the act amendatory thereof entitled "An act to amend an act entitled 'An act for the creation of sewerage districts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts,' approved April twenty-first, one thousand nine hundred and nine," approved April sixth, one thousand nine hundred and fifteen, or either of said acts, has set off and designated by number from the territory of such township a sewerage district and an election has been called and held in such sewerage district for the purpose of submitting the question whether or not there shall be constructed within such district a sewer or sewers, or a system of sewerage, with the appurtenances, said election and any resolutions adopted thereat, are hereby validated and legalized, notwithstanding any defect, omission or irregularity in the manner of submitting such proposition, including the proceedings for the calling of such election and the ballot used at said election, and the canvass and the filing of the result thereof, and such sewerage district shall be a body corporate and shall constitute a political subdivision of the State of New Jersey; *provided, however,* that a majority of the legal votes cast at said election were in favor of the construction within such district of a sewer or sewers, or system of sewerage, with the appurtenances, and that sewerage commissioners for said district shall be elected as hereinafter provided.

Proviso.

2. In the event that any township committee, relying upon and attempting to comply with the provisions of said acts, shall have heretofore set off and designated by number, or shall hereafter set off and designate by number, any such sewerage district, and the legal voters of said district shall not have elected sewerage commissioners in the manner provided in said acts, said township committee shall appoint a time and place in such district at which the legal voters of such district

Election of commissioners.

Notice.	shall meet for the purpose of electing sewerage commissioners for said district. Notice of any such meeting shall be published in a newspaper published or circulating in the township and shall be posted in five of the most public places within the district at least ten days before the date of such meeting. Such meeting shall be conducted by a chairman and clerk to be designated by the township committee. At such meeting the voters shall by ballot elect three persons who are legal voters and residents of said district, as sewerage commissioners for the district. The officers holding the meeting shall make and file a certificate showing the results of the meeting with the township clerk of the township, who shall enter such certificate in full in the minute book of the township committee. It shall be the duty of the sewerage commissioners so elected to take and file with the township clerk an oath faithfully and impartially to perform their duties as such commissioners and thereupon to organize by the election of one of their number as chairman and by the appointment of a clerk, who need not be one of the commissioners.
Meeting.	
Certificate of result.	
Oath of commissioners.	
Powers and duties.	3. The sewerage commissioners elected as herein provided shall have all the powers and shall perform all the duties conferred upon or required to be performed by sewerage commissioners in said act entitled "An act for the creation of sewerage districts in townships of this State, and to provide for the maintenance thereof, and the election of sewerage commissioners for such districts," approved April twenty-first, one thousand nine hundred and nine, and the township committee shall not, after the election of such sewerage commissioners, serve as sewerage commissioners for such district.
Hearing on assessments for benefits.	4. The sewerage commissioners elected as herein provided shall, prior to the issuance of any bonds or the levy of any taxes or special assessments for benefits pursuant to said acts, appoint a time and place at which the commissioners will meet and hear any complaint which may be made by any person owning or having an interest in any property included in the district. A notice stating the time, place and purpose of such hearing
Notice given.	

shall be published once in a newspaper published or circulating in the township and posted in five of the most conspicuous public places in the district not less than twenty days prior to the date of the hearing. The commissioners shall hear all evidence offered in support of any such complaint and shall, after giving due consideration thereto, change or alter the boundaries of the district so as to exclude therefrom all property which may receive no substantial benefit from the sewer or sewers, or system of sewerage, with the appurtenances, proposed to be constructed therein.

Hearing and  
action.

5. In the event that any township committee, while acting or serving, or purporting to act or to serve, as sewerage commissioners of any such district, shall have entered into any contract or contracts for the construction of any sewer or sewers, or system of sewerage, with the appurtenances, or shall have issued any improvement certificates on behalf of such district, the sewerage commissioners of such district elected pursuant to this act, may, in their discretion, adopt and ratify any such contract or contracts or improvement certificates, notwithstanding any irregularity or omission or defect in the proceedings for the authorization or letting of such contracts or the issuance of such certificates; *provided, however,* that it shall appear to the satisfaction of such sewerage commissioners that any such improvement certificates so adopted and ratified were issued at not less than par in payment of the whole or a part of the cost of constructing in such district a sewer or sewers, or system of sewerage, with the appurtenances, and that the work done and materials used in the construction of such sewer or sewers, or system of sewerage, with the appurtenances, has benefited the district to an amount, and is of a value, not less than the amount of such improvement certificates so adopted and ratified. All such contracts and improvement certificates so adopted and ratified are hereby validated and legalized, and the sewerage commissioners shall have power to issue bonds in the manner provided in said acts for the payment of such certificates.

As to contracts  
and certificates  
issued by town-  
ship committee.

Proviso.

Validation.

6. This act shall take effect immediately.  
Approved March 23, 1926.

## CHAPTER 103.

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

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:

Compensation  
of firewardens  
and helpers.

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

Rates of pay-  
ment.

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

Firewardens, while otherwise employed, fifty cents per hour.

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

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

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

Presentation  
of bills.

Payment.

One-half paid  
by State.

Proviso.

Proviso.

2. Wherever the word "township" is used in this act the said word shall be taken to mean and include a city, town, borough, village or any other municipality.

Definition.

3. This act shall take effect the first day of July, one thousand nine hundred and twenty-six.

Act effective.

Approved March 23, 1926.

## CHAPTER 104.

A Supplement to an act entitled "An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Additional  
State highway.

Route.

Direct route.

Use of exist-  
ing highways.

1. The State Highway Commission shall, in addition to the routes already designated in the act of which this act is a supplement, as soon as practicable, lay out a route for a State Highway System as follows: Beginning at the Delaware River bridge in the borough of Stockton, county of Hunterdon, and running thence through or near Sergeantsville to a point through or near Sandbrook; thence to the borough of Flemington; thence through or near Three Bridges; thence to a point through or near Centerville, where the counties of Somerset and Hunterdon join; thence along the Old York road adjoining the county line to a point where the Old York road joins the road running from Readington to Raritan; thence to the town of Raritan; thence to the borough of Somerville; thence to the city of New Brunswick by way of Finderne, Manville, Millstone, East Millstone and Middlebush. Said route shall be as short and direct as practical between the points specified, general regard being had for other requirements of the act of which this act is a supplement.

2. Existing highways may be made use of wherever it is convenient so to do, but the commission may lay out, open and improve new roads over acquired rights of way and may also lay out routes in continuation of, connecting with, or in addition to the routes herein specified.

3. The route referred to in this act and the work contemplated thereunder shall be governed by the provision to the act of which act this is a supplement. Act governing work.

4. This act shall take effect immediately.

Approved March 23, 1926.

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#### CHAPTER 105.

An Act to allow and make lawful for adjacent townships and boroughs situated in the same county to join in the appointment of a recorder.

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

1. That it shall be lawful for one or more adjacent townships and boroughs situated in the same county to join in the appointment of a recorder, who shall have all the jurisdiction in criminal matters and all other matters now conferred by statute on recorders; and that such townships and boroughs shall have power to jointly fix the compensation to be paid to such recorder. Such compensation to be the same as now fixed by statute. Recorder for adjacent boroughs and townships.

2. This act shall take effect immediately. Compensation.

Approved March 23, 1926.

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#### CHAPTER 106.

An Act to annex to the borough of Barrington, in the county of Camden, a part of the township of Centre in the county of Camden.

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

1. All that part of the township of Centre, in the county of Camden, lying within the following-described boundary, to wit:

Description of  
part of town-  
ship of Centre  
annexed to  
borough of  
Barrington.

Beginning at a point in the center line of Warwick road (formerly known as Mansion avenue) where it intersects with the southerly line of the borough of Had-donfield, thence (1) southeasterly along the middle line of said Warwick road four hundred and fifty-five feet more or less to an angle in the same, thence (2) still along the same in a southwesterly direction one thou-sand two hundred and ninety-eight and four-tenths feet to another angle in said Warwick road, thence (3) still along the middle line in a southwesterly direction one thousand one hundred and ninety-nine and seventy-eight hundredths feet to another angle in said Warwick road, thence (4) still along the middle line of same in a south-westerly direction six hundred and ninety-six and fifty-five hundredths feet to a point, said point being a cor-ner to lands now or late of E. T. Gill, thence (5) north-westerly along the line of lands now or late of E. T. Gill two hundred and fifty feet to a point in the same, thence (6) southwesterly along the same thirty feet to another point, thence (7) still along the same northwest-erly five hundred and seventy-three and eighty-five hun-dredths feet to a point, thence (8) still along the line now or late of E. T. Gill northwesterly three hundred and forty-two and seven hundredths feet to a corner, thence (9) still by the same in a southwesterly direction one hundred and sixty and thirty-seven hundredths feet to a point in the same, thence (10) still by the same in a southwesterly direction thirty-two and fifty-two hun-dredths feet to a point, said point being in the line of Barrington borough, thence (11) in a southwesterly direction along said borough line two hundred and twen-ty-five and thirty-three hundredths feet to a point, thence (12) still along the said borough line of Barrington north-westerly eight hundred and four feet to a point by the branch of Big Timber creek, thence (13) southwesterly along said borough line three hundred and forty-one and eighty-six hundredths feet to a point in the same, thence (14) still along the said borough line northeasterly five hundred and seven and forty-one hundredths feet to a point, thence (15) still along said borough line north-westerly nine hundred and forty-seven and fifty-one hundredths feet to a point in the center line of Clements



Bridge road, said point being also in the line of the borough of Haddon Heights where it intersects with the northerly line of the borough of Barrington, thence (16) along the center line of said Clements Bridge road and the southerly boundary line of the borough of Haddon Heights in a northeasterly direction one thousand six hundred and eighty feet more or less to a point where the southerly borough line of Haddonfield intersects the southeasterly borough line of the borough of Haddon Heights, thence (17) in a southeasterly direction along the southerly borough line of Haddonfield two thousand four hundred and twenty-five feet to a point in the middle line of the aforesaid Warwick road and the place of beginning, is hereby set off from the said township of Centre, in the county of Camden, and annexed to and made a part of the borough of Barrington, in the county of Camden.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 107.

An Act to provide for the maintenance of old and faithful servants in the departments of finance of the several cities of the State of New Jersey.

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

1. Any person who has served as an official or employee in the department of finance of any city in this State for a period of twenty consecutive years and has attained or may hereafter attain the age of seventy-two years and become physically incapable of following any regular occupation may retire or be retired by the governing body under the conditions set forth in the second section of this act. It shall be lawful for the governing body to pay annually to such person during his or her

Retirement of  
employee in  
city financial  
department.

Pension.

Amount.	natural life, by way of pension, such sum as the said governing body shall by resolution determine, not less, however, than one-half the annual salary or compensation of such person at the time of the completion of his or her period of twenty years' consecutive service; <i>provided</i> , that the benefits of this act shall not be denied to any person who has ceased to be employed in the service of the city and who has reached or may hereafter reach the age of seventy-two years, but this act shall apply to any person who prior to the enactment hereof was in the employ of such city for the number of years and under the conditions herein specified, except that such benefits shall not be accorded to any person discharged from such employment for improper conduct or neglect of duty as an officer or employee of such city.
Proviso.	
Application for pension.	2. When any person shall desire to avail himself or herself of the provisions of this act, such person shall make application in writing to the governing body of the city, whereupon it shall be the duty of the governing body to call to its assistance a physician or surgeon, who shall represent the governing body, and the person making the application may likewise call to his or her aid, a regularly licensed and practicing physician or surgeon, and the executive officer of the city is hereby authorized to administer oaths to the physicians and other persons
Examination.	called with respect to the matter before them, to determine whether such person is entitled to the benefits of this act on account of physical disability developed during his or her period of service, and in case the two physicians called shall fail to agree upon the physical condition of the applicant, then the governing body shall call a third disinterested licensed and practicing physician
Determination.	or surgeon, and the determination of the majority of said three physicians or surgeons shall be reduced to writing and signed by them and the governing body shall consider the same as final in determining the right of the applicant to the benefits of this act.
Provision for payment.	3. Provision for the payment of pensions arising under this act shall be made by appropriation in the same manner as for other expenses of the municipality, and no pension shall cease or become invalid by reason of the abolition of the department or office in which such

person was employed or any change in the title thereof, and it is hereby made the duty of the governing body to make suitable provision for said pension in the annual budget of expenses.

4. There shall be deducted from the several payments, as provided in the first section of this act, a sum equal to three per centum of the average monthly salary or compensation of such person during his or her period of service or in lieu thereof the governing body may withhold all payments arising under this act until the total sum thus withheld shall equal three per centum of the total sum paid such person during his or her period of service, which sum thus withheld shall be remitted to the treasury of the municipality or disposed of in such manner as the governing body may by resolution determine.

Deduction  
from pay-  
ments.

Approved March 23, 1926.

## CHAPTER 108.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

1. The State Highway Commission shall as soon as practicable, and in accordance with the provisions of the act to which this is a supplement, lay out a route for the State Highway System as follows: Beginning at the commencement of Route No. 1 in Jersey City, and running northwesterly through Jersey City, Hoboken, Union City, North Bergen, Secaucus, Hudson county;

Additional  
State highway.  
Route.

Carlstadt, East Rutherford, Wallington, in Bergen county; Passaic, in Passaic county, connecting with State Highway Route No. 11 in Passaic county.

2. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 109.

Supplement to an act entitled "An act for the limitation of actions."

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

Persons es-  
topped from  
claiming land  
under certain  
conditions.

1. Where lands are or have been devised to two (2) or more persons in severalty by a paper writing purporting to be a last will and testament executed by the owner of such lands in the presence of two (2) or more witnesses, which paper writing is inoperative and void as a will, such persons being the heirs at law of decedent, and such persons, their heirs, executors and assigns, remain or have remained for a period of sixty (60) years after the death of such decedent in the actual or constructive possession of the respective parcels of land, so purporting to be devised severally to them, every such person, his heirs, executors and assigns, shall be estopped from claiming any right, title or interest in the lands mentioned in said paper writing, except in such land as was devised or attempted to be devised to such person in severalty; and no action shall be brought by any such persons, their heirs, executors or assigns, to enforce any right or claim as heir of such decedent in the other lands mentioned in said paper writing.

No action  
brought.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 110.

An act to amend an act entitled "A further supplement to an act entitled 'An act fixing the compensation of certain public officers of the State,' " approved March sixteenth, one thousand eight hundred and seventy-six, which further supplement was approved March twenty-third, one thousand nine hundred, approved April tenth, one thousand nine hundred and nineteen.

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

1. Section one of 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.

The Adjutant-General and Quartermaster-General shall each receive a salary at the rate of six thousand dollars per annum, payable semimonthly, and no fees.

Salary of  
Adjutant and  
Quartermaster  
Generals.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 111.

An Act to incorporate the "Borough of Bellmawr" in the county of Camden.

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

1. The inhabitants of that portion of the township of Centre, in the county of Camden, contained within the limits hereinafter set forth are hereby constituted and declared to be a body politic and corporate, in fact and in law, by the name of "Borough of Bellmawr" and shall be governed by the general laws of this State relating to boroughs.

Corporate  
name.

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

Boundaries of  
borough of  
Bellmawr.

Beginning in the center of the bridge over Little Timber creek and also being the center of the road from Woodbury to Haddonfield (formerly called the King's highway): thence along same south seventy-eight degrees twenty-one minutes west (S.  $78^{\circ} 21'$  W.), two thousand six hundred eighty feet (2,680 ft.), to the line between A. Bengal and A. Mellon; thence (2) south forty-three degrees nine minutes east (S.  $43^{\circ} 9'$  E.) along said line, four hundred and ninety feet (490 ft.) to a corner in same; thence (3) south fifty-three degrees fifty-one minutes west (S.  $53^{\circ} 51'$  W.) fifteen hundred and thirty-five feet (1,535 ft.) to the center of Great Timber creek; thence (4) up the said creek in a southeasterly direction, the several courses and distances thereof to the mouth of the Beaver branch; thence (5) up the same, the several distances and courses thereof to the Barrington borough line; thence (6) along said line north forty-seven degrees fifty minutes east (N.  $47^{\circ} 50'$  E.) sixteen hundred and twenty feet (1,620 ft.); thence (7) north twenty-four degrees forty-four minutes west (N.  $24^{\circ} 44'$  W.) sixteen hundred and sixty-eight feet (1,668 ft.); thence (8) north seventy-five degrees forty-four minutes east (N.  $75^{\circ} 44'$  E.) twenty-six feet (26 ft.); thence (9) north twenty-five degrees forty-five minutes west (N.  $25^{\circ} 45'$  W.) eleven hundred and thirty-five feet (1,135 ft.); thence (10) south sixty-nine degrees and thirty minutes west (S.  $69^{\circ} 30'$  W.) one hundred forty-eight and five-tenths feet (148.5 ft.); thence (11) north twenty-seven degrees thirty minutes west (N.  $27^{\circ} 30'$  W.) four hundred and seventy-eight feet (478 ft.) to the center of Little Timber creek; thence (12) down said creek, the several courses and distances thereof to the center of said bridge, the place of beginning.

Referendum.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory, and voting thereon on the day of said special

election. Said special election shall be held within the said territory within sixty days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, and at places within said territory to be fixed by the clerk of the township of Centre, in the county of Camden. The clerk of the township of Centre shall cause public notice of the time and place of the holding of the said election to be given by advertisements, signed by himself, and set up in at least five public places within said described territory and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

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

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

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

Election, how  
conducted.

Such election shall be held at the time and place or places so appointed, and shall be conducted by the officers of the election district of said township of Centre, whose territory most nearly corresponds in extent to the limits of the said territory above described, and which conducted the general election next preceding the holding of such election in said district, but no special form of ballot and no envelope need be used by any voter at said election. The officer holding such election shall, within two days after such election, make a return to the township committee of the township of Centre of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors, as aforesaid, and not otherwise, this act shall in all respects be operative.

Returns.

Register of  
voters.

The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the said township of Centre which conducted the general election next preceding the holding of such election in said township in the election district of said township of Centre whose territory most nearly corresponds in extent to the limits of the foregoing described territory; *provided*, that said list, for the purpose of this election, shall be revised so as to include all and only such voters of said township who may then reside within the territory comprised within the limits of the borough created by this act. And for the purpose the said board shall meet at such place or places within said described territory, and at such time as shall be designated by the clerk of the township of Centre, at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Centre by posting notice thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that

Proviso.

Notice of  
meeting of  
board of elec-  
tion.

Making new  
register.



purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who will appear in person before and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affidavit and shall be signed by him, and on the following day, one copy of said register shall be mailed to the chairman of the county board of elections of Camden county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.

Affidavits.

4. Immediately after the statement of the result of such election shall be made to the township committee of said township of Centre, another copy of said statement, certified by the clerk of the township of Centre, shall be filed by him in the office of the county clerk of the county of Camden.

Returns filed with county clerk.

5. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Camden, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election to be held within said territory within thirty days from the date of the filing of the said statement in his office for the purpose of electing a mayor, six councilmen, and such other officers as are required or permitted to be elected by law to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisement, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days

Special election to select officers.

Notice given.

County clerk to provide ballots. prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with the said county clerk of the statement showing the adoption of this act, and at least three days prior to said election. Such election shall be held at the time and place or places so appointed by the said county clerk, and shall be conducted by the said officers of the said election district of the said township of Centre whose territory most nearly corresponds in extent to the limits of said territory above described, but no special form of ballot and no envelope need be used for any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in section three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Camden of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough, and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough and shall have qualified as required by law.

Nominations by petition.

Conduction of election.

Register.

Returns.

Terms of officers.

6. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 112.

An Act to validate and confirm budgets in municipalities of this State.

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

1. All budgets approved and adopted by municipalities of this State are hereby validated and confirmed notwithstanding such budgets were not approved or adopted, or hearings were not held thereon, within the time limited by law. Validating budgets.
  2. This act shall take effect immediately.
- Approved March 23, 1926.

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CHAPTER 113.

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

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

1. The governing body of every municipality shall have power to make, publish, enforce, amend or repeal ordinances for the following purposes: Municipal authority.

(1-a) To register, regulate and govern the occupation of auctioneers and to regulate public auction sales; to fix the fees of auctioneers; to make such regulations and requirements for said business as it shall deem necessary for protection against fraud at public auction sales including the power to require a bond not exceeding the penal sum of five thousand dollars and proper for the good government, order, protection of persons and Regulating auctioneers and public sales.

Bond required.

Penalties, pre-  
scribed.

property, and for the preservation of the safety and property of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this act or by any law of this State; and to provide penalties for the violation thereof and to have the power to revoke any license for sufficient cause and after a hearing.

2. This act shall take effect immediately.

Approved March 23, 1926.

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#### CHAPTER 114.

An Act to fix salaries of secretaries of county boards of taxation in counties with over sixty taxing districts in this State.

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

Salary of  
secretary of  
boards of tax-  
ation in cer-  
tain counties.

1. In counties having more than sixty taxing districts the annual salary of the secretary of the county board of taxation shall be three thousand five hundred dollars, payable in equal semimonthly installments by the collectors of said counties.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 115.

An Act to ratify, confirm and continue the incorporation of the borough of Brooklawn, in the county of Camden, and to fix the boundaries and the corporate name thereof, and to ratify, confirm and validate the acts of the officers of the borough.

WHEREAS, The inhabitants of that portion of the township of Centre, in the county of Camden, within the boundaries hereinafter mentioned, were incorporated as a borough by the name of the "Borough of Brooklawn," 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 Brooklawn, in the county of Camden," approved March eleventh, one thousand nine hundred and twenty-four; and

Preamble.

WHEREAS, Doubt exists as to the incorporation of the borough of Brooklawn;

Preamble.

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

1. The inhabitants of the borough of Brooklawn and of that territory formerly a part of the township of Centre, in the county of Camden, and now known as the borough of Brooklawn 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 Brooklawn," and the creation, organization and incorporation of said borough are hereby ratified and confirmed, and the said borough of Brooklawn shall be governed by the general laws of the State relating to boroughs.

Corporate name.

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

Beginning in the middle line of the Mt. Ephraim road (sometimes called the road from Westville to Mt. Ephraim) and where the same crosses the middle line of Little Timber creek, and extending thence down the

Boundaries of borough of Brooklawn.

said Little Timber creek along the middle line thereof and in a general northwesterly and southerly direction, in part along the southerly boundary of the city of Gloucester City, to the confluence of said Little Timber creek with Big Timber creek; thence up said Big Timber creek, along the middle line thereof, the same being the line between the counties of Camden and Gloucester, in a general southwesterly and southeasterly direction, to a point opposite the southeasterly line of the lands of August Bengel; thence northeasterly along the same, said line being also the northwesterly line of the lands now or late of Richard B. and Andrew W. Mellon, an approximate distance of one thousand five hundred feet to a corner to said August Bengel's land; thence northwardly along the northeasterly line of said August Bengel's land, approximately four hundred and seventy feet to the middle line of the Mt. Ephraim road aforesaid (sometimes called the road from Westville to Mt. Ephraim); thence eastwardly along the middle line of same, an approximate distance of two thousand six hundred feet to the place of beginning.

Former acts  
validated.

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

4. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 116.

An Act to amend an act entitled "A further supplement to the act entitled 'An act to regulate fees,' approved April fifteenth, one thousand eight hundred and forty-six," which further supplement was approved March twenty-sixth, one thousand nine hundred and fourteen.

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

1. Paragraph one of the act entitled "A further supplement to the act entitled 'An act to regulate fees,' approved April fifteenth, one thousand eight hundred and forty-six," which further supplement was approved March twenty-six, one thousand nine hundred and fourteen, be and the same is hereby amended to read as follows:

Section 1  
amended.

1. Each applicant for a license to practice as an attorney or counsellor at law in the courts of this State, in order to be admitted to the bar examinations for any such license, shall pay examination fees to the clerk of the Supreme Court, for the use of the State, as follows: For the first examination for attorney's or counsellor's license, twenty-five dollars; and for each subsequent examination, if he fails to pass the first, for either attorney's or counsellor's license, fifteen dollars.

Examination  
fees.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 117.

An Amendment to an act entitled "An act fixing the compensation to be paid to the sergeants-at-arms and court criers of the Supreme Court Circuit, Circuit Court and Court of Common Pleas in counties of the first class," approved April sixth, one thousand nine hundred and twenty.

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

Section 1  
amended.

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

Salaries of  
court attend-  
ants.

1. In all counties of the first class in this State the sergeants-at-arms and the court criers of the Supreme Court Circuit, the Circuit, and the Courts of Common Pleas, shall each receive such annual salary, as shall be fixed by the justice or judges authorized by law to appoint the said sergeants-at-arms and court criers; *provided, however,* that the said salaries shall be fixed at a sum not less than that at present received and not more than four thousand dollars per annum; *and provided, further,* that the said salaries so fixed shall be approved by resolution of the board of chosen freeholders of the county wherein said salaries are to be paid. Said salaries shall be paid semimonthly by the county treasurer.

Proviso.

Proviso.

Repealer.

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

Approved March 23, 1926.



## CHAPTER 118.

An Act to amend 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. Section three of the act entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, be and the same is hereby amended to read as follows: Section 3 amended.

3. Upon filing the certificate as aforesaid, the persons who shall have signed and acknowledged such certificate and their associates and successors, shall thereupon by virtue of this act be a body politic and corporate by the name stated in such certificate, and as such shall have power: Body corporate.

I. To have perpetual succession by its corporate name: Powers:  
Succession;

II. To sue and be sued, complain and defend in any court of law or equity; Legal rights;

III. To make and use a common seal and alter the same at pleasure; Seal;

IV. To appoint such officers, managers and agents as the business of the corporation may require; Officers;

V. To make by-laws not inconsistent with the laws of the State or of the United States, for the management of its property and the regulation of its affairs, which by-laws now or hereafter made may contain provisions empowering any absent member entitled to vote at any meeting of the members of the corporation, to be represented and vote at any such meeting by proxy authorized in writing, and said by-laws may prescribe the qualifications of proxies and the form of the written authorization, but no such written authorization shall be valid after three years from its date; By-laws;

- Contracts; VI. To contract and be contracted with;  
 Property; VII. To take and hold by lease, gift, purchase, grant, devise or bequest any property, real or personal, as may be necessary or desirable for attaining the objects and carrying into effect the purposes of the corporation, and to transfer and convey all or any such real or personal property; borrow money for the purposes of the corporation and issue bonds therefor, and to secure the same by mortgage.
- Privileges. VIII. To exercise any corporate powers necessary to the exercise of the powers above enumerated and given.  
 2. This act shall take effect immediately.  
 Approved March 23, 1926.

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#### CHAPTER 119.

An Act to amend an act entitled "An act respecting the Orphans' Court, and relating to the powers and duties of the ordinary, and the Orphans' Court and surrogates" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

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

Section 142  
amended.

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

Married  
woman may  
act as execu-  
trix, etc.

142. A married woman may be an executrix, administratrix, guardian or trustee, as if unmarried. In case of the marriage of any female after her appointment, her authority is not extinguished nor affected by the marriage.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 120.

An Act to repeal an act entitled "A supplement to 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, approved April sixth, one thousand nine hundred and eleven.

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

1. A supplement to 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, approved April sixth, one thousand nine hundred and eleven, be and the same is hereby repealed. Supplement repealed.

2. This act shall take effect immediately.

Approved March 23, 1926.

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CHAPTER 121.

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

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

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

Procedure for  
recovery of  
penalties.

15. All penalties incurred for violation of this act, except in cases of misdemeanor hereunder, shall be sued for and recovered in the same manner and by the person or persons authorized to sue for and recover penalties under the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the acts supplementary thereto and amendatory thereof. All such penalties recovered shall be remitted within ten days after the payment thereof by the court or magistrate before whom the same were recovered to the Board of Fish and Game Commissioners.

2. This act shall take effect immediately.

Approved March 23, 1926.

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## CHAPTER 122.

An Act to amend an act entitled "An act for the protection of deer," approved March twenty-first, one thousand nine hundred and twelve, approved February twenty-sixth, one thousand nine hundred and twenty-five.

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

Section 7  
amended.

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

Violation a  
misdemeanor.

7. Any person or persons who shall violate any of the provisions of this act, whether such person or persons has been prosecuted for a penalty for such violation, or not, shall be guilty of a misdemeanor. This act shall be enforced by the persons authorized by and in accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws

Procedure  
for enforce-  
ment.

relating to fish, game and birds and for the recovery of penalties for violation thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the supplements thereto and the amendments thereof.

2. This act shall take effect immediately.

Approved March 23, 1926.

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#### CHAPTER 123.

An Act to repeal an act entitled "A further supplement to an act entitled 'An act to regulate elections' (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight," which further supplement was approved March fourth, one thousand nine hundred and eighteen, and is known as chapter 210 of the Laws of 1918.

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

1. An act entitled "A further supplement to an act entitled 'An act to regulate elections' (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight," which further supplement was approved March fourth, one thousand nine hundred and eighteen and is known as chapter 210 of the Laws of 1918, be and the same is hereby repealed.

Chapter 210,  
P. L. 1918,  
repealed.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 124.

A Supplement to an act entitled "An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Additional  
highway.

Route.

1. The State Highway Commission shall as soon as practicable lay out for and as a part of the State Highway System a road leading from State Highway Route No. 1 in the city of Jersey City, or from any connection or proposed connection with said Route No. 1 in the town of Kearny to State Highway Route No. 12 at Caldwell township, through the town of Kearny, borough of North Arlington, town of Belleville, to connect with State Highway Route No. 11 in said town; town of Bloomfield, borough of Glen Ridge, town of Montclair to connect with State Highway Route No. 8 in said town; borough of Verona, and thence to Route No. 12 in said township of Caldwell.

Repealer.

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

Approved March 23, 1926.

## CHAPTER 125.

A Supplement to an act entitled "An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

1. The State Highway Commission shall, as soon as practicable, lay out for and as an extension of the State Highway System a route leading from the easterly terminus of State Highway Route No. 5 in the township of Maplewood through the town of Irvington, city of Newark, to connect with State Highway Route No. 1 as now or hereafter laid out in said city of Newark. Additional highway route.

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

Approved March 23, 1926.

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CHAPTER 126.

A Supplement to an act entitled "An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

1. The State Highway Commission shall, as soon as practicable, lay out for and as a part of the State High- Additional highway.

- Route.** way System a road leading from State Highway Route No. 1 in the city of Jersey City through the town of Kearny, town of Harrison, city of Newark, city of East Orange, city of Orange, town of West Orange, township of Livingston, and through Hanover, Whippany and Littleton in the township of Hanover, and thence to connect with the present State highway route in the town of Dover.
- Repealer.** 2. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed and this act shall take effect immediately.  
Approved March 23, 1926.

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### CHAPTER 127.

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

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

- Section 707 amended.** 1. Section seven hundred and seven of the act to which this is an amendment be and the same is hereby amended so as to read as follows:
- Sale of county property.** 707. No land, or right or interest therein, shall be sold by any county, except at public sale and to the highest bidder, after public advertisement at least once a week for four weeks prior to such sale, in a newspaper circulating in the county; *provided, however,* that any such board of chosen freeholders may sell or dispose of at private sale, without public advertisement, any lands or buildings or any right or interest therein, not needed for public use by such board, to the United States Government, the State of New Jersey or any political subdivision thereof, or to any county park commission established or hereafter established in such county.
- Proviso.** Approved March 23, 1926.



## CHAPTER 128.

A Supplement to an act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a department of weights and measures, and to provide penalties for other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven.

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

1. In all actions brought, pursuant to the provisions of the act to which this act is a supplement, where such action is brought in the District Court of any city or judicial district, or in the small cause court of any county, the prevailing party in any such action shall be entitled to recover his taxed costs, which said costs shall be taxed according to the practice and procedure prevailing in the court in which the action is instituted. The several boards of chosen freeholders, in the counties of this State, and the several municipalities, shall provide in their budgets, or from other sources, a sum sufficient for the purposes of this act. Prevailing party to have costs.  
  
Provision in county and municipal budgets.
  2. This act shall take effect immediately.
- Approved March 23, 1926.

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CHAPTER 129.

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.

Legal investments.	33. No savings bank shall invest the moneys deposited with the same in any manner except as follows, to wit:
U. S. securities.	I. In stocks or bonds or interest-bearing notes or obligations of the United States, or those for which the faith of the United States is distinctly pledged to provide for the payment of the principal and interest thereof;
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; <i>provided</i> , 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; <i>and provided, further</i> , 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;
Proviso.	
Proviso.	
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; <i>provided</i> , 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; <i>and provided, further</i> , 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 by any railroad company now operating in this State;

Mortgage  
bonds.

VII. Not to exceed eighty per centum of the total deposits 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

Trust mort-  
gage, etc.

Amount  
limited.

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.

Approval of  
investment by  
committee of  
managers.

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 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;

Proviso.

Property ac-  
quired by fore-  
closure.

(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;

Amount in-  
vested.

IX. Not more than twenty per centum of the total deposits may be invested:

In public  
utility securi-  
ties.

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, 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 \$2,500,000 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 for three calendar years or three nearer consecutive pe- Proviso.

	riods 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 semiannual 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.
Section 34 amended.	2. Section thirty-four of the act to which this act is an amendment be and hereby is amended so as to read as follows:
Loans upon collateral security.	34. No savings bank shall loan money on deposit with the same, or any part thereof, upon notes, bills of exchange or drafts, except upon the additional pledge of collateral security, which shall be of the same nature and character as those in which the money deposited may be invested as directed in the preceding section, or the capital stocks of national and State banks, or the capital stock or bonds of other corporations of this State, which have not defaulted in the payment of interest or dividends, upon the collateral loaned upon, within two years next preceding the time of such loan, and then only to the extent of eighty per centum of the market value of such collaterals; <i>provided</i> , the total amount of such loans shall not exceed fifteen per centum of the total deposits held by such savings bank; <i>provided, further</i> , that any savings bank may loan to any of its depositors a sum not
Proviso.	
Proviso.	

exceeding the amount of his deposit upon the promissory note of such depositor secured by his deposit.

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

Section 38  
amended.

38. In all cases of loans upon real estate, a sufficient bond, secured by a mortgage on said real estate, shall be required of the mortgagor; in the case of guaranteed bonds or certificates of participation purchased under the provisions of subdivision VII. (b) of section thirty-three of this act, such bond and mortgage may be made payable to or may be deposited with a trust company, bank, or title guaranty corporation organized under the laws of this State or the United States, or jointly by such a corporation and an individual who is a citizen and bona fide resident of this State, for the benefit of the holder or holders of such bonds; and all the expenses of searches, examinations and certificates of title or policies of title insurance and of drawing, perfecting and recording papers, shall be paid by the mortgagor.

Bond required  
on loans on  
real estate.

Expenses of  
searches, etc.,  
paid by mort-  
gagor.

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

Section 39  
amended.

39. When any building or buildings are included in the valuation of any real estate, upon which loan shall be made, the same shall be insured by the mortgagor in such company or companies as the managers shall approve, and the policy or policies of insurance shall be duly assigned, or the loss made payable, as interest may appear, to such bank; and such savings bank may renew such policy or policies of insurance in the same, or in any other company or companies, as it may elect, from year to year, or for a longer or shorter term, in case the mortgagor shall neglect to do so, and charge the amount paid to the mortgagor; and all necessary charges and expenses for such renewal or renewals shall be paid by such mortgagor to such savings bank, and shall be a lien upon the property so mortgaged, recoverable with interest from time of payment as part of the moneys secured to be paid by such mortgage. In the case of guaranteed bonds or certificates purchased under the

Property kept  
insured.

Renewal of  
policy.

Expenses.

provisions of subdivision VII. (b) of section thirty-three of this act, such policy or policies of insurance may be made payable to or may be deposited with a trust company, bank or title guaranty corporation organized under the laws of this State or the United States, or jointly by such a corporation and an individual who is a citizen and bona fide resident of this State, for the benefit of the holders of such bonds.

Certain  
statutes not  
affected.

5. Nothing herein contained shall repeal or affect the provisions of chapter 36 of the Laws of 1917, or of chapter 38 of the Laws of 1925, or of chapter 192 of the Laws of 1920 as amended by chapter 144 of the Laws of 1922, or of section 2 of chapter 228 of the Laws of 1925.

6. This act shall take effect immediately.

Approved March 23, 1926.

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#### CHAPTER 130.

An Act to validate bonds of townships and proceedings for their issuance.

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

Validating  
issuance of  
bonds by  
townships.

1. All proceedings for the issuance and sale by townships of this State of bonds for lawful purposes are hereby ratified, validated and confirmed, and said bonds, if heretofore delivered and paid for, or if hereafter delivered and paid for in accordance with a contract of sale heretofore made, shall be valid and binding township 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.

Proviso.

2. This act shall take effect immediately.

Approved March 23, 1926.



## CHAPTER 131.

An Act to amend an act entitled "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,' which supplement was approved March twenty-eighth, one thousand nine hundred and ten," and which amendment was 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 three of the act of which this act is amendatory be and it is hereby amended to read as follows:

The board of park commissioners of every such county shall, monthly and in each month, pay to the treasurer of said fund all moneys collected in payment of fines imposed upon members of the police force, all moneys deducted or withheld from the pay of members of the police force by reason of absence from duty from any cause, which moneys shall constitute part of said police pension or retirement fund; to said fund there shall also be added any moneys from time to time donated to this purpose, and all moneys derived from the sale of unclaimed goods or property coming into the possession of the police department of such county park commission; to such fund there shall also be added the moneys collected by subscription or assessment from or upon the members of the police force or department of such county park commission, which subscription or assessment shall be at least one per centum per annum and not more than three per centum per annum, in the discretion of the said board of park commissioners, of the annual salary of every such member of the police force or department, in order to entitle him to the benefits of such pension or retirement fund as hereinafter provided; and such as-

Section 3  
amended.

Sources of  
police fund.

Additional  
sources.

Proviso.	<p>essment shall be collected semimonthly from the salary of said members of said police force. <i>Provided, however,</i> that if any member of said police force in good standing shall voluntarily retire from said department, and his resignation be accepted, said park commission shall return to said member all the assessments paid into said fund by said member; and in case of the death, either before or after the passage of this act, of any member of said police force, while in the employ of said park commission, and who at his death was not receiving a pension as provided for in this act, said park commission shall return to the legal representatives of said member all the assessments paid into said fund by said member. On the first day of January in every year there shall also be added to such fund a sum equal to at least five per centum of the salaries in aggregate paid to said police force during the preceding year, which sum shall be taken from the funds in possession of said county park commission for the maintenance of the parks under its control.</p>
Contribution by park commission.	
Section 4 amended.	<p>2. Section four of the act of which this act is amendatory be and it is hereby amended to read as follows:</p>
Beneficiaries.	<p>Each of the persons hereinafter specified shall be entitled to receive a pension for life from the fund herein directed to be established, equal to one-half of his salary at the time of his retirement; <i>provided,</i> said fund shall be sufficient for the payment of the pension hereinafter provided for; and in case it shall not be sufficient for that purpose at any time, then all of said pensions shall abate proportionately. Every member of the police force or department of such county park commission having paid into the fund the full amount of the annual assessments or contributions of at least one per centum of his salary and who shall have received permanent disability from injury or sickness incurred while in actual service, so as to incapacitate him from duty, upon the certificate of the police surgeon or other physician or board of physicians designated by a board consisting of two members of such county park commission, two members of said police force and a fifth member to be chosen by said four other members. Every member of the police force</p>
Proviso.	
Conditions.	
Retirement.	

or department of such county park commission having paid into the fund the full amount of the annual assessments or contributions of at least one per centum of his salary and who shall have attained the age of fifty years and have served in all for a period of twenty years in said police force or department, such service not being required to be continuous, may, by the vote of said park commission, be so pensioned and retired, and shall, upon reaching the age of sixty years, and having served for a period of twenty years aforesaid, be, on application of such member, pensioned and retired. The widow of every member of the police force or department of such county park commission having paid into the fund the full amount of the annual assessments or contributions of at least one per centum of his salary and who shall have lost his life in the performance of duty and the widow of every member of the police force or department retired and pensioned as in this section hereinbefore provided, shall, providing she was married to her deceased husband before his retirement and before he arrived at the age of fifty years, and so long as she remains unmarried, receive a pension equivalent to one-half of the pay of her deceased husband at the time of his death in the performance of duty, or his retirement, annually, for use of herself and the children, if any, under sixteen years of age, of her deceased husband; and at her death, unmarried, the minor children under the age of sixteen years, of her deceased husband shall receive a pension as hereinafter provided; and in case such retired or deceased member leaves no widow him surviving, but children under the age of sixteen years, then such pension shall be paid to the guardian of such of his children who have not attained the age of sixteen years in equal shares until they respectively attain the age of sixteen years, provided no child shall receive more than the sum of forty dollars monthly; and in case such retired or deceased member leave no widow and no children under the age of sixteen years him surviving, then such pension shall be paid to the dependent parent or parents of such retired or deceased member.

Widow's pension.

As to children.

Proviso.

When payable to parents.

Approved March 23, 1926.

## CHAPTER 132.

An Act to amend an act entitled "An act relative to the Court of Errors and Appeals (Revision of 1900)," approved March twenty-third, one thousand nine hundred, approved March twelfth, one thousand nine hundred and twenty-four.

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

Section 9  
amended.

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

Salary of  
judges of  
Court of Er-  
rors.

9. The compensation of the judges of said court shall be severally the sum of forty dollars per day for every day they shall respectively attend the court and also for every day, not exceeding forty days in any term of said court, while necessarily engaged in the examination of cases or in the writing of opinions under assignment of said court, such service to be certified by the president of said court, but they shall have no allowance for mileage for attending said court.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 133.

An Act to amend the title and body of an act entitled "An act to enable counties which have no county hospital to assist in maintaining hospitals located in such counties," approved April twenty-six, one thousand eight hundred and eighty-six.

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

Title amended.

1. The title of the act entitled "An act to enable counties which have no county hospitals to assist in maintain-

ing hospitals located in such counties," approved April twenty-six, one thousand eight hundred and eighty-six, is hereby amended to read as follows: "An act to enable counties which have no county hospital to assist in maintaining hospitals located in such counties or in adjoining counties." New title.

2. Section one (1) of the act entitled "An act to enable counties which have no county hospital to assist in maintaining hospitals located in such counties," approved April twenty-six, one thousand eight hundred and eighty-six, is hereby amended to read as follows: Section 1 amended.

1. It shall and may be lawful for the board of chosen freeholders of any county of this State which has no hospital located therein maintained by such county other than the hospital or sick ward of the county poor home, or other than a county tuberculosis hospital or sanatorium, or other than a county hospital or sanatorium for the insane, or other than a hospital for contagious or infectious diseases, to make an appropriation of a sum of money not exceeding two hundred and fifty thousand dollars each year, in the same manner that appropriations for other county purposes are made, which sum so appropriated shall be included in the annual tax levy of such county, and collected in the same manner and at the same time as other county taxes, and shall be applied to the purpose of supporting and maintaining such patients as may be sent to any hospital or hospitals supported by private charity and located in such county or in an adjoining county; *provided*, that the sum so appropriated be used and applied for the benefit, comfort and maintenance of such patients, inmates of such hospital, as are residents of said county at the time of being sent to said hospital. Appropriation for care of indigent patients in private hospitals.

3. This act shall take effect immediately. Proviso.

Approved March 23, 1926.

## CHAPTER 134.

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:*

Additional  
land for  
Bordentown  
Industrial  
School.

Proceedings.

Appropriation.

1. The State Board of Education is hereby authorized to purchase or take and condemn so much land in the township of Bordentown, county of Burlington, and State of New Jersey, as the said board shall deem necessary for addition to the grounds of the Manual Training and Industrial School for Colored Youth. If it shall be necessary to acquire the land by condemnation the proceedings shall conform, in all respects, to the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of one thousand nine hundred)," approved March twentieth, one thousand nine hundred. No money shall be expended under the provisions of this act unless the same shall be included in an appropriation act, but money which has been or which hereafter may be appropriated toward the purchase of the land may be used in the acquisition of land by condemnation.

2. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 135.

An Act providing for the dredging and construction of a channel in Cold Spring harbor, Cape May county, as a part of the adopted route of the inland waterway extending from Cape May to Bayhead along the Atlantic coast, and to provide for the payment of the cost thereof.

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

1. The Board 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 mile 0 plus 0 in the adopted route of the inland waterway at the junction of Cold Spring harbor and Middle thoroughfare, and extending southwestwardly to Cold Spring inlet, in the county of Cape May, with a depth of not less than eighteen feet at mean low water and a bottom width of one hundred feet, as an addition to and for the purpose of enlarging the facilities of the inland waterway from Cape May to Bayhead.

Dredging,  
channel in  
Cape May  
county.

2. The said Board of Commerce and Navigation is hereby authorized to expend the sum of money which is to be appropriated for inland waterway maintenance, or so much thereof as may be necessary, becoming available July first, one thousand nine hundred and twenty-six, for the purpose of carrying into effect the provisions of this act.

Use of appro-  
priation.

3. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 136.

An Act to amend 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:*

Section 15  
amended.

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

15. Retirement from service shall be as follows:

Retirement  
at sixty  
years.

(1) A member who has attained age sixty may retire from service by filing with the board of trustees a written statement duly attested, setting forth at what time subsequent to the execution and filing thereof he desires to be retired. The board of trustees shall retire said member at the time specified or at such other time within thirty days after the date so specified as the board of trustees may find advisable.

Retirement at  
seventy years.

(2) Each and every member who has attained or shall attain age seventy shall be retired by the board of trustees for service forthwith, or at such time within ninety days thereafter as it shall deem advisable, except that an employee attaining seventy years of age may be continued in service from time to time upon written notice to the Comptroller by the head of the department where such employee is employed.

Possible con-  
tinuation.

2. This act shall take effect immediately.

Approved March 23, 1926.



## CHAPTER 137.

An Act to validate and confirm all appointments heretofore made of commissions to acquire, either by purchase or condemnations, and operate, privately owned waterworks, by two or more municipalities in this State under the terms of 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 waterworks now or hereafter supplying water therein, and in other municipalities, if any, in which water is supplied by the same waterworks, 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 appointment of any commission heretofore made by a justice of the Supreme Court of this State, pursuant to the terms of chapter 195 of the Laws of 1923, 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 waterworks now or hereafter supplying water therein, and in other municipalities, if any, in which water is supplied by the same waterworks, 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 and the same hereby is confirmed, validated and made effectual, under the terms of and as provided by said chapter 195 of the Laws of 1923, above mentioned, notwithstanding all the municipalities sup-

Appointment  
validated.

plied with water, by the waterworks whose property is sought to be acquired by purchase or condemnation by any of the municipalities so supplied, shall not have been notified in writing of such application to any justice of the Supreme Court of New Jersey, for the appointment of such commission, at least sixty days before the said application shall have been made, provided that all such municipalities shall have had at least twenty days' notice of such application, and made no protest or objection to such appointment.

Proviso.

Powers of  
commission.

2. Any commission appointed, in accordance with the terms of said chapter 195 of the Laws of 1923, and whose appointment is confirmed and made effectual and valid, in accordance with the provisions of this act, shall possess, have, enjoy and exercise all the powers and authority conferred and granted by chapter 195 of the Laws of 1923, as completely and effectually as if the appointment of such commission had been made by a justice of the Supreme Court, after sixty days' notice of such application had been given to all of the municipalities supplied by water, as provided by said act, and every act, power and authority heretofore or hereafter done, taken and exercised by any such commission appointed as aforesaid, be and the same hereby is and are confirmed, validated and made as effectual as if the appointment had been made in accordance with the terms of said chapter 195 of the Laws of 1923, and after sixty days' notice of the application for such appointment had been given as required by said act.

3. This act shall take effect immediately.

Approved March 23, 1926.

## CHAPTER 138.

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

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

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. Each member of the township committee shall be allowed and paid five dollars for each day he shall be actually necessarily employed in discharging the duties enjoined on him, as such officer; *provided*, that the aggregate annual compensation of each committeeman shall not exceed four hundred dollars; Per diem for committeeman.

And the township clerk shall be allowed and paid five dollars per day or such annual compensation as the committee shall, by ordinance, determine for the services rendered in the performance of the duties required of him by law; all salaries or other compensation shall be paid out of the treasury of the township. Proviso.  
Per diem for township clerk.

Approved March 23, 1926.

## CHAPTER 139.

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

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

Section 10  
amended.

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

Salary of  
sergeants-at-  
arms rated by  
population.

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

In counties having two hundred and fifty thousand or more inhabitants, an annual salary of not less than fifteen hundred dollars, or more than two thousand dollars.

In counties having between ninety thousand and two hundred and fifty thousand inhabitants, an annual salary of not less than twelve hundred dollars, or more than fifteen hundred dollars.

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

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

In counties having less than twenty-five thousand inhabitants, an annual salary of four hundred and fifty dollars. The amount of such salary shall be fixed by the governing body of any municipality in which said city District Court is located, and in judicial District Courts by the board of chosen freeholders of the respective counties in which such judicial District Courts

are located, at any time during the term of office of any such sergeant-at-arms.

Said sums to be paid semimonthly by the cities in which such courts are established or by the county treasurer of any county in which the judicial district may be established. Payments.

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

Approved March 24, 1926.

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## CHAPTER 140.

A Supplement to an act entitled "An act to amend an act entitled 'An act to establish a State highway system and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof,' " approved March thirteenth, nineteen hundred and seventeen, approved April fifteenth, one thousand nine hundred and nineteen.

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

1. The State Highway Commission may as soon as practicable survey, lay out, widen and straighten the Paterson Plank road between the Wallington County bridge and the proposed Route No. 17 to a uniform width of one hundred feet, and thereafter the State Highway Commission shall survey, lay out, widen and straighten the Paterson Plank road from Route No. 17 to Tonnele avenue in Union City, in the county of Hudson, to a width of one hundred and fifty feet. Improving  
Paterson Plank  
road.

2. The State Highway Commission may further survey and lay out a route one hundred and fifty feet wide from a point on the Paterson Plank road near the Hack- Proposed  
route.

ensack bridge in the town of Secaucus running westerly to connect with the County road and thence southerly along the County road to Tonnele avenue in Jersey City in the county of Hudson.

Improving  
Tonnele ave-  
nue.

Proviso.

3. The State Highway Commission may survey and widen the said Tonnele avenue from the Paterson Plank road westerly to connect with the proposed State Highway Route No. 1 to a uniform width of one hundred and fifty feet; *provided, however*, that the widths in this act established may, in the discretion of the State Highway Commission, be abridged or reduced wherever a building or structure shall interfere with the widening or straightening of the said road as contemplated by this act.

4. This act shall take effect immediately.

Approved March 24, 1926.

#### CHAPTER 141.

An Act for the relief of Georgianna Riker.

Preamble.

WHEREAS, John Riker, a resident of the city of Trenton and State of New Jersey, devoted more than thirty-one years of faithful service to the State of New Jersey as an employee in the office of the State treasury; and

Preamble.

WHEREAS, The value of his services aided in bringing to a high of efficiency one of the important agencies of the State government; and

Preamble.

WHEREAS, At death he left a widow, Georgianna Riker, who was totally dependent upon the deceased for support; and

Preamble.

WHEREAS, Notice of intention to apply for the passage hereof has been given as provided by the Constitution and the statutes of this State; therefore

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

Pension  
granted.

1. There be paid to Georgianna Riker, in monthly payments from the treasury of this State, a pension at

the rate of one hundred dollars (\$100) per month, such payment to be made by the Treasurer on warrant of the Comptroller, during the period of her natural life, or until she ceases to be a widow. Such pension shall commence from the date of the passage of this act.

2. This act shall take effect immediately.

Approved March 24, 1926.

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## CHAPTER 142.

An Act concerning the taxation of certain public utilities.

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

1. Hereafter any public utility which is required by any law of this State to pay an annual franchise tax based upon gross receipts shall not include in the statement of the gross receipts upon which such tax is based, levied or assessed, any sum or sums of money received in payment for such portion of its products as may have been sold and furnished to another public utility which is also subject to the payment of a franchise tax based upon gross receipts, and any public utility which is required by any law of this State to pay a tax based upon gross receipts in lieu of a tax on personal property shall not include in the statement of the gross receipts upon which such tax is based, levied or assessed, any sum or sums of money received in payment for such portion of its products as may have been sold and furnished to another public utility which is also subject to the payment of a tax based upon gross receipts in lieu of a tax on personal property, and such sum or sums so received shall not be included in the gross receipts upon which such taxes are levied or assessed.

Public utility not taxed for products sold another public utility.

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

Repealer.

Approved March 24, 1926.

## CHAPTER 143.

An Act to incorporate the "Borough of Lawnside," in the county of Camden.

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

Corporate  
name.

1. The inhabitants of that portion of the township of Centre, in the county of Camden, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate, in fact and in law, by the name of "Borough of Lawnside" and shall be governed by the general laws of this State relating to boroughs.

Special elec-  
tion called to  
select borough  
officers.

2. Within thirty days after this act becomes effective, the county clerk of the county shall call a special election to be held within the territory embraced within said borough for the purpose of electing a mayor, six councilmen, an assessor, a collector, one justice of the peace, and such other officers as are required or permitted to be elected by law to hold office until the first day of January following such special election, which election shall be held between the hours of six A. M. and seven o'clock P. M. on a day, and at a place or places within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots to be printed or written or partly printed or partly written, on which shall appear the names of all candidates for said offices, who shall have been nominated by petition of at least five voters residing within said territory, and appearing on the election register of the preceding general election.

Notice given.

Ballots.

Nominations  
by petition.

Election, how  
conducted.

The board of registry and election of the election district, or districts, embraced within the said territory shall



conduct the said election, and the name of any person appearing on said general election register of the preceding general election shall be entitled to vote in the special election held under this act. Petitions making nominations for any of said offices shall be filed with said county clerk within fifteen days from the date of the holding of such election. Such election shall be held at the time and place or places so appointed by the county clerk and shall be conducted by the officers of the election district of said township of Centre, the territory of which most nearly corresponds to the area above described, but no special form of ballot or envelope need be used by any voter at said election. The board or boards of registry and election conducting the said special election shall make return thereof to the county clerk of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of said borough, and shall continue in office until the first day of January following said special election, and until other officers have been elected by the voters of said borough and shall have been qualified as required by law.

When and  
where held.

Returns.

Term of  
elected officers.

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

Beginning at a point in the center of Coopers creek and Evesham road; thence (1) west along the center of said Evesham road one thousand seven hundred and eighty-four feet more or less to a stream in the easterly boundary line of Magnolia borough; thence (2) northwesterly along the said easterly boundary line of Magnolia borough three thousand seven hundred and seventy-three feet more or less to a point; thence (3) westerly and still along the boundary line of the borough of Magnolia through Charman avenue a distance of five hundred feet more or less to a point in the center of White Horse pike; thence (4) northwesterly along the center line of White Horse pike, this being the easterly boundary line of the Barrington borough four thousand four hundred and fifty feet to the northwest corner of Mount Peace cemetery in the said boundary line of Barrington borough; thence (5) easterly by the south

Boundaries of  
borough of  
Lawnside.

boundary line of said borough and along the line of Mount Peace cemetery one thousand one hundred and sixty-two feet more or less to a point in Jacob C. White's line, also corner to Mount Peace cemetery; thence (6) north along Jacob C. White's property and the Barrington borough line six hundred and sixty-nine feet more or less to a corner in E. T. Gill's land and also corner to the Barrington borough; thence (7) still along E. T. Gill's land thirty-two and fifty-two one hundredths feet to a point in the same; thence (8) northeasterly still along the same one hundred and sixty and thirty-seven one hundredths feet to another point in the same; thence (9) still by the same southwesterly three hundred and forty-two and seven one-hundredths feet to another corner in the lands of E. T. Gill; thence (10) still by the same southeasterly five hundred and seventy-three and eighty-five one-hundredths feet to a point; thence (11) still by lands of E. T. Gill northeasterly thirty feet to another corner in the same; thence (12) still by lands of E. T. Gill southwesterly two hundred and fifty feet to a point in the middle line of Warwick road (formerly known as Mansion avenue); thence (13) in a northeasterly direction along the middle line of said Warwick road (formerly known as Mansion avenue) one thousand seven hundred and sixteen feet more or less to the southwesterly boundary line of the borough of Tavistock; thence (14) southeasterly along Tavistock borough line a distance of eight hundred and ninety-three and sixty-four one-hundredths feet; thence (15) still along the said Tavistock borough line southeasterly two thousand five hundred and twenty-seven feet more or less to a point; thence (16) still along the Tavistock Borough line southeasterly three thousand four hundred and two and ninety-six one-hundredths feet to a point of Haddon Villa lands; thence (17) southeasterly along lands of Haddon villa forty-one and fifty-six one-hundredths feet to a stone; thence (18) still along the same southeasterly one hundred and twenty-six feet more or less to the south branch of Coopers creek, said point being the most easterly corner of the Tavistock borough; thence (19) in a southerly direction up the various

courses and distances of Coopers creek to a point in the middle line of Evesham road and the place of beginning.

4. This act shall take effect immediately.

Approved March 24, 1926.

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#### CHAPTER 144.

An Act to amend the title and body 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.

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 be and the same is hereby amended so as to read "An act concerning auto busses and their operation." New title.

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

1. The words "auto bus" as used herein shall mean and include any automobile or motor bus carrying passengers for hire which is held out, announced or advertised to operate or run, or which is operated or run, over any of the streets or public places in any municipality of this State, and indiscriminately accepts and discharges such persons as may offer themselves for transportation either at the termini or points along the way or route on which it is used or operated or may be running. Nothing herein contained shall be construed to include taxicabs, hotel busses, or busses employed solely in transporting school children and teachers. "Auto bus" defined.

The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever. "Person" defined.

"Street"  
defined.

The word "street" as used herein shall mean and include any street, avenue, park, parkway, highway, road or other public place.

"Municipality"  
defined.

The word "municipality" as used herein shall mean and include any city, town, township, village, borough, and any municipality governed by a board of commissioners or improvement commission.

Section 2  
amended.

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

Consent to  
use streets.

2. No auto bus as defined herein shall be operated or run while carrying passengers for hire wholly or partly along any street in any municipality, whether such operation is over a route wholly or partly within the territorial limits of such municipality, except as hereafter set forth, until the person owning or possessing the right to use the same shall obtain the consent of the board or body having control of public streets in such municipality for such operation and the use of any street or streets in said municipality; and no such consent shall become effective and no such operation shall be permitted until the holder of such consent shall have filed with the chief fiscal officer of the municipality by which said consent was granted an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of five thousand dollars (\$5,000) against loss from the liability imposed by law upon the holder of such consent for damages on account of bodily injury or death suffered by any person or persons as a result of an accident occurring by reason of the ownership, maintenance or use of such auto bus upon the public streets of such municipality, and such consent shall continue effective and such operation be permitted only so long as such insurance to the full and collectible amount of five thousand dollars (\$5,000) shall remain in force, during the entire term of the policy; such insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of such auto bus or any fault in respect thereto and shall be for the benefit of any person suffering loss, damage or injury as afore-

Liability  
insurance  
necessary.

Final judg-  
ment paid.

said; *and provided, further*, that a power of attorney shall be executed and delivered to such fiscal officer concurrently with the filing of a policy hereinbefore referred to, wherein and whereby the said holder of such consent shall nominate, constitute and appoint such fiscal officer his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy filed; *and provided, further*, that the provisions hereof as to the insurance shall not apply to any company which shall comply with the provisions of chapter two hundred and eleven of the Laws of one thousand nine hundred and twenty-five. The holder of any such consent heretofore granted and now in effect or hereafter granted and in effect may replace any auto bus operated under such consent with another auto bus and may substitute one auto bus for another and may operate such other or substituted auto bus under such consent provided such other or substituted auto bus conforms with lawful regulations and specifications. Any such consent heretofore granted and now in effect or hereafter granted and in effect, shall continue in effect until revoked, as herein provided. Any such consent, heretofore or hereafter granted, may be revoked by the board or body of the municipality granting the same after notice and hearing whenever it shall appear that the holder of such consent has failed to furnish and keep in force the insurance and the power of attorney herein required, or to comply with any lawful regulation imposed by the board or body granting such consent and approved by the Board of Public Utility Commissioners or any law of the State of New Jersey, but no such revocation shall become effective until the Board of Public Utility Commissioners, after hearing, shall approve same. Any such consent heretofore granted and now in effect or hereafter granted and in effect may be transferred by the holder thereof upon obtaining the approval of the Board of Public Utility Commissioners upon application to it by either the transferrer or the transferee. The holder of any consent for the operation of an auto bus may use such auto bus for

Proviso.

Agent to  
acknowledge  
service.

Proviso.

Substituted  
bus.

Consent re-  
vocable.

Transfer of  
consent.

Special use of  
bus.

Proviso.	special or occasional trips off its regular route whenever such auto bus is not required for the operation of the schedule on its regular route; <i>provided</i> , that no such special or occasional trips shall be in competition with any other auto bus route or street railway line.
Operation through municipalities not consenting.	Whenever the route of any auto bus extends through more than two municipalities and one or more municipalities have granted consent for such operation and the Board of Public Utility Commissioners has approved such consent and one or more municipalities have refused or failed to grant the necessary consent, in such case the Board of Public Utility Commissioners may permit the holder of such consent so granted and approved to run his auto bus through the municipality or municipalities which have refused or failed to grant the necessary consent; <i>provided</i> , that no passengers be either taken on or discharged from said auto bus anywhere within the boundaries of the municipality or municipalities so refusing or failing to grant such consent; <i>and provided</i> , further, that nothing herein contained shall be held to entitle any such municipality which has refused or failed to grant such consent, to any proportion of the five per centum franchise tax herein imposed.
Proviso.	
Proviso.	
Section 3 amended.	4. Section three of the act to which this act is an amendment be and the same is hereby amended so that the same shall read as follows:
Monthly statement filed with municipal treasurer.	3. Every person as herein defined owning or operating an auto bus as herein defined in any municipality of this State shall, on or before the tenth day of each calendar month, file with the chief fiscal officer of such municipality a statement, verified by oath, showing the gross receipts from the business of said auto bus or busses during the preceding calendar month, and shall at the same time pay to such fiscal officer of such municipality five (5) per centum of such gross receipts as a monthly franchise tax for revenue for the use of the streets;
Monthly franchise tax.	<i>provided</i> , that if the route over which such auto bus is operated shall extend beyond the limits of such municipality, then such person shall include in such statement the length of the route over which said auto bus is operated both within and without said municipality, and
Proviso.	

shall pay as said franchise tax to said municipality five (5) per centum of such proportion of the gross receipts as the length of the route in the municipality bears to the whole length of such route.

Proportional payment.

The sum accruing to any municipality under this section when paid shall be in lieu of all other franchise taxes and municipal license fees.

Sum paid in lieu of other payments.

All moneys now or hereafter payable under any law of this State as a fee for the licensing or registration of any auto bus, as herein defined, or as a tax on the fuel or the sale thereof used in any such auto bus in its operation in any municipality and all other taxes or fees now or hereafter imposed under any law of this State upon any auto bus or the operation thereof (except taxes on personal property) shall be paid notwithstanding this act by the owner or owners of such auto bus or by the person liable for such tax under any law of this State, and when paid the amount thereof shall be considered a credit on account of or in full as the case may be, for the franchise tax to be paid and apportioned according to the provisions hereof.

As to payment of fees due.

Payment credited to franchise tax.

Any person owning or operating an auto bus or auto busses in any municipality of this State neglecting or refusing to make such monthly statement or payment at the time and as required herein shall thereby forfeit and pay for such neglect or refusal one hundred dollars (\$100) for each offense, to be recoverable by action in the name of such municipality in any court of competent jurisdiction, and when collected paid into the municipal treasury. Any person who shall falsely make any oath required to be made in this act shall be deemed guilty of perjury, and, upon conviction thereof, shall be liable to all penalties by law therefor.

Penalty for not making monthly statement or payment.

False oath deemed perjury.

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

Section 5 amended.

5. Any person operating an auto bus in any of the streets of any municipality in this State at any time, after sixty days from the time when this act shall take effect, without complying with the provisions of this act, shall be deemed guilty of a misdemeanor and subject to the

Penalty for illegal operation of bus.

Proceedings to  
prevent viola-  
tion of act.

penalties therefor provided by law. It shall be the duty of the Board of Public Utility Commissioners to take proceedings at law or in equity to prevent any person operating an auto bus in violation of the provisions of this act or otherwise violating any provisions of this act, or any proceeding to prevent any person from operating any auto bus without a valid consent for such operation may be instituted by any public utility, the business or revenues of which are adversely affected by any such operation.

Exception to  
act.

6. The provisions of this act shall not apply to any auto bus with a carrying capacity of not more than six passengers now or hereafter operated under municipal consent upon a route established wholly within the limits of a single municipality, which route does not in whole or in part parallel upon the same street the line of any street railway or traction railway or any other auto bus route.

Repealer.

7. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately, and the sections of this act are intended to be and are separable, and if for any reason any section of this act shall be held invalid no other section thereof shall be invalidated thereby.

Validity of  
sections of  
act.

Approved March 24, 1926.

## CHAPTER 145.

An Act to annex to the borough of Lawnside, in the county of Camden, a part of the borough of Barrington, in the county of Camden.

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

Boundaries of  
part of bor-  
ough of Bar-  
rington an-  
nexed to bor-  
ough of Lawn-  
side.

1. All that part of the borough of Barrington, in the county of Camden, lying within the following described boundary, to wit:



Beginning at a point in the middle line of the White Horse pike where it intersects with the middle line of Davis road, said point also being in the line of the borough of Magnolia, thence (1) northwesterly along the middle line of White Horse pike three thousand eight hundred and seventy-six feet more or less to a point in the Hillman line, thence (2) southwesterly along said Hillman line nine hundred and twenty-two feet more or less to the easterly right-of-way line of Camden and Atlantic City railroad, thence (3) southerly along said easterly right-of-way line of the Atlantic City Railway Company one thousand four hundred fifty-five feet more or less to a point of intersection with the middle line of the Gloucester and Lawnside turnpike, thence (4) in a northwesterly direction along the middle line of said Gloucester and Lawnside turnpike ninety-eight feet more or less to a point in the westerly right-of-way line of said Atlantic City railroad, thence (5) in a southerly direction and along the westerly right-of-way line of said Atlantic City railway one thousand nine hundred and fifty feet more or less to a point in the middle line of Davis road, said point being also in the line of the borough of Magnolia, thence (6) along the middle line of said Davis road, in a southeasterly direction one thousand six hundred and sixty-seven feet more or less to the center line of the aforesaid White Horse pike and place of beginning, is hereby set off from the said borough of Barrington, in the county of Camden, and annexed to and made a part of the borough of Lawnside, in the county of Camden, so that the same shall be hereafter a part of and within the territorial limits of the said borough of Lawnside and shall be governed by the laws of this State relating to boroughs and the ordinances of the borough of Lawnside, in the county of Camden.

2. This act shall take effect immediately.

Approved March 24, 1926.

## CHAPTER 146.

An Act to amend an act entitled "An act to amend 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," passed April sixth, one thousand nine hundred and twenty-one.

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

Section 1  
amending sec-  
tion 15 fur-  
ther amended.

1. Section one of an act entitled "An act to amend 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," passed April sixth, one thousand nine hundred and twenty-one, shall be and the same is hereby amended so as to read as follows:

Section 15  
amended.

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

Jurisdiction  
of board.

15. The board shall have general supervision and regulation of, jurisdiction and control over, all public utilities, and also over their property, property rights, equipment, facilities and franchises so far as may be necessary for the purpose of carrying out the provisions of this act. The term "public utility" is hereby defined to 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, auto bus, 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 or hereafter to be

"Public utility"  
defined.

granted by the State of New Jersey or by any political subdivision thereof.

2. Section two of said act entitled "An act to amend 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," passed April sixth, one thousand nine hundred and twenty-one, shall be and the same is hereby amended so as to read as follows:

Section 2  
amended.

2. Nothing in this act contained shall be construed to include any taxicab, hotel bus, or bus employed solely for transporting school children and teachers, or to require the approval of the Board of Public Utility Commissioners of any municipal consent, or the consent of any board of boulevard commissioners, for the operation of any auto bus heretofore granted and now in effect which before the passage of this act did not require such approval to be valid.

Taxicabs,  
school busses,  
etc., excluded.

3. Nothing herein contained shall extend the powers of the Board of Public Utility Commissioners to include any supervision and regulation of, or jurisdiction and control over the operation of any auto bus with a carrying capacity of not more than six passengers now or hereafter operated under municipal consent upon a route established wholly within the limits of a single municipality, which route does not in whole or in part parallel upon the same street the line of any street railway or traction railway or any other auto bus route.

Limitations.

4. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately, and the sections of this act are intended to be and are separable, and if for any reason any section of this act shall be held invalid no other section thereof shall be invalidated thereby.

Repealer.

Validity of  
section of act.

Approved March 24, 1926.

## CHAPTER 147.

A Supplement to an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

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

Department of  
Motor Vehicles  
established.

1. There is hereby created and established a Department of Motor Vehicles, which shall have full charge of the registration and regulation of all motor vehicles, and shall have all the powers and duties heretofore or hereafter granted or imposed by the act to which this act is a supplement or any amendment or supplement thereto, and which shall include full charge of the registration and regulation of all motor vehicles as provided in the said act, and such other duties and powers as are now described in the act to which this act is a supplement or may hereafter be provided by law.

Commissioner  
to be adminis-  
trative officer.

2. The said Department of Motor Vehicles shall be administered by a Commissioner of Motor Vehicles. He shall have all the powers and perform all the duties hereby conferred upon the Department of Motor Vehicles or which are granted or imposed by the act to which this act is a supplement or any amendment or supplement thereto. His term shall commence immediately upon the passage of this act and shall terminate on the first day of April in the year nineteen hundred and thirty, or until his successor has been duly elected and qualified. His successor shall be elected by the joint session of the Legislature for a term of four years, beginning on the first day of April, nineteen hundred and thirty, and every four years thereafter.

Term.

Successor  
elected by  
Legislature.

If for any reason a commissioner be not elected as herein provided the Commissioner of Motor Vehicles in office shall hold over until his successor is elected.

Hold over.

The first Commissioner of Motor Vehicles under the provisions of this act shall be William L. Dill, of the city of Paterson, in the county of Passaic, who shall hold office from the day this act becomes effective until the first day of April, nineteen hundred and thirty, or until his successor is elected and qualified as provided herein.

Commissioner named.

Term.

The salary of the said Commissioner of Motor Vehicles shall be seven thousand five hundred dollars per annum, to be paid semimonthly by the State Treasurer upon the warrant of the Comptroller.

Salary.

The said commissioner shall give bond, conditioned for the faithful discharge of his duties, in the sum of fifty thousand dollars, which bond shall be approved by a justice of the Supreme Court of the State of New Jersey, and shall be filed with the Treasurer of the State.

Bond.

He shall also take an oath of office before one of the justices of the Supreme Court, in form similar to that now required by the Treasurer of the State of New Jersey. The said oath of office shall be filed with the Secretary of State.

Oath.

Vacancies in the office of the Commissioner of Motor Vehicles shall be filled by the joint session of the Legislature, and shall serve from the time of their election for the unexpired term only.

Vacancy.

3. The Commissioner of Motor Vehicles shall have personal charge and supervision of the administration and enforcement of the provisions of this act and the act to which this is a supplement or any amendment or supplement thereto. He shall execute all contracts entered into by the Department of Motor Vehicles. He shall approve all bills for disbursement of money under any of the provisions of this act or the act to which this is a supplement or any amendment or supplement thereto, which shall be paid by the State Treasurer upon the warrant of the Comptroller out of any appropriation regularly made therefor.

Supervision.

As to contracts and disbursements.

Office facilities.

4. The State House Commission shall provide suitable quarters for the Department of Motor Vehicles and shall furnish all necessary supplies and equipment for the proper enforcement of the provisions of this act and the act to which this act is a supplement.

Deputy.

Salary.

Duties.

Deputized powers.

Bond.

Oath.

Acting commissioner.

Salary when so acting.

5. The Commissioner of Motor Vehicles shall appoint a Deputy Commissioner of Motor Vehicles for a term to correspond with his term of office. The salary of the Deputy Commissioner of Motor Vehicles shall be four thousand dollars per annum, payable in semi-monthly installments. It shall be the duty of the Deputy Commissioner of Motor Vehicles to assist the Commissioner of Motor Vehicles in the administration and enforcement of the provisions of this act and the act to which this is a supplement. The said Deputy Commissioner of Motor Vehicles shall have all of the powers of the Commissioner of Motor Vehicles when deputized by such Commissioner of Motor Vehicles in the performance of such duties as the said Commissioner of Motor Vehicles may assign to the Deputy Commissioner of Motor Vehicles.

The said Deputy Commissioner of Motor Vehicles shall give bond, conditioned for the faithful discharge of his duties, in the sum of fifty thousand dollars, which bond shall be approved by a justice of the Supreme Court of the State of New Jersey, and shall be filed with the Treasurer of the State.

He shall also take an oath of office before one of the justices of the Supreme Court, in form similar to that now required by the Treasurer of the State of New Jersey. The said oath of office shall be filed with the Secretary of State.

6. In the event of a vacancy in the office of the Commissioner of Motor Vehicles, because of resignation, death, or disability, the Deputy Commissioner of Motor Vehicles shall become Acting Commissioner of Motor Vehicles, to serve until his successor is duly elected and qualified.

During the term for which the Deputy Commissioner of Motor Vehicles shall, by virtue of this act, become the Acting Commissioner of Motor Vehicles, his salary

shall be seven thousand five hundred dollars per annum, payable in semimonthly installments.

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

Passed March 24, 1926.

## CHAPTER 148.

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 three of the act to which this act is an amendment be and the same is hereby repealed. Section 3 repealed.

2. Section four of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 4 amended.

4. (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. Chief inspector.  
Assistant inspectors.  
Requirements.

Deputy chief inspector.  Organization of inspector force.   Pay.  Special in- spectors.   Clerical help.   Collect data respecting motor vehicles.	<p>tors 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 of the inspectors to act as deputy chief inspector. 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, not exceeding two hundred, 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 departments 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 operations of his office for the year ending on the next preceding thirty-first day of December.</p>
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It shall be his duty to attend to the enforcement of the provisions of this act. Enforcement.

(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 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 peace officers in the State for the purpose of and with the object of the proper enforcement of this act. Records kept. Certification under seal. Advise peace officers.

(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; to arrest, without warrant, for violations of this act committed in their 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. Badge worn by inspectors. Arresting. Traffic regulations.

3. This act shall take effect immediately. Exceptions. Proviso.

Passed March 24, 1926.

## CHAPTER 149.

An Act to incorporate the township of Liberty, in the county of Warren.

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

Corporate  
name.

1. The inhabitants of that portion of the township of Hope, in the county of Warren, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law, by the name of "Liberty Township" and shall be governed by the general laws of this State relative to townships.

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

Boundaries of  
township of  
Liberty.

Beginning in the middle of the Bridgeville and Mountain Lake public road distant sixteen and one-half feet in a course north forty-three and a quarter degrees west from the northwesterly window of John A. Anderson's stone shed; thence (1) along the White township line north forty-three and a quarter degrees west fifty chains to a heap of stones on top of Jenny Jump mountain in the White township line and now a corner to Hope township; thence (2) in the new division line of Hope and Liberty townships on top of Jenny Jump mountain north sixty-one degrees east four hundred and twenty chains to a stone heap on top of said mountain a corner to Frelinghuysen and Independence townships and now a corner to Hope township; thence (3) south one degree east two hundred and eighty chains by the line of Independence township to a corner in the Pequest river and being a corner to Independence and Mansfield townships; thence (4) by the Mansfield township line south sixty degrees west two hundred and twenty-six chains to the middle of the intersection of the Oxford and Hacketts-town public road with the Stewart Gap and Karrsville public road and a corner to White and Mansfield townships; thence (5) by the White township line north

forty-three and a quarter degrees west two hundred and ten chains to the place of beginning, containing eight thousand fifty-six acres and seventy-seven hundredths of an acre; being a part of Hope township.

3. This act shall take effect immediately, but shall not operate to effect the incorporation of the territory above described as a township until its provisions shall have been submitted to and accepted by a majority vote of the qualified voters residing in the above-described territory at the time of the passage thereof, at a special election to be held within forty days after the approval of this act, between the hours of six o'clock A. M. and seven o'clock P. M., of the day fixed for such election at a place within the said territory, which time and place are to be fixed by the clerk of the township of Hope, in the county of Warren. The clerk of the said township of Hope shall cause public notice of the time and place of the holding of said election to be given by advertisements signed by himself and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed or written the proposition to be submitted to the voters with instructions in the following form:

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

	Yes	Shall an act entitled "An act to incorporate the township of Liberty in the county of Warren, be adopted?"
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word

Referendum.

Special election.

Notice given.

Ballots.

Form of ballot.

Marking ballot.

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

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

Holding elec-  
tion.

Returns.

Register.

Meeting of  
election board.

Notice of.

Such election shall be held at the time and place appointed and shall be conducted by the board of registry and elections of the election district of the said township of Hope, wherein that portion of the foregoing described territory of the township of Hope is located, but no special form of ballot except as herein provided and no envelope need be used by any voter at said election. The officers holding such election shall within four days after such election make a return to the county clerk and the township committee of the township of Hope of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative, to effect the incorporation of the said township of Liberty.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the election district of the said township of Hope, which conducted the general election next preceding the holding of such election in said township, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Hope at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Hope by posting notices thereof in at least five of the most public places in the said described territory at least five days prior to

said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until seven o'clock of the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act, and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Warren county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.

New register.

Affidavits.

5. Within ten days after a copy of the statement of said election, as prescribed by section three hereof, shall have been filed with the county clerk of the county of Warren, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election to be held within said territory, within thirty days from the date of the filing of said statement in his office, for the purpose of electing such officers as are required by law to be elected in townships of this State to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on the day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself and set up in at least five public places within said territory, and published in at least one newspaper circu-

Special election called to select township officers.

Notice given.

County clerk  
to furnish  
ballots.

Nominations  
by petition.

Election how  
conducted.

Returns made.

Terms of offi-  
cers chosen.

lating therein, at least five days prior to such election. Said county clerk shall provide for the electors, voting at such election, ballots to be printed or written or partly written and partly printed on which shall appear the names of all candidates for said offices who shall then have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said officers shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk and shall be conducted by the officers of the election district within the said territory of the said township of Hope, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Warren of the result of such election, and the officers elected at such election, on the filing of said return shall be and become the officers of the said township and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of the said township and shall have been qualified as required by law.

6. This act shall take effect immediately.

Filed March 25, 1926.

## CHAPTER 150.

An Act to amend 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.

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

1. Section seventeen of the act to which this is an amendment is hereby amended to read as follows: Section 17 amended.

17. The board shall have power, after hearing, upon notice by order in writing, to require every public utility as herein defined: Additional powers.

(a) To comply with the laws of the State and any municipal ordinance relating thereto, and to conform to the duties imposed upon it thereby or by the provisions of its own charter, whether obtained under any general or special law of this State. Compel compliance with laws and charter.

(b) To furnish safe, adequate and proper service and to keep and maintain its property and equipment in such condition as to enable it to do so. Proper service.

(c) To establish, construct, maintain and operate any reasonable extension of its existing facilities, where, in the judgment of said board such extension is reasonable and practicable and will furnish sufficient business to justify the construction and maintenance of the same, and when the financial condition of the said public utility reasonably warrants the original expenditure required in making and operating such extension. Extensions.

(d) To keep its books, records and accounts so as to afford an intelligent understanding of the conduct of its business and to that end to require every such public utility of the same class to adopt a uniform system of accounting. Such system shall conform, in so far as in the judgment of the board is practicable, to any system adopted or approved by the Interstate Commerce Commission of the United States of America. System of accounts.

- Annual report. (e) To furnish annually a detailed report of finances and operations, in such form and containing such matters as the board may from time to time by order prescribe.
- Depreciation account. (f) To carry, whenever in the judgment of the board it may reasonably be required, for the protection of stockholders, bondholders or creditors, a proper and adequate depreciation account in accordance with such rules, regulations and forms of account as the board may prescribe. The board shall from time to time ascertain and determine, and by order in writing after hearing fix proper and adequate rates of depreciation of the property of each public utility in accordance with such regulations or classifications, which rates shall be sufficient to provide the amounts required over and above the expense of maintenance to keep such property in a state of efficiency corresponding to the progress of the industry. Each public utility shall conform its depreciation accounts to the rates so ascertained, determined and fixed, and shall set aside the moneys so provided for out of earnings and carry the same in a depreciation fund. The income from investments of moneys in such fund shall likewise be carried in such fund. This fund shall not be extended otherwise than for depreciation, improvements, new constructions, extensions or additions to the property of such public utility.
- Fix rates of depreciation.
- Depreciation fund.
- Notice of accidents. (g) To give such notice to the board as the board may by rule require of any and all accidents which may occur within this State upon the property of any public utility as herein defined or directly or indirectly arising from or connected with its maintenance or operation, and to investigate any such accident and to make such order or recommendation with respect thereto as in its judgment may be just and reasonable.
- Hearings on increased rates. (h) When any public utility as herein defined shall increase any existing individual rates, joint rates, tolls, charges or schedules thereof, as well as commutation, mileage and other special rates or change or alter any existing classification, the board shall have power either upon written complaint or upon its own initiative to hear and determine whether the said increase, change or



alteration is just and reasonable. The burden of proof to show that the said increase, change or alteration is just and reasonable shall be upon the public utility making the same. The board shall have power pending such hearing and determination to order the suspension of the said increase, change or alteration until the said board shall have approved said increase, change or alteration, not exceeding three months. If such hearing shall not have been concluded within such three months, the board shall have power during such hearing and determination to order a further suspension of said increase, change or alteration for a further period not exceeding three months. It shall be the duty of the said board to approve any such increase, change or alteration upon being satisfied that the same is just and reasonable.

Burden of proof.

May order suspension of increase.

Continuation of suspension.

(i) After hearing, upon notice, to determine, between public utilities supplying electric light, heat or power, questions in dispute as to territories to be served; to enjoin, pending hearing, the construction of facilities for such supply, and, upon finding and determination that such construction is not necessary and proper for the public convenience, and will not properly conserve the public interest, to issue orders prohibiting the same.

Determinations and prohibitions.

2. This act shall take effect immediately.

Approved March 25, 1926.

## CHAPTER 151.

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:

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:

Definitions.

1. The terms used in this act shall be construed as follows, unless other meaning is clearly apparent from the language or context, or unless such construction is inconsistent with the manifest intention of the Legislature:

Motor vehicle.

(1) The term "motor vehicle" includes all vehicles propelled otherwise than by muscular power, excepting such vehicles as run only upon rails or tracks.

Motor cycle.

(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.

Automobile.

(3) The term "automobile" includes all motor vehicles except motor cycles.

Omnibus.

(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 city, provided such motor vehicle is not otherwise used in the transportation of passengers for hire.

(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 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. **Commercial motor vehicle.**

(6) The term "motor-drawn vehicles" as used in this act shall include trailers, semitrailers, or any other type or vehicle drawn by a motor-driven vehicle. **Motor-drawn vehicle.**

(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. **Tractor.**

(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. **Trailer.**

(9) The term "semitrailer" 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. **Semitrailer.**

(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. **Manufacturer.**

(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. **Dealer.**

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 the powers of a committing magistrate; *provided, however*, that no justice of the peace shall sit as magistrate under this act within the corporate limits of any city within this State. **Magistrate.** **Proviso.**

Section 9  
amended.

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

Motor vehicles  
must be regis-  
tered.

9. (1) Every resident of this State, and every non-resident whose automobile or motor cycle shall be driven in this State, except as is hereinafter provided, shall before using such vehicle on the public highways, register the same, and no motor vehicle or motor cycle 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 licenses for the following year on and after November fifteenth of each year, such license so issued not to be used until the thirty-first day of December of the year preceding the year for which such license is issued.

Expiration of  
certificates.

When license  
issued.

Application in  
form of state-  
ment.

(2) Such registration shall be made in the following manner:

A statement in writing shall be made to the 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 motor cycle, 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 any one 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 registration having properly been made and the fee therefor 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 re-  
quest.

(3) The holder of any registration certificate issued by the Commissioner of Motor Vehicles, when requested so to do by any motor vehicle inspector, police officer, or magistrate, shall produce such 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 automobiles or the motor cycles for which the said certificate was issued.

(4) Each owner having a residence outside of the State shall file with the Secretary of State a duly executed instrument, constituting the Secretary of State 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 motor cycle, within this State, against such owner may be served, and therein shall agree that any original process against such owner shall be of 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 the Secretary of State, with a service 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 letter directed to him at the post office address stated in his application.

Power of attorney given by nonresident.

Service of process.

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

Section 25 amended.

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 in-

Warrant issued upon complaint.

Hearing.

Performance of proceedings by certain officials.	<p>nocence 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.</p> <p>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, 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 jurisdiction so to do with respect to any violation of any provision of this act is hereby conferred.</p>
Section 26 amended.	<p>4. Section twenty-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:</p>
Adjourned hearing.	<p>26. Adjournment of Trial; Bail. Any hearing to be held pursuant to this act, shall, on the request of either party, or in the discretion of the magistrate, be adjourned for a period not exceeding thirty days from the return day named in any summons or from the return day of any warrant, or from the date of any arrest without warrant; as the case may be; but in such case it shall be the duty of the magistrate to detain the defendant in safe custody, unless he shall make a cash deposit or enter into a bond to the State of New Jersey, with at least one sufficient surety unless said defendant shall himself qualify and justify, in real estate security situate in this State, in twice the amount fixed by said magistrate for the bond with a surety; to or in an amount not exceeding five hundred dollars, conditioned for his appearance on the day to which the hearing may be adjourned, or until the case is disposed of; and such bond, if forfeited, may be prosecuted by the Commissioner of Motor Vehicles in any court of competent jurisdiction; and such cash deposit, if forfeited, shall be paid to said Commissioner of Motor Vehicles by said magistrate with whom the same shall have been deposited, to be by said commissioner disposed of as are other moneys coming to his hands under the provisions of section thirty-seven of this act; <i>provided, however</i>, that in lieu of said bond or cash deposit the person under arrest may leave with the</p>
Defendant held.	
Amount of bond.	
If bond forfeited.	
Cash forfeited.	
Proviso.	

magistrate the motor vehicle owned by said person; *provided, however*, that any objection to the jurisdiction of the magistrate, or to the validity or regularity of the complaint, or process issued thereunder, must be made by the defendant before trial. Proviso.

5. Section twenty-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 27 amended.

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, 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 a 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. Appeal may be taken.

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 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 the bond, or make the deposit, he shall have ten days from the date of the rendition of such judgment or sentence Proviso.

	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 proceeding may be had as would by the provisions of this act follow an appeal taken and a judgment of affirmance thereupon; <i>provided, further</i> , that an appeal taken, pursuant to the provisions of this section, shall not operate to restore during the pendency of such appeal, a license revoked for a violation of subdivision three of section fourteen.
Proviso.	
Section 28 amended.	6. Section twenty-eight of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:
All moneys and papers sent to court.	28. 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 with 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 Constabulary, 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; <i>provided</i> , that in cases where the complaint is made by a motor vehicle inspector, or by a member of the State Constabulary, it shall be the duty of the Attorney-General to represent the complainant at
Trial.	
Attorney-General notified.	
Prosecutor's duties.	
Proviso.	



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.

Assistance in prosecution.

Summary hearing and determination.

Amending defects.

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

Section 31 amended.

31. 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

Who have power to arrest.

Detention of person arrested.

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; upon the obtaining of the aforesaid warrant the 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. 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

Proviso.  
Temporary de-  
tention.

Summons  
served in-  
stead of ar-  
rest.

Form of  
summons.

Production of  
license.

produce his license or to give satisfactory excuse for its nonproduction, he shall, in addition to any other penalties imposed by said magistrate, be subject to a fine of not more than twenty-five dollars.

(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.

Complaint  
verified under  
oath.

(4) Any person who shall have been convicted of violating any of the provisions of subdivision three of section fourteen, and in pursuance thereof he shall be 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 any wise 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.

Full term of  
commitment to  
be served.

Proviso.

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

Section 33  
amended.

33. Fees. The fees provided in the following schedule and no other charges whatsoever shall be allowed the magistrate and officer in proceedings under this act, and where no fee is provided for any necessary service to be performed, the same shall be performed without any charge therefor.

Fees allow-  
able.

#### JUSTICES.

Justices.

Complaint . . . . . 10 cents  
Summons or warrant when necessary to  
be issued, but not in case of arrest  
without warrant, based on complaint 10 cents

Copies .....	5 cents each
Subpœna .....	10 cents
Administering oath to each witness ...	10 cents
Each adjournment .....	15 cents
Entry of judgment .....	20 cents
Recognizance or bond, drawing entry and approval of .....	25 cents
Execution .....	25 cents
Making return to certiorari .....	50 cents
Granting appeal and necessary papers..	50 cents
Hearing contested case .....	50 cents
Hearing noncontested case .....	25 cents

## Constables.

## CONSTABLES.

Service of summons or warrants (except in cases of arrest on view where no costs for service) .....	30 cents
Service of subpœna (except where subpœna to party present at time of arrest where no costs) .....	30 cents
Service of execution For every mile of travel in serving any summons or warrant, after the first mile, computed by counting the number of miles in and out, by the most direct route from the place where such process is returnable .....	3 cents

## Costs on taking appeal.

Whenever any appeal shall be taken, pursuant to the provisions of the act of which this act is amendatory, the appellant shall pay to the magistrate, clerk or deputy clerk, as the case may be, the sum of two dollars to cover the cost of making up and sending to the Court of Common Pleas the transcript of the proceedings, and the said magistrate, clerk or deputy clerk, upon filing of such transcript, shall pay the said sum so deposited as aforesaid, to the said county clerk, which amount shall be in lieu of all fees for the filing of said papers with the said county clerk.

## Taxing costs.

The magistrate, either in an original proceeding, or on appeal for any violation of subdivision three of section fourteen of the act of which this act is amendatory may

tax in the costs a sum not to exceed twenty dollars, which shall be paid to any physician testifying in any such proceeding, and such amount when included in the taxed costs authorized by this section shall be paid as costs are now paid. If the defendant be found not guilty of the charge, or charges, laid against him for a violation of subdivision three of section fourteen, then the costs must be paid by the prosecutor, except when in such instances the Commissioner of Motor Vehicles, an inspector of motor vehicles, a member of the Department of State Police, or a police officer, shall have been the prosecutor.

When prosecutor pays costs.

Witnesses, for each witness, not exceeding three to each party, twenty-five cents, and which shall be paid by the defendant if the defendant be found guilty of the charge laid against him; but if, on appeal, said judgment be reversed, said costs shall be repaid to said defendant as hereinbefore provided. If the defendant be found not guilty of the charge or charges laid against him, then the costs must be paid by the prosecutor except that when in such instances the Commissioner of Motor Vehicles or the inspector of motor vehicles, or a police officer shall have been the prosecutor.

Witnesses.

As to costs.

"Any person who shall be convicted of a violation of any section of this act, and upon whom fine shall be imposed, shall, in default of payment thereof, be imprisoned in the county jail or workhouse of the county where the offense was committed, for a period not to exceed one day for each dollar of said fine so imposed; *provided, however,* that a person convicted as aforesaid and imprisoned as in this section provided shall not be detained for any period longer than three months."

Imprisonment in default of paying fine.

Proviso.

9. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 152.

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 licenses and registration fees; prescribing and regulating process and the services 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:

Section 14  
amended.

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

Owner's con-  
sent to operate  
car.

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 punished by a fine of not to exceed two thousand dollars or by imprisonment not to exceed two years or both at the discretion of the court.

Penalty.

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 nor more than one hundred dollars or imprisonment of not more than thirty days or both.

Penalty.

Operating  
under influ-  
ence of liquor  
or narcotic.

(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 or more than five hundred dollars, 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 hereof, 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.

Penalty.

Right forfeited.

Penalty after previous violation.

Sentenced to jail or workhouse.

(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 nor more than one hundred dollars for the first offense, and for any subsequent offense not less than one hundred dollars nor more than two hundred dollars.

Action in case of accident.

Penalty.

(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 nor more than one hundred dollars for the first offense, and, for any subsequent offense, not less than one hundred nor more than two hundred dollars.

No racing on roads.

Penalty.

(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 pro-

Maximum load.

Penalty.	vision shall be fined not less than one hundred nor more than five hundred dollars.
Leaving car with engine running.	(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 nor more than twenty-five dollars for each offense.
Penalty.	
Not drive during suspension.	(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 nor more than five hundred dollars.
Penalty.	
Counterfeit marker.	(9) No person shall counterfeit any number plate or marker, nor make any substitute or temporary marker. Any person who shall violate this provision shall be fined not less than fifty nor more than one hundred dollars.
Penalty.	
Using other marker.	(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. Any person who shall violate this provision shall be fined not less than twenty-five nor more than fifty dollars.
Penalty.	
Using other's license.	(11) No person shall loan any operator's license issued by the commissioner, for use by any person other than the person named in said license, nor shall loan any marker or certificate of registration, issued by the commissioner for use on any other car other than that of the owner. Any person who shall violate this provision shall be fined not less than twenty-five nor more than fifty dollars.
Penalty.	
Unlicensed driving.	(12) No person owning a motor vehicle registered as provided for in this act shall allow such vehicle to be operated by a nonlicensed driver. Any person who shall violate this provision shall be fined not less than fifty nor more than one hundred dollars.
Penalty.	
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 or more than five hundred dollars. Penalty.

(14) Any person or persons making any misstatement of facts in his or her application for registration of a motor vehicle or driver's license, or give a fictitious address shall be subject to a fine of not less than two hundred (\$200.00) or more than five hundred dollars (\$500.00) or imprisonment for 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 address, revoke the registration of the motor vehicle, or the driver's license, as the case may be. 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 of any change in his or her place of residence, within one week after such change is made. Falsifying. Penalty. Change of address given.

2. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 153.

An Act to provide for the recovery of salary by persons appointed by the governing body of municipalities as policemen and firemen, thereafter dismissed by resolution of such body, which resolution was subsequently set aside by the Supreme Court.

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

1. Whenever any person has been or shall be appointed by the governing body of a municipality as a policeman or fireman, and thereafter dismissed by means Dismissed fireman or policeman restored to position entitled to back pay.

of a resolution adopted by the governing body of such municipality, and such resolution has been or shall be set aside by the Supreme Court, such person shall be entitled to receive the salary prevailing in such municipality for policemen and firemen for the period of time during which such person was deprived of the right to perform duty as such policeman or fireman.

2. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 154.

A Supplement to an act entitled "An act respecting conveyances (Revision of 1898)" approved June fourteenth, eighteen hundred and ninety-eight.

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

Validity of  
conveyance by  
husband and  
wife in certain  
conditions.

1. Where in any deed of conveyance of real property heretofore made by husband and wife, both the husband and wife have signed the said deed of conveyance and where their signatures have been duly acknowledged as required by law, but where in the premises, stating part or body of the deed of conveyance the name of the husband or wife, who signs and acknowledges to bar curtesy or dower, has been omitted, or where the husband and wife convey 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,* that such deed or deeds are good and valid in all other respects.

Proviso.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 155.

An Act to provide for a survey and plans for the extension of the inland waterway from Manasquan river to Shark river, Monmouth county, and providing for an appropriation to pay the cost thereof.

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

1. The Board of Commerce and Navigation be and they are hereby authorized and empowered to make, or cause to be made, a survey and plans for the extension of the inland waterway beginning at a point in Manasquan river and extending in a northwardly direction to Shark river in the county of Monmouth, and to make or cause to be made an estimate and calculation of the cost of such improvement.

Extension of inland waterway to Shark river.

2. The Board of Commerce and Navigation be authorized to expend for such survey and plans for the purpose of this act a sum not to exceed the sum of ten thousand dollars (\$10,000.00), the same to become available when included in an annual or supplemental appropriation bill.

Appropriation.

3. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 156.

An Act to amend an act entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing," approved March twenty-sixth, one thousand eight hundred and ninety-six.

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:

Use of purse  
nets forbidden.

1. It shall be unlawful for any person or persons, corporation or corporations, to take or attempt to take with purse or shirred nets, fish of any kind in any waters within the jurisdiction of this State, including the waters of the Atlantic ocean, within three nautical miles of the coast line of said State, either on his own account and benefit or on account and benefit of his employer. It shall be unlawful for any person or persons, corporation or corporations, to use or employ any vessel of more than forty tons net tonnage for taking fish with such purse or shirred nets in the waters of Sandy Hook bay, Raritan bay or Lower bay, within the State of New Jersey; *provided, however*, that any person licensed in accordance with the provisions of this act may take menhaden with a purse or shirred net in accordance with the permission granted by such license.

Use of vessel  
in purse net  
fishing.

Proviso.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 157.

An Act to establish a commission to study and negotiate in regard to and report upon the legal, financial and interstate aspects of a plan for rapid transit between the several communities within the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Union, Monmouth and Somerset, as well as between such communities and the city of New York, and making an appropriation for the expenses of such commission.

WHEREAS, The commission appointed pursuant to the provisions of chapter 104, of the Laws of 1922, and of Joint Resolution number three of the Legislative session of one thousand nine hundred and twenty-five, has reported to the Legislature of this State a comprehensive plan of rapid transit to facilitate and provide intercommunication between the different communities in the counties mentioned in said act and resolution, as well as between such communities and the city of New York; and Preamble.

WHEREAS, Such comprehensive plan provides for the operation of rapid transit trains between New Jersey and the borough of Manhattan in the city, county and State of New York; and Preamble.

WHEREAS, To make such comprehensive plan effective so far as it relates to the portion of said proposed rapid transit system lying within the State of New York, the consent of the appropriate authorities of the State of New York is required; and Preamble.

WHEREAS, Said proposed rapid transit system contemplates the utilization in part of existing rights-of-way of railroads operating within this State; Preamble.

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

1. There is hereby established a commission to be known as the North Jersey Transit Commission, to North Jersey  
Transit Com-  
mission cre-  
ated.

Terms.	consist of seven (7) members to be appointed by the Governor by and with the consent of the Senate. Of the commissioners first appointed, three shall be appointed for a term of one year, two for a term of two years, and two for a term of three years; thereafter said commissioners shall be appointed for a term of three years. Said commissioners shall serve until their successors shall have been appointed and shall qualify, and shall be residents of the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Union, Monmouth or Somerset, but not more than two of said commissioners shall be residents of any one of such counties.
Residence.	
Duties to study traffic conditions.	2. Said commission shall study and negotiate in regard to and report upon the legal, financial and interstate aspects of a plan for rapid transit between the several communities within the counties mentioned in section one hereof, as well as between such communities and the city of New York, and to that end is hereby authorized and directed to negotiate with any body or bodies now existing or hereafter created in the State of New York authorized to study and report upon or to regulate or to construct passenger transit facilities lying wholly or partly within the city of New York in the State of New York, in respect of any rights or privileges within said city and State of New York which shall be necessary to or appropriate for the effective carrying out of such rapid transit plan; and to recommend to succeeding Legislatures such form of interstate treaty or compact as in the opinion of said commission will, under existing conditions, most effectively tend to the carrying out of said plan of rapid transit.
Negotiations.	
Report.	
Recommendations.	
Negotiation with railroads.	3. Said commission is further authorized and directed to negotiate with the several railroads, parts of the existing rights-of-way of which may be included in said rapid transit plan, and with operating companies and to report the terms upon which said rights-of-way may be used in the carrying out of said rapid transit plan; and to report terms and plans for the operation thereof; and to study and recommend alternative routes in the event that satisfactory terms for said rights-of-way or any of them cannot be obtained.
Terms and plans.	

4. Said commission shall report upon these subjects to succeeding Legislatures embodying such recommendations as far as practicable in the form of legislative bills. Report to Legislature.

5. The commissioners appointed pursuant to the provisions of this act shall be paid the necessary expenses incurred in the performance of their duties, but shall serve without compensation. They shall select one of their number as chairman, and may employ a secretary, and such engineering, legal and clerical skill and assistance as they may need for the carrying out of the provisions of this act. There is hereby appropriated the sum of one hundred thousand dollars for the expenses of such commission, whenever such amount is placed in any annual or supplemental appropriation bill. Expenses met. Organization. Appropriation.

6. This act shall take effect immediately.

Approved March 26, 1926.

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## CHAPTER 158.

A Supplement to an act entitled "A Supplement to an act entitled 'An act for the construction, maintenance and operation of waterworks for the purpose of supplying cities, towns, townships, villages, boroughs and other municipalities in this State with water, and otherwise amending said act,' approved April twenty-first, one thousand eight hundred and seventy-six, as such title was amended by an act approved June twenty-second, one thousand nine hundred and six," 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. Any company, however incorporated, which is now actually engaged in supplying one or more municipalities

Water company actually supplying water deemed incorporated.

Rights and  
powers con-  
ferred.

with water for public and private use, and which has filed in the office of the Secretary of State a certificate approved by the Board of Public Utility Commissioners of this State purporting to be under the act to which this is a supplement, shall be deemed to have become thereby duly incorporated and to be fully authorized to continue to supply water for public and private use in any and all municipalities then being supplied by such company, and said company shall be fully authorized to exercise all the rights and powers conferred by the act supplemented by the act to which this is a supplement, and the amendments thereof and supplements thereto, and may thereafter continue to maintain, operate and extend its works, mains, pipes and appurtenances in each of the said municipalities being supplied.

2. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 159.

A Supplement to an act entitled "An act authorizing the State Board of Commerce and Navigation to acquire and thereafter preserve the Barnegat light house," approved March twenty-first, nineteen hundred and twenty-five.

Preamble.

WHEREAS, There is now pending before the Congress and Senate of the United States a bill to authorize the Secretary of Commerce to convey to the State of New Jersey, the Barnegat light house and the curtilage whereon the same stands, situate near Barnegat City, New Jersey, and that by the terms thereof the deed to be given therefor is to contain a proviso that said light house and curtilage whereon same stands is to be forever kept and maintained as a public park by the State of New Jersey, and upon failure so to do that said lands shall revert to the government of the United



States; and that said deed shall also contain a reservation permitting the government of the United States to operate and maintain same as a light house as long and until such time as it is desired; and

WHEREAS, By act of the Legislature of the State of New Jersey, passed March twenty-first, one thousand nine hundred and twenty-five, the Board of Commerce and Navigation was empowered to acquire said light house and curtilage, and thereafter to provide for the preservation of same, but said act contained no authorization to accept same upon any conditions; now, therefore,

Preamble.

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

1. That the State Board of Commerce and Navigation, for and on behalf of the State of New Jersey, be and is hereby authorized to accept from the government of the United States, through its Secretary of Commerce, a deed for said light house and curtilage whereon the same stands, with said conditions and reservations as in the preamble hereof above set out, and said board is authorized and empowered after the delivery of said deed to the State of New Jersey as aforesaid, to carry out the provisions of said act for the preservation of said light house as contained in chapter 231 of the Laws of 1925, the act to which this act is a supplement.

Acceptance of  
Barnegat light  
house by State.

Preservation.

2. This act shall take effect immediately.  
Approved March 26, 1926.

## CHAPTER 160.

An Act to authorize municipalities to appropriate funds for the care and maintenance of cemetery or burial grounds in which lie the remains of Revolutionary soldiers and to co-operate and enter into agreement with incorporated patriotic, historic, civic and religious societies or associations for such purpose.

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

Preserving  
burial place for  
Revolutionary  
soldiers.

Proviso.

Agreement as  
to care.

Proviso.

1. The governing body of any municipality shall have power to appropriate money for the purpose of maintaining cemetery or burial grounds within the municipality in which the remains of at least ten soldiers of the Revolutionary War shall have been interred for a period of at least one hundred years; *provided*, that such cemetery or burial ground is not owned or controlled by any individual person or persons, or by any corporation deriving a profit from the use of said cemetery or burial ground. The governing body may enter into an agreement with any duly incorporated patriotic, historic or civic society or association for the purpose of co-operating with such society or association or a branch or chapter thereof for the maintenance and care of such cemetery or burial ground and to share in the expense thereof to the extent of not exceeding the amount appropriated by said municipality for such purpose; *provided*, that no such agreement on the part of any municipality shall be for a term exceeding one year at a time.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 161.

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 violation," approved April eighth, one thousand nine hundred and twenty-one, as amended by an act approved March nineteenth, one thousand nine hundred and twenty-three, and as further amended by an act approved March nineteenth, one thousand nine hundred and twenty-three, and as further amended by an act approved March twelfth, one thousand nine hundred and twenty-four.

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

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

Section 9  
amended.

9. (1) Every resident of this State, and every non-resident whose automobile or motor cycle 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 motor cycle 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 licenses for the following year on and after November fifteenth of each year, such 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.

Registration  
of motor  
vehicles.

Expiration of  
license.

When licenses  
issued.

Registering.	(2) Such registration shall be made in the following manner:
Statement submitted.	A statement in writing shall be made to the 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 motor cycle, 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 any one 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 therefor 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.
Issue of certificate of registration.	
May refuse registration.	
Presentation of certificate on request.	(3) The holder of any registration certificate issued by the Commissioner of Motor Vehicles, when requested to do so by any motor vehicle inspector, police officer or magistrate, may thereby determine the correctness of the said certificate as the same relates to the registration number plates of the automobile or the motor cycle for which the said certificate was issued.
Power of attorney given by nonresident.	(4) Each owner having a residence outside of the State shall file with the Secretary of State a duly executed instrument, constituting the Secretary of State 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 motor cycle, 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 the Secretary of State, with a service fee of two dollars to be taxed on the plaintiff's costs of suit. Said Commissioner of
Service of process.	

Motor Vehicles shall forthwith notify such owner of such service by letter directed to him at the post office address stated in his application.

Approved March 26, 1926.

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## CHAPTER 162.

A Supplement to an act entitled "An act concerning firemen's relief associations," approved March twenty-fifth, one thousand eight hundred and eighty-five.

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

1. Whenever in the past a portion of a township has been incorporated into a borough and where in such borough there now are or hereafter may be organized, for and doing public fire duty, one or more fire engine, hook and ladder, hose or supply companies, or any fire association, or fire department, or board of firewardens, which said company or companies, association or department, or firewardens, shall be under the supervision or control of any common council or board of commissioners or other governing board or body whatsoever of said borough, or any salvage corps (under supervision or control of any duly authorized board of underwriters), the members of which corps shall have been enlisted from among the active or exempt firemen, or any association of exempt firemen, and where the members of said fire company or companies, association or department, shall have or may hereafter associate themselves together, and have been incorporated, or may hereafter be incorporated as a firemen's relief association, under the provisions of the act to which this is a supplement; and where in any such township there is no fire engine, hook and ladder, hose or supply companies or any fire association or fire department or board of firewardens, or salvage corps under the supervision

Firemen's relief associations in certain boroughs and townships.

or control of such township committee or commissioners or under the control of any duly authorized board of underwriters in said township, and where the township committee or commissioners or other governing body of such township now have or may hereafter contracted or arranged with the borough council or commissioners of such borough or with the organized fire engine, hook and ladder, hose or supply companies, or fire association or fire department or board of firewardens, or salvage corps, which is under the control of such borough or board of fire underwriters in said borough for the protection of the property and inhabitants of said township, and such fire protection is now or may hereafter be actually rendered by said companies, associations, firewardens, or salvage corps, then and in that event such firemen's relief association so organized in said borough under the provisions of the act to which this is a supplement, shall now and shall hereafter be the firemen's relief associations for said township as well as the borough which was originally a part of said township.

**Borough and  
township in  
one association.**

2. Any association so organized by virtue of the act to which this is a supplement, the members of which association are rendering service in the borough and in the township of which the borough was originally a part, for the purpose of receiving all moneys required to be paid to firemen's relief associations, by virtue 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 in this State," approved May second, one thousand eight hundred and eighty-five and the supplements thereto and acts amendatory thereof, shall include the boundaries of the borough and of the township out of which said borough was originally set apart, and said firemen's relief associations shall be entitled to all the rights and privileges under the act last aforesaid, in the respective borough and township of which said borough was originally a part, the same as those organized under the acts to which this is a supplement.

3. A certificate from the council, commissioners or other governing body of such borough, signed by the mayor and attested by the clerk, and from the township committee, signed by the chairman and attested by the clerk of said township, and attached to the certificate of incorporation of any association organized now or hereafter organized under this act, or the act to which this is a supplement, shall be sufficient evidence of the fact that said fire company or other fire organizations, as specified in the first section hereof, is under the supervision or control or is rendering service to said borough and to said township. Certificate of evidence.

4. Not more than one association shall be organized in said borough and the township of which said borough was originally a part. One association only.

5. This act shall take effect immediately.

Approved March 26, 1926.

#### CHAPTER 163.

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 sixteen of the act to which this act is amendatory be and is hereby amended so as to read as follows: Section 16 amended.

16. It shall be unlawful to hunt, kill or destroy, or attempt to hunt, kill or destroy, any hare or rabbit with ferrets or to have a ferret in possession in the woods or fields under a penalty of fifty dollars for each offense. Use of ferrets prohibited.  
Penalty.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 164.

An Act to amend an act entitled "An act to regulate the manufacture, sale and use of certain biological products within the State," approved March fourth, nineteen hundred and eighteen.

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

Section 1  
amended.

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

Sale or giving  
of certain  
serums under  
license.

1. It shall be unlawful for any person, firm or corporation to sell, give away or distribute to any person, firm or corporation within the State of New Jersey any tuberculin, mallein, serum, virus, vaccine, bacterin or analogous product for diagnostic or therapeutic purposes for animals without license or written permission therefor being granted by the Chief of the Bureau of Animal Industry of the Department of Agriculture. The Chief of the Bureau of Animal Industry is authorized to make rules and regulations for the enforcement of the provisions of this act and failure to comply with the same shall be sufficient cause for him to revoke the license granted or permission given.

Revocation of  
license.

Section 4  
amended.

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

Penalty for  
violation.

4. Penalty: Any person or persons violating any of the provisions of this act shall be subject to a penalty of one hundred dollars for each offense, to be recovered by the State Board of Agriculture in an action of debt.

3. This act shall take effect immediately.

Approved March 26, 1926.



## CHAPTER 165.

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

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

1. Article XXIX of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, be and the same is hereby amended and supplemented by adding thereto a new section to read as follows:

Article XXIX  
amended.

The revenue derived from public markets shall be paid into the municipal treasury and applied, first, to the maintenance, improvement and extension of public markets; second, to the payment of interest on any outstanding bonds or other evidences of indebtedness; third, to the principal sum accruing on said bonds or other evidences of indebtedness, and, fourth, to the general expenses of the municipalities after the payment in full of said bonds or other evidences of indebtedness; *provided, however,* that any deficiency remaining for the payment of the cost of maintaining public markets and the principal and interest of bonds issued to provide the same, after the application of the revenue aforesaid, shall be appropriated, levied and raised by taxation from year to year.

Disposition and  
use of reve-  
nues from  
markets.

Proviso.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 166.

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

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

Art. XX, sec.  
1, amended.

1. Article XX, section one, of the act to which this act is an amendment, is hereby amended to read as follows:

Local improve-  
ment defined.

1. A local improvement is one, the cost of which, or a portion thereof, may be assessed upon lands in the vicinity thereof benefited thereby.

Undertakings:

Every municipality may undertake any of the following works as a local improvement:

Lay out streets,  
etc.;

(a) The laying out, opening or establishing of a new street, road, avenue, alley or other public highway, or portion thereof.

Alter streets;

(b) The widening, straightening, extending, altering or changing in any manner the location of a street, road, avenue, alley, or other public highway, or portion thereof.

Grade;

(c) The grading or altering the grade of a street, road, avenue, alley, or other public highway, or portion thereof.

Pave;

(d) The paving, repaving, or otherwise improving or reimproving a street, road, avenue, alley or other public highway, or portion thereof.

Curb;

(e) The curbing or recurbing, guttering or reguttering of a sidewalk in, upon or along a street, road, avenue, alley or other public highway, or portion thereof.

Bridges and  
viaducts;

(e-2) The constructing, reconstructing, improving and reimproving bridges and viaducts.

Walks or  
drives along  
water;

(f) The constructing, reconstructing, improving, re-improving, or relocating a public walk or driveway on any beach, or along the ocean or any river or other waterway.

(g) The improving or reimproving any beach, or water front; the providing of suitable protection to prevent damage to lands or property by the ocean or other waters, including and filling in and grading necessary for the protection of such improvements.

Beach improvements;

(h) The constructing, reconstructing, enlarging or extending a sewer or drain in, under or along a street, road, avenue, alley or public highway, or portion thereof, or in, under or along any public or private lands; the constructing, reconstructing, enlarging or extending of a system of sewerage or drainage or both combined; the constructing, reconstructing, enlarging or extending a system of drainage of the marshes and wet lowlands, within the municipality; the constructing, reconstructing, enlarging or altering a system or works for the sanitary disposal of sewage or drainage.

Sewers and drains;

Sewage disposal;

(i) The installation of service connections to a system of water, gas, light, heat or power works owned by a municipality or otherwise, including all such works as may be necessary for supplying water, gas, light, heat or power to lands for whose benefit such services are provided; service connections including the laying, constructing or placing of mains, conduits or cables in, under or along a street, road, avenue, alley or other public highway or portion thereof. The governing body of any municipality may enter into a contract with any public utility corporation owning a system of water, gas, light, heat or power works for the extension of such service connections without complying with Article two, section one, of this act as amended, requiring the advertising for bids. The installation of such lighting standards, appliances and appurtenances as may be required for the brilliant illumination of the streets in those parts of the municipality where the governing body of the municipality may deem it necessary or proper to establish what is commonly called a "White Way."

Water, gas, light, heat plants;

Extension of utility service.

White way.

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

Improve waterways.

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

Improvements combined.

Taxation to  
meet undertak-  
ings.

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

Ordinances.

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

2. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 167.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, nineteen hundred and seventeen.

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

Additional  
highway.

1. The State Highway Commission may, as soon as practicable, lay out for and as a part of the State Highway System, a road leading from the route designated in chapter 158 of the Laws of 1925, at or near the courthouse in the town of Newton, to Swartswood lake in the township of Stillwater, in the county of Sussex.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 168.

An Act to amend an act entitled "A further supplement to an act entitled 'An act for the establishment of forest park reservations by and in the State of New Jersey, and for the appointment of a State Board of Forest Park Reservation Commissioners and defining its powers and duties,' approved March twenty-second, one thousand nine hundred and five," which further supplement was approved April thirteenth, one thousand nine hundred and eight.

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

1. There shall be paid annually to the treasurer of each township or other municipality in which lands are held as State forest reserves, under the act to which this act is a supplement, the sum of ten cents per acre for each acre of such reserves in said township or other municipality. Said payment shall be made on the order of the State Board of Forest Park Reservation Commissioners, or its successors in office, from the appropriation made for the maintenance of State forest reserves.

Payment to township by Forest Park Commission.

2. This act shall take effect immediately.

Approved March 26, 1926.

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CHAPTER 169.

An Act relative to the vacation and release of certain public easements.

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

1. Whenever any ordinance heretofore passed by any municipality has, by its terms, purported to release

Validity of ordinance vacating public easements.

- and/or vacate the public easements in any street or highway or in any dedicated street or highway, and has been published in full at least once, prior to its final passage, and has, according to the record in the minutes of the municipality been finally passed at a meeting subsequent to the meeting at which it was introduced, then notwithstanding any irregularity in the procedure followed in the passage of said ordinance, any such ordinance shall be and the same is hereby validated and confirmed and the public easements are hereby released and/or vacated to the extent set forth in any such ordinance; *provided, nevertheless*, that said ordinance is not, at the date this act goes into effect, under attack as to its validity in any court of this State.
- Proviso.
- Certification of record.
2. It shall be the duty of the clerk of any municipality having charge of the minutes of its governing body to cause to be certified over his own hand a copy of any ordinance referred to in the preceding section of this act, and a copy of the minutes of said municipality showing the action taken by its governing body with reference to said ordinance and the date on which and the name of the newspaper in which said ordinance was published, and deliver the said certificate to any person who shall request the making of said certificate, upon the payment to said clerk of the sum of two dollars and fifty cents, as his fee for making said certificate.
- Fee.
- Certified record recorded in county clerk's office.
3. It shall be the duty of the county clerk or of the register of deeds having charge of the recording of deeds for lands lying in any such municipality to record the ordinance, minutes and date certified as required by the second section of this act in the same books as he is required by law to record conveyances of lands and to index the same in the index of grantees in the name of the owner or owners who shall, according to an affidavit to be attached to said certificate of said clerk, be shown to have been the owner or owners, as of the date of the passage of said ordinance, of some interest or estate in lands immediately adjacent to the lands over which the easement released or vacated as aforesaid formerly existed; and it is not intended that all owners of any interest as aforesaid shall be named

in order to entitle an owner of any interest to cause to be recorded the papers above referred to.

4. A certified copy of the record so made in the office of said county clerk or register of deeds shall be deemed to be conclusive evidence of the facts so recorded in the event that any officer of any municipality shall be unable because of loss or destruction of the municipal records relating to any such ordinance as is referred to in the previous sections of this act to produce the records of any such ordinance in answer to any proper writ or order of any court of this State in which said records shall be required for the use or benefit of any litigant.

Validity of  
certified copy  
in evidence.

5. The county clerk or register of deeds having custody of the books in which any record as aforesaid is required to be made shall receive for his services the same fees as he is permitted by law to charge for the recording of any conveyance of lands or for making any certified copy of any such record of any conveyance.

Clerk's record-  
ing fee.

Approved March 26, 1926.

## CHAPTER 170.

An Act to amend an act entitled "A further supplement to an act entitled 'An act for the assessment and collection of taxes,' approved April eighth, one thousand nine hundred and three," which said supplement was approved April twenty-ninth, one thousand nine hundred and seven.

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

1. In counties having according to the next preceding State or national census, more than five hundred thousand inhabitants, the annual salary of each member of the county board of taxation shall be four thousand five

Salary of  
county tax  
board in cer-  
tain counties.

hundred dollars, payable in the manner now provided by law. In said counties it shall be the duty of the board of chosen freeholders to provide said county board of taxation with a permanent office for the transaction of its business and the preservation of its records, which records shall, during ordinary business hours, be open to the inspection of the public.

2. This act shall take effect immediately.

Approved March 26, 1926.

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### CHAPTER 171.

An Act authorizing the board of managers of the New Jersey State Hospital at Greystone Park to provide additional water supply, and appropriating the money therefor.

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

State hospital  
may contract  
for water.

1. The board of managers of the New Jersey State Hospital at Greystone Park, with the approval of the State Board of Control of Institutions and Agencies, and the State House Commission, is hereby authorized to contract with any water company authorized to do business in this State or with any municipality for the furnishing of an additional water supply at the State Hospital at Greystone Park for potable and domestic uses, such contract to be for a period not to exceed fifty years, and is hereby authorized, with the same approval, to lay any necessary water mains from the point of supply to the institution.

Period.

Provide for  
additional  
supply.

2. The said board of managers with the same approval is hereby authorized to acquire by gift, grant, purchase, condemnation, or in any other lawful manner, in the name of the State for use at the State Hospital at Greystone Park an additional water supply for potable and



domestic uses, and to extend, add to, or improve the same.

3. The said board of managers with the same approval is hereby authorized to acquire by gift, grant, purchase, condemnation, or in any other lawful manner, in the name of the State for use at the State Hospital at Greystone Park so much land, water rights, springs, rights of way, ponds, dams, wells, pumps, pipe lines, riparian rights and rights of flowage, machinery, and reservoirs as may be necessary for an additional water supply and may construct additional or add to the present water supply system either on property now owned or hereafter acquired for use at the New Jersey State Hospital at Greystone Park for potable and domestic uses.

Acquisition of  
water rights,  
etc.

4. The said board of managers with the same approval is hereby authorized to procure such knowledge and information by the driving of test wells, making tests, and obtaining other data as they may deem necessary before proceeding to contract, build, or purchase; *provided*, they shall not spend therefor in excess of ten thousand dollars, which may be done without competitive bidding.

Test proceed-  
ings.

Proviso.

5. If condemnation shall be necessary the proceedings shall be in accordance with an act entitled "An act concerning and regulating the acquisition and taking of lands by the State of New Jersey, or any agency thereof; providing a procedure therefor, and the manner of making compensation for lands so taken," approved April twenty-first, one thousand nine hundred and twenty, and any supplements thereto or amendments thereof.

Condemnation  
may be had.

6. The sum of two hundred thousand dollars or so much thereof as may be necessary be and is hereby appropriated out of the State fund when included in the annual, supplemental or special appropriation bill for immediate use for the purposes hereinabove specified.

Appropriation.

7. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 172.

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

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

Penalty for an  
infamous  
crime.

1. Any person who shall commit the infamous crime against nature with any child under the age of sixteen years, shall be guilty of a high misdemeanor and punished by imprisonment at hard labor for a period of not less than five years nor more than thirty years.

Approved March 26, 1926.

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CHAPTER 173.

An Act to provide for the purification of the waters of the Hackensack river.

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

Polluting  
Hackensack  
river forbid-  
den.

1. Every person and municipality is hereby prohibited and forbidden to discharge, directly or indirectly, any sewage or other polluting matter into the waters of the Hackensack river at any point above the mouth of Bellmans creek or into any tributaries, including Bellmans creek, of the Hackensack river which empty into the Hackensack river above said point, after the first day of May in the year one thousand nine hundred and thirty unless said sewage or other polluting matter is subjected to a minimum purification process including sedimentation and intermittent sand filtration.

2. The State Department of Health is authorized and empowered to institute in the name of the State suits at law or in equity, as may be deemed necessary or appropriate to enforce the provisions of section one of this act after said first day of May, in the year one thousand nine hundred and thirty; and the Court of Chancery of this State is hereby vested with special jurisdiction to enforce the provisions of section one of this act in a summary manner upon application of the State Department of Health.

Enforcement  
of act.

3. Nothing in this act contained shall be construed to operate as a repeal of any act of the Legislature designed to secure the purity of public supplies of potable waters, or to prevent the pollution of streams whether such streams be potable streams or not, but this act shall be deemed only to be additional legislation.

Action deemed  
additional  
legislation.

4. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever. The word "municipality" as used herein shall mean and include every political subdivision of the State of New Jersey.

Definitions.

5. This act shall take effect immediately.  
Approved March 26, 1926.

## CHAPTER 174.

An Act to amend an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter two hundred and fifty-two of the Pamphlet Laws of one thousand nine hundred and sixteen.

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

Section 12  
amended.

Financial con-  
dition of mu-  
nicipality pre-  
pared.

Annual debt  
statement.

What to show:

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

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

The annual debt statement shall set forth:

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

Gross indebtedness;

Such gross indebtedness shall be itemized as follows:

Itemized;

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

Bonded debt;

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

Other liabilities;

B. The deductions.

Such deductions shall be itemized as follows:

Deductions;

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

Indebtedness—  
From special assessments;

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

Improvements;

(c) Indebtedness to an amount not exceeding three per centum of the average of the assessed valuation as stated in subdivision D hereof, incurred or authorized

Incurred for various purposes;

for any of the following purposes but not for the support or maintenance thereof, separately stated in so far as separately issued for such purposes, namely, for docks, electric light or power, gas, markets and any other purpose from the carrying out of which the municipality derives revenue from rentals or services rendered, the payment of the principal and interest of which indebtedness was adequately provided for from such revenue after deducting operating expenses during the previous fiscal year.

- Water supply; (d) Indebtedness incurred or authorized for the supply of water.
- School purposes; (e) The net indebtedness incurred or authorized for school purposes to an amount not exceeding six per centum of the average assessed valuation as stated in subdivision D hereof.
- Cash and sinking fund; (f) Funds in hand and sinking funds or such parts thereof as are held for the payment of any part of the gross indebtedness, other than that which is included in these deductions or which is otherwise deducted. Under this item shall be included the proceeds on hand of any bonds or notes held to pay any part of the gross indebtedness, and the estimated proceeds of bonds or notes which have been authorized if such estimated proceeds will be held for that purpose.
- Current taxes; (g) Amount, if any, included in the current taxes levied for the payment of any part of the gross indebtedness other than that which is included in these deductions.
- Arrears of taxes; (h) Amount of unpaid taxes not more than three years in arrears.
- Improvements along ocean; (i) Indebtedness incurred or authorized for the construction or reconstruction of dikes, bulkheads, jetties or other devices, erected along the ocean or inlet fronts, and intended to prevent the encroachment of the sea, including the improvements to restore property damaged by the sea, or for the construction of boardwalks, pavilions, piers, bathing houses, or other devices along the ocean front, and the acquisition of lands in connection therewith, also indebtedness incurred or authorized for the acquisition of lands or interest in lands along the

ocean front or for the improvement thereof or for the construction of buildings thereon.

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

Amounts owed municipality.

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

Net debt.

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

Average preceding valuations.

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

Percentage of debt to valuation.

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

Supplemental debt statement.

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

What to show.

Former statement.

Itemization.	B. The amounts and purposes separately itemized of the bonds or notes about to be authorized, together with the deduction which may be made on account of each such item.
Net debt.	C. The net debt of the municipality after the indebtedness to be authorized has been incurred.
Preceding assessed valuations.	D. The three next preceding assessed valuations of taxable real property (including improvements) of the municipality and the average thereof.
Comparison.	E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuations computed under subdivision D.
In certain cases in municipalities.	(3) In the case of a municipality other than a county, if it appears that the percentage of the net debt as stated by subdivision E of any supplemental debt statement exceeds seven per centum, the supplemental debt statement shall include the following subdivisions, namely:
Bonds and notes being part of gross indebtedness.	F. The total amount of all bonds and notes required to be stated as part of gross indebtedness issued and authorized since December thirty-first, one thousand nine hundred and sixteen (whether paid or outstanding, except bonds and notes issued in anticipation of the receipt of tax revenues, and except bonds or notes issued to refund or fund indebtedness contracted before December thirty-first, one thousand nine hundred and sixteen), and the bonds or notes to be authorized.
Deductions.	G. The total deductions (as provided to be made in the financial statement) which may be made on account of the bonds and notes, stated in subdivision F.
Net increased debt.	H. The difference between the amounts stated in subdivision F and G (hereinafter called the net increased debt).
Average assessed valuation of real estate.	I. The average assessed valuation of taxable real property (including improvements) of the municipality for the years one thousand nine hundred and fourteen, one thousand nine hundred and fifteen and one thousand nine hundred and sixteen.
Percentage.	J. The percentage that the net increased debt stated in subdivision H bears to the average assessed valuation, stated in subdivision I.



(4) No ordinance or resolution, prior to the passage of which a supplemental debt statement must be filed, shall be passed if it appears from such supplemental debt statement that the percentage of the net debt of a municipality other than a county, as stated in subdivision E, exceeds seven per centum, or in the case of a county if the percentage of the net debt, as stated by subdivision E, exceeds four per centum; *provided*, that in the case of a municipality other than a county, notwithstanding the net debt as stated in subdivision E of any supplemental debt statement exceeds seven per centum, such ordinance or resolution may, nevertheless, be passed if the percentage of the net increased debt as stated in subdivision J of any supplemental debt statement does not exceed two per centum.

If net debt exceeds 7%.

Proviso.

2. This act shall not be construed to repeal or in anywise affect the provisions of chapter one hundred and seventy-eight of the laws of one thousand nine hundred and twenty-three and of chapter two hundred and forty-one of the laws of one thousand nine hundred and twenty-five.

Construing act.

3. This act shall take effect immediately.  
Approved March 26, 1926.

## CHAPTER 175.

An Act relating to the making and keeping of the records in the office of the clerk, register of deeds and mortgages and surrogate of the counties of this State.

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

1. All papers, documents and instruments in writing now or hereafter authorized or required by law to be recorded and indexed in the office of the clerk, register of deeds and mortgages and surrogate of any county of this State, as well as the record and index of any such

Recording, copying records by photography.

Legality of  
such records.

papers, documents or instruments in writing, which may be recopied, rerecorded or transcribed pursuant to any statute of this State may be recopied, rerecorded, reindexed, or transcribed in said offices by means of photography and such rerecord or transcribing made by means of photography shall have the same legal force, meaning and effect as if made in handwriting or in typewriting.

Authorization.

2. The clerk, register of deeds and mortgages and surrogate of any county of this State may make a copy by means of photography of any document or instrument; *provided*, a copy is also made in handwriting or in typewriting and such photographic copy, if made, shall have the same legal force, meaning and effect as if made in handwriting or in typewriting.

Proviso.

3. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 176.

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:*

Statement as  
to bidder's  
qualifications.

1. It shall be lawful for any officer, board, commission, committee or department, or other branch of any county government to require from any person proposing to bid on public work duly advertised, a standard form of questionnaire and financial statement containing a complete statement of the person's financial ability and experience in performing public work, before furnishing such person with plans and specifications for the proposed public work advertised.

Authorities  
may refuse if  
sufficiency  
doubted.

2. Whenever such officer, board, commission, committee or department, or other branch of any county government is not satisfied with the sufficiency of the answers contained in such standard questionnaire and

financial statement of such person, it may refuse to furnish such person with plans and specifications on public work duly advertised.

3. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever. "Person" defined.

4. No action for damages shall lie against any officer, board, commission, committee, department or other branch of any county government because of such refusal to furnish such person with plans and specifications on public work duly advertised; *provided*, that nothing herein contained shall in any way limit the right of any person to apply to any court of competent jurisdiction to review the action of any officer, board, commission, committee, department or other branch of any county government refusing to furnish such person with plans and specifications on public work duly advertised. Official immunity. Proviso.

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

Approved March 26, 1926.

## CHAPTER 177.

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

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

1. It shall be lawful for the board of commissioners of any city in this State which has adopted, or shall here- Salary of mayor and commissioners.

Proviso.	after adopt the provisions of the act to which this act is supplemental, to increase, by ordinance, the compensation which the mayor and commissioners shall receive; <i>provided</i> , the amount of such increase shall in no instance exceed fifty per centum of the salary as fixed by the act to which this act is supplemental. Any ordinance passed under the authority of this act shall become operative in ten days after the publication thereof after its final passage unless within said ten days a petition, signed by electors of the city equal in number to at least fifteen per centum of the entire vote cast at the last preceding general municipal election, protesting against the passage of such ordinance, be presented to the board of commissioners, in which case such ordinance shall remain inoperative until a proposition for the ratification thereof shall be adopted at the next general State or municipal election held in such city.
As to ordinance granting increase.	
Effect of act.	2. No ordinance increasing the compensation which the mayor and commissioners shall receive, heretofore legally adopted under the provisions of any act of the Legislature, shall be deemed to have been repealed by the repealer of such act, but such ordinance shall continue in full force and effect until the repealer thereof by the board of commissioners.
Repealer.	3. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately. Approved March 26, 1926.

## CHAPTER 178.

An Act to provide for accounting of moneys received as pension, bounty or other allowance from the United States by guardians of persons formerly in the military or naval service of the United States and to impose upon the surrogates' and Orphans' Courts of the several counties certain duties in connection therewith.

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

1. In addition to any other duties imposed upon him by law, it shall be the duty of a guardian appointed for a person who served in the military or naval service of the United States, once in each year, at the time and in the manner hereinafter provided, to render to the Orphans' Court, from whom he received his appointment as guardian, a true account of his administration of all moneys received by him, as such guardian, as pension, bounty or other allowance from the United States.

Guardian's annual accounting.

2. Where said account is to be rendered to the Orphans' Court of the counties of Hudson, Somerset or Sussex, the same shall be filed on or before the fifth day of January in each year. Where said account is to be rendered to the Orphans' Court of the counties of Warren or Essex, the same shall be filed on or before the fifth day of February in each year. Where said account is to be rendered to the Orphans' Court of the counties of Bergen, Morris or Passaic, the same shall be filed on or before the fifth day of March in each year. Where said account is to be rendered to the Orphans' Court of the counties of Union, Hunterdon or Middlesex, the same shall be filed on or before the fifth day of April in each year. Where said account is to be rendered to the Orphans' Court of the counties of Mercer, Burlington, Monmouth or Gloucester, the same shall be filed on or before the fifth day of May in each year. Where said account is to be rendered to the Orphans' Court of the counties of Camden, Atlantic or Salem, the same shall

When accounting filed in various counties.

be filed on or before the fifth day of June in each year. Where said account is to be rendered to the Orphans' Court of the counties of Cape May, Cumberland or Ocean, the same shall be filed on or before the fifth day of July in each year.

Guardian may  
be cited for  
failure to file  
account.

3. In case of the failure of any guardian as aforesaid to make and render such account within the time above limited, any person interested in said moneys or property in the hands of any such guardian, the sureties on the bond of any such guardian, the United States Veterans' Bureau, or any other person as the next friend of the incompetent interested, may cite such guardian to render said account at the ensuing term of the court; and, if said guardian fails to render said account according to such citation, or within such time as the court may otherwise provide therefor, it shall be the duty of the Orphans' Court to remove such guardian from office; and the costs of such citation and proceedings shall be paid by such guardian out of his own private estate, unless the court, for good cause shown, shall order otherwise.

Action taken  
after account  
is filed.

4. Upon the filing of an account of a guardian rendered as aforesaid with respect to the moneys received by him from any pension, bounty or other allowance from the United States, the surrogate shall issue citations to all persons concerned, including the sureties of such guardian and including the United States Veterans' Bureau, to appear at the said Orphans' Court, which citation shall be served at least ten days before the sitting of the court; and such guardian, or any person on his behalf, may serve such citation on the parties aforesaid by delivering a copy thereof to them, or by leaving a copy at their usual place of abode, with some person of the age of fourteen years or upward, and making and filing with the surrogate an affidavit, setting forth the time, place and manner of such service, whereupon the same shall have the force and effect of a service by the proper officer.

Court to ex-  
amine account.

5. The account of every such guardian, after the same has been audited and stated by the surrogate and reported to the Orphans' Court, and citation served on the parties in interest as aforesaid, shall be examined by the

court, and being found to be properly and fairly stated shall be entered of record.

6. The surrogate of a county with whom any account as aforesaid is filed shall mail, within five days from the date of the filing of said account, a true copy thereof to the regional manager of the United States Veterans' Bureau, located in the city of Newark, in this State. The United States Veterans' Bureau shall be deemed a party in interest in any such accounting and shall be competent to except to any such account, or any part thereof.

Copy furnish-  
ed veterans'  
bureau.

7. Excepting as otherwise herein provided, the practice and procedure prevailing in the Orphans' Court with respect to accountings to guardians of infants shall be the practice and procedure prevailing with respect to accountings rendered under this act.

Practice to  
govern pro-  
ceedings.

8. Excepting as otherwise herein provided, no costs or fees shall be charged or taxed by the surrogates of the respective counties for accounts rendered and other proceedings had under this act.

As to fees.

9. This act shall take effect on the thirty-first day of December, in the year nineteen hundred and twenty-six.

Act effective.

Approved March 26, 1926.

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## CHAPTER 179.

An Act to prevent the spread of infectious or contagious abortion in live stock.

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

1. The terms used in this act shall be construed as follows:

Definitions:

"Live stock" shall include any domestic animal raised on a farm.

Live stock;

"Owner" shall include any person, firm, copartnership, association or corporation owning or leasing from another any live stock.

Owner;

Condemned;	"Condemned" shall apply to any live stock reacting to a test applied for infectious or contagious abortion.
Suspicious;	"Suspicious" shall apply to any live stock tested for infectious or contagious abortion and not giving a reaction sufficient to justify condemnation.
Official test;	"Official test" shall include all tests made under the supervision of or authorization from the Chief of the Bureau of Animal Industry.
Private test.	"Private test" shall include all tests other than official tests and shall be made at the owner's expense.
Authorized inspection on application.	2. Whenever the owner of any live stock shall request the State Board of Agriculture to make an inspection of his live stock for infectious or contagious abortion, the State Board of Agriculture may designate a veterinarian to make an inspection and if authorized by the State Board of Agriculture conduct a test by the method or methods adopted and approved by the State Board of Agriculture. The expense of such inspection and test shall be borne by the Department of Agriculture; <i>provided, however</i> , the owner shall agree to comply with and carry out the rules and regulations which the State Board of Agriculture is hereby authorized to make respecting the testing, disposal by segregation and quarantine or slaughter of condemned or suspicious live stock, the disinfection of the premises, the introduction into the herd of other live stock and any other rules and regulations relating to the control of infectious or contagious abortion and the enforcement of the provisions of this act.
Expenses.	
Proviso.	
Certificate setting forth facts issued.	3. Whenever an official test of any live stock is made by a veterinarian authorized by the Chief of the Bureau of Animal Industry and such live stock is found to be free from infectious or contagious abortion, a certificate, setting forth this fact may be issued by the Chief of the Bureau of Animal Industry when authorized by the State Board of Agriculture, providing all rules and regulations under the plan adopted by the State Board of Agriculture for the control and eradication of infectious or contagious abortion in live stock have been complied with.
Notification to owner failing to comply.	4. Whenever the Chief of the Bureau of Animal Industry is satisfied that any owner has failed to comply



with any rule or regulation made by the State Board of Agriculture under the provisions of this act, the owner shall be so notified in writing by the Chief of the Bureau of Animal Industry, and such owner shall immediately lose all rights or interest acquired, if any, under the provisions of sections two and three of this act and said owner shall not be reinstated thereunder except by the authority of the State Board of Agriculture upon written application made by the owner to the board for that purpose.

5. (a) All tests, either official or private, shall be made according to the standards established, methods prescribed and by laboratories or individuals approved by the State Board of Agriculture.

Standards of tests;

(b) A report of such tests shall be made in writing to the Chief of the Bureau of Animal Industry within seven days immediately following the completion of the test, upon blanks furnished by the Department of Agriculture and signed by the director of the laboratory or the person making the test.

Report of tests;

(c) Only tests will be accepted where the technic employed in conducting the same has been submitted to and approved by the Chief of the Bureau of Animal Industry, who may refuse to accept any test or tests which in his judgment have not been properly executed and hold any live stock so tested in segregation and quarantine subject to an official test and disposal according to the rules and regulations of the State Board of Agriculture.

Accepted tests.

6. All live stock passing an official or private test for infectious or contagious abortion shall be marked by an approved metal ear tag furnished by the Department of Agriculture or designated by the Chief of the Bureau of Animal Industry except purebreds which may be reported for identification by registration name and number, tattoo or chain lock number. No two animals in one lot shall bear the same number.

Approved live stock ear tagged.

7. All live stock condemned as result of a test for infectious or contagious abortion shall be plainly and permanently marked for identification by a representative of the Bureau of Animal Industry or the individual making or assisting with the test in a manner acceptable

Condemned live stock marked.

to or authorized by the Chief of the Bureau of Animal Industry. Such marking shall not be construed as cruelty to animals within the meaning of any law of this State.

As to condemned cattle:

8. Whenever any live stock is condemned or classified as suspicious as the result of an official or private test, it shall be held subject to the following provisions:

Segregated;

(a) Any condemned or suspicious live stock shall be immediately segregated from the remaining live stock and held in quarantine at the owner's expense until such time as the disposal of same can be made in accordance with the rules and regulations of the State Board of Agriculture.

As to slaughtering, moving, or exposure;

(b) No live stock shall be slaughtered, have their location changed nor be moved from quarantine except on a written order issued by the Chief of the Bureau of Animal Industry. Neither shall any live stock be brought in contact with any condemned or suspicious live stock held in quarantine. If any untested live stock are added to the quarantined lot they shall become a part of said lot and held subject to the same rules and regulations.

Order of removal;

(c) When written order has been issued by the Chief of the Bureau of Animal Industry for the removal of condemned or suspicious live stock to slaughter, they shall be immediately moved and slaughtered under the direct supervision of a duly authorized agent or representative of said bureau at a time and place designated by the Chief of the Bureau of Animal Industry.

Sale of condemned cattle.

(d) It shall be unlawful to sell, offer for sale or purchase any live stock condemned or classified as suspicious as result of an official or private test for infectious or contagious abortion, except under regulations prescribed and order issued by the Chief of the Bureau of Animal Industry, Department of Agriculture.

Rules and regulations.

9. The State board of Agriculture is hereby authorized to make rules and regulations, adopt and approve methods of testing and issue any quarantine orders which may be deemed necessary for the control and eradication and to prevent the spread of infectious or contagious abortion to the live stock of the State, and the proper enforcement of this act.

10. The State Board of Agriculture is hereby authorized to co-operate with any township or county for the control and eradication of infectious or contagious abortion within the State or with the United States Department of Agriculture in any general system which may be adopted for the prevention of the spread and the control of infectious or contagious abortion in live stock and its eradication in the United States and its territories.

Co-operation  
with local au-  
thorities.

11. Any person who shall violate the provisions of this act shall be liable to a penalty of not less than one hundred dollars nor more than two hundred dollars for the first offense, and to a penalty of two hundred dollars for the second and each subsequent offense or by imprisonment not exceeding one year, or both, in the discretion of the court. The penalty herein prescribed shall be sued for and recovered by and in the name of the State Board of Agriculture, and all penalties recovered hereunder, after payment of costs, shall be paid into the treasury of the State of New Jersey.

Penalties for  
violations.

12. Every District Court in any city or judicial district, and every justice of the peace in any county, or police justice or recorder in any city or municipality where the defendant may be apprehended or where he may reside, is hereby empowered upon complaint made under oath or affirmation that any person has violated any of the provisions of this act to issue a summons or warrant, directed to any constable, police officer or member of the State Constabulary, commanding him to cause the person so complained of to be arrested and brought before such District Court, justice of the peace, police justice or recorder, who shall thereupon summarily hear and determine the guilt or innocence of such person, without a jury, and upon conviction shall impose the penalty prescribed in this act together with costs, and if any person shall fail to pay the penalty so imposed, together with all costs, the said District Court, justice of the peace, police justice or recorder shall commit him to the common jail of the county wherein such conviction is had for a period not exceeding ninety days or until the penalty and costs are paid.

Courts that  
may take cog-  
nizance.

Officers.

Hearing.

Issue of sum-  
mons on cor-  
poration.

Service.

Right of arrest  
without war-  
rant.

Detention.

Adjourning  
hearing.

Surety bond.

13. Such District Court, justice of the peace, police justice or recorder, upon receiving complaint in writing, duly verified, of a violation of the provisions of this act by a corporation, is hereby authorized and required to issue a summons directed to any constable, police officer or member of the State Constabulary requiring such corporation to be and appear before such District Court, justice of the peace, police justice or recorder, on the day named therein, to answer said complaint, which summons may be served on the president, vice-president, secretary, superintendent or manager of such corporation, and thereafter all proceedings shall be the same as in cases of individuals, except that in case of conviction and imposition of the penalty prescribed, execution shall issue against the goods and chattels of such corporation.

14. For violation of the provisions of this act done within the view of any constable, police officer or member of the State Constabulary, such officer is hereby authorized to arrest, without warrant, the offender and take him before a District Court, justice of the peace, police justice or recorder in the county wherein such arrest is made. The person so offending shall be detained until the officer making the arrest shall make oath or affirmation, which he shall do forthwith, specifying the provisions of the act alleged to have been violated, whereupon a warrant shall issue returnable forthwith, and such District Court, justice of the peace, police justice or recorder shall proceed summarily to hear or postpone the case as herein provided.

15. Any hearing to be held pursuant to this act may, for good cause shown, be adjourned for a period not exceeding thirty days from the return of the summons or warrant, but in such case it shall be the duty of the District Court, justice of the peace, police justice or recorder to detain the defendant into custody unless he shall enter into bond to the State Board of Agriculture with at least one sufficient surety in double the amount of the penalty to be recovered, conditioned for his appearance on the day to which the hearing shall be adjourned, and thence from day to day until the cause is disposed of.

16. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 180.

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

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

1. Article XI of an act entitled "An act concerning municipalities," approved March twenty-seventh, nineteen hundred and seventeen, be and the same is hereby supplemented by adding thereto a new section to read as follows:

Article XI  
amended.

6. It shall be lawful for any officer, board, commission, committee or department, or other branch of any municipal government other than counties to require from any person proposing to bid on public work duly advertised, a standard form of questionnaire and financial statement containing a complete statement of the person's financial ability and experience in performing public work, before furnishing such person with plans and specification for the proposed public work advertised.

Statement as  
to bidder's  
qualifications.

7. Whenever such officer, board, commission, committee or department, or other branch of any municipal government other than counties is not satisfied with the sufficiency of the answers contained in such standard questionnaire and financial statement of such person, it may refuse to furnish such person with plans and specifications on public work duly advertised.

Authorities  
may refuse if  
sufficiency  
doubted.

8. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever.

"Person" de-  
fined.

9. No action for damages shall lie against any officer, board, commission, committee, department or other branch of any municipal government other than counties because of such refusal to furnish such person with plans and specifications on public work duly advertised;

Official im-  
munity.

**Proviso.** *provided*, that nothing herein contained shall in any way limit the right of any person to apply to any court of competent jurisdiction to review the action of any officer, board, commission, committee, department or other branch of any municipal government other than counties refusing to furnish such person with plans and specifications on public work duly advertised.

**Repealer.** 10. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved March 26, 1926.

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## CHAPTER 181.

An Act to amend an act entitled "An act to enable the owners of tide swamps and marshes to improve the same, and the owners of meadows already banked in, and held by different persons, to keep the same in good repair," passed November twenty-ninth, one thousand seven hundred and eighty-eight.

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

**Section 31 amended.**

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

**Allowing overflow of tide.**

31. That it shall and may be lawful for the owners and possessors of any tract of marsh, swamp or meadow ground lying within the bounds of any meadow bank company, organized or to be organized under the provisions of the act to which this is a supplement, to cause the same to be subject to the overflowing of the tide in such manner and for such time or times as the same company shall, at their annual meeting, direct and appoint: *provided always*, that the owners of more than one-half of such marsh, swamp or meadow ground shall vote or agree to such overflow: *provided, however*, that nothing

**Proviso.**

**Proviso.**

contained herein shall be construed to interfere with or prevent the assessment and collection of taxes as provided in the act to which this act is a supplement, or the maintenance of the banks, dykes, sluices, waterways or other work, in such manner as may be determined by the managers, as directed by the owners in the manner aforesaid, even though said land be overflowed or partially overflowed.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 182.

An Act to incorporate the borough of Lebanon, in the county of Hunterdon.

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

1. The inhabitants of that portion of the township of Clinton, in the county of Hunterdon, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of borough of Lebanon, and shall be governed by the general laws of this State relating to boroughs. Corporate name.

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

Beginning at the intersection of the center line of the New Jersey and Easton turnpike now known as State Route No. 9 with the center line of the public road to Bissell near the residence of George Clark and running (1) along a private road south nineteen degrees and twenty minutes west, one thousand and fifty feet to a bridge across a small run of water; thence (2) through land of John A. Sloan south eighty degrees and thirty minutes west three thousand three hundred and sixteen feet to corner in the middle of the public road from Lebanon to Stanton (this line passes through the old Boundaries of borough of Lebanon.

cemetery and twenty feet southerly to the entrance gate); thence (3) in said road south thirteen degrees and ten minutes west nine hundred and twenty-two feet to corner in the middle of said road (at two hundred feet this line crosses the center line of tracks of Central Railroad of New Jersey); thence (4) through land of Charles Moffit on southerly side of barn twelve feet from the southeast corner of same north sixty-eight degrees west eight hundred and ten feet to a stake; thence (5) north forty degrees and thirty minutes west one thousand five hundred and eighty-one feet to corner in center line of tracks of Central Railroad of New Jersey in the middle of a bridge over a private road to John Knox place; thence (6) through lands of John Tine and Samuel Groendyke north twenty-eight degrees and thirty minutes west two thousand three hundred and forty six feet to corner in the northerly side of the aforesaid turnpike at the entrance of Babcock's lane; thence (7) along middle of said lane north eight degrees east one thousand and thirty-two feet to corner in line between lands of Ambrose Corson and W. C. Voegthlin; thence (8) still along said lane north five degrees and thirty minutes west four hundred feet to a stake; thence (9) still in said road or lane north six degrees and forty minutes west five hundred and forty-four feet to a corner ninety-one feet north of Babcock's dwelling-house; thence (10) through land of W. C. Voegthlin south eighty-eight degrees and thirty minutes west one hundred and fifty-seven feet to a fence post for a corner; (11) north eighteen degrees and fifteen minutes west four hundred and forty feet to a stake; thence (12) through lands of W. C. Voegthlin, E. B. Babcock, John Young and others, and taking in the buildings of W. C. Voegthlin and J. W. Sweazy south seventy-nine degrees and forty-five minutes east three thousand four hundred and seventy-five feet to a stake; thence (13) through lands of J. W. Sweazy and Fremont Shafer and crossing the road to Cokesbury south sixty-nine degrees and fifteen minutes east one thousand three hundred and fifty-three feet to corner, thirty-two feet from the northeast corner of Shafer's barn; thence (14) through lands of F. Shafer and George Clark south



forty-six degrees east three thousand two hundred and seventy-four feet to corner in the aforesaid public road to Bissell; thence (15) along the middle of said road south twenty degrees and twenty minutes west three hundred and seventeen feet to the place of beginning.

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

Referendum.

Special election.

Notice given.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the board of registry and elections of that certain election district of the said township of Clinton wherein the greater portion or all of the foregoing described territory of the township of Clinton is located, which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Clinton shall give public notice of such meeting to said board of registry and election at the

Election, how conducted.

Registry.

Meeting of election board.

time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters with instructions in the following form:

Form of ballot.

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

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

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

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

Returns in duplicate.

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

Special election called to select officers.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Hunterdon, and in case it is shown

by said statement that this act has been adopted by the voters of said territory as aforesaid, the county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen and an assessor, a collector and one justice of the peace to hold office until the first day of January following said special election, which election shall be held between the hours of one o'clock P. M. and eight o'clock P. M. on a day and place within said territory to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisement, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the members of the district board of registry and election of that certain election district of the said township of Clinton wherein the greater portion or all of the foregoing described territory of the township of Clinton is located. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The said district board of registry and election holding said election shall on the following day make return thereof to the county clerk of the county of Hunterdon of the result of such elec-

Notice given.

County clerk  
to provide  
ballots.Nominations  
by petition.Conducting  
election.

Register.

Returns.

Term of officers.

tion, and the officers elected at said election, on the filing of said return and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough and shall have qualified as required by law.

Approved March 26, 1926.

### CHAPTER 183.

An Act concerning the municipal employees who are under the regulation 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."

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

Eligibility of veterans for promotion in civil service.

1. That any soldier, who served in the late war, in the army of the United States of America, who holds a Congressional medal of honor, the French medaille militaire, the croix de guerre (with palm), croix de guerre (with silver star), croix de guerre (with bronze star), and who is now employed in any municipality in this State, shall be eligible for promotion without complying with any of the rules or regulations of the Board of Civil Service Commissioners, and the head or person in charge of the said office is at liberty to promote such employee for the good of the service as may in his judgment seem proper.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 184.

A Supplement to an act entitled "An act for the payment of a bonus to each soldier or a dependent or dependents thereof who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing for the issuance of bonds and for the payment of interest and principal thereof," approved April thirteenth, one thousand nine hundred and twenty.

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

1. The balance of the "Soldiers' Bonus Fund" amounting to seven hundred thousand dollars, being the surplus remaining after the payment of bonuses, authorized by the provisions of the act to which this act is a supplement, is hereby transferred from the Soldiers' Bonus Commission to the Sinking Fund Commission, consisting of the Governor, the Comptroller of the Treasury and the State Treasurer, created pursuant to the provisions of the act to which this act is a supplement, and the said balance so transferred shall be used by the said Sinking Fund Commission, in accordance with the sinking fund requirements, as authorized by the provisions of the act to which this act is a supplement.

Balance of soldiers' bonus fund transferred to sinking fund.

2. This act shall take effect immediately.  
Approved March 26, 1926.

## CHAPTER 185.

A Supplement to an act entitled "An act to establish a State highway system, and to provide for the improvement, betterment, construction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Spur constructed to connected highways.

1. The State Highway Commission shall, as soon as practicable, lay out for and as part of the State highway system a spur extending from a point about one mile east of the Delaware and Raritan canal at Kingston, in a southerly direction to the intersection of the Trenton and New Brunswick turnpike, connecting Route No. 13 with the road from Kingston to Monmouth Junction known as the Ridge road.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 186.

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

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

Conveyance by married woman.

Proviso.

1. Hereafter any married woman above the age of twenty-one years may execute and deliver any conveyance of real estate, or interest therein, separate and apart from her husband: *provided*, her said husband conveys

his interest in said real estate by separate deed of conveyance; and such conveyance of said married woman, when duly acknowledged, and such acknowledgment certified according to law, shall be good and effectual to convey her interest in the lands, tenements or hereditaments therein described, in accordance with the tenor and effect thereof as fully as though the husband had joined therein.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 187.

An Act for the conservation of certain wild flowers, plants and trees.

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

1. Any person found guilty of removing, cutting, breaking, injuring or destroying any tree, shrub, flower, vine or moss, or attempting to do so, without the personal direction or written consent of the owner of the property, shall be punished by a fine of not less than ten dollars or more than one hundred dollars, in an action in debt. Damaging shrubbery.  
Penalty.

2. Any person found guilty of taking any tree, holly, laurel, rhodendrons, winterberry or ground pine, without personal supervision or written consent of the owner of the property, shall be punished by a fine of not less than ten dollars or more than one hundred dollars, in an action of debt. Nothing in this act shall apply to public utility companies or their agents engaged in the performance of public utility company duties. Taking trees, etc.  
Penalty.  
Exception.

3. All actions under this act shall be commenced within three months from the time such offense was committed and not afterwards. Beginning action.

4. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 188.

An Act to create a temporary commission to inquire into and report upon the number, distribution and condition of crippled children throughout the State, to recommend means more adequately to meet their needs, and making an appropriation therefor.

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

Commission on  
crippled chil-  
dren.

Advice sought.

Membership.

Vacancy.

Organization.

Meetings.

1. A temporary State commission is hereby created to inquire into and report upon the number, distribution and condition of crippled children throughout the State, and the existing facilities and legal provisions for promoting the care, treatment, education and general welfare of such children, and to recommend means more adequately to meet their needs. In making such inquiry, the commission shall confer with the representatives of civic bodies and other organizations and groups, which have made special study of the subject, for the purpose of availing itself of their experience.

2. Such commission shall consist of seven members, as follows: a member of the Senate, to be appointed by the President of the Senate; a member of the Assembly, to be appointed by the Speaker of the House of Assembly; the Director of the State Department of Health, or an officer of his department to be designated by him; and a representative from each of the organizations known as the Elks, the Rotarians, the Shrine, and the Kiwanis, to be appointed by the Governor upon recommendation of such respective organizations. Vacancies in the commission shall be filled in the same manner as original appointments are made.

3. The commission shall choose from its members a chairman and vice-chairman, and may employ such subordinates as may be needed. It may sit within or without the State, may take testimony, compel the attendance of witnesses and the production of books and papers, and otherwise have all the powers of a legislative committee,



as provided by law, including the adoption of rules for the conduct of its proceedings.

4. The members of such commission shall receive no compensation for their services, but shall be entitled to their actual and necessary expenses incurred in the performance of their duties. Expenses met.

5. The commission shall make a report of its proceedings, together with its recommendations, to the Legislature at the convening of the legislative session for the year nineteen hundred and twenty-seven, and may accompany its report with such proposed legislative measures as to carry its recommendations into affect, as to the commission may seem proper. Report.

6. The sum of five thousand dollars (\$5,000.00) or so much thereof as may be needed is hereby appropriated for the actual and necessary expenses of the commission in carrying out the provisions of this act, payable out of the treasury of this State on the warrant of the Comptroller, on bills to be approved by the chairman of said commission. Appropriation.

7. This act shall take effect immediately.

Approved March 26. 1926.

## CHAPTER 189.

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 said river after a fixed date, and authorizing municipalities lying whole or in part within the Passaic Valley Sewerage District, from the territory of which sewage or other polluting matter is or may be discharged into said portion of said river, to enter into contracts with each other and with the Passaic Valley Sewerage Commissioners for the intercepting and disposal of such sewage and other polluting matter, and to provide the necessary funds therefor," approved March eighteenth, nineteen hundred and seven.

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

Contract for  
portion of cost.

Proviso.

Right to bene-  
fits.

1. Where any municipality or municipalities party to the original contract has made an agreement to allot a portion of its capacity in said sewer to another municipality, as provided in the eighth section of the act to which this is a supplement; *and provided*, such other municipality has a population according to the last official federal census of not less than five thousand nor more than ten thousand, the Passaic Valley Sewerage Commissioners may enter into a contract with such latter municipality to pay its portion of the cost of operation and maintenance of said sewer, based on the amount of use of said sewer by such municipality, and that upon the execution of such a contract, such municipality shall have the right to participate in the use and benefit of the Passaic Valley sewer, but not in excess of the capacity allotted to said municipality under said agreement, as provided for in said act, and the rights to the use and

benefits of the sewer by the municipality making the allotment shall be decreased to the extent of the allotment so made, and that it shall not be necessary to have the consent of the municipalities that were parties to the original contract with the Passaic Valley Sewerage Commissioners for the execution of such contract as hereby authorized.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 190.

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

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

1. Amend section one of the act to which this act is an amendment so as to read as follows:

1. Whenever in any county of this State there has been appointed and maintained a county attendance officer for a period of three years, or whenever there shall hereafter be appointed and maintained a county attendance officer for a like period of three years, the Commissioner of Education shall appoint upon the request of the county superintendent of schools and with the advice and consent of the State Board of Education, a suitable person to be known as county attendance officer for said county who shall perform such duties as may be prescribed by rules and regulations adopted by the State Board of Education. Said county attendance officer

Section 1  
amended.

County attend-  
ance officer.

Duties.

Term and salary.	shall have the same power to enforce the compulsory school law and all rules and regulations connected therewith as is conferred upon attendance officers now appointed by local boards of education. The term of office of such county attendance officer shall be for one year and the Commissioner of Education shall fix the salary of such county attendance officer, not to exceed fifteen hundred dollars per annum, with the approval of the State Board of Education.
Section 2 amended.	2. Amend section two of the act to which this act is an amendment so as to read as follows:
Provision for salary and expenses.	2. The county superintendent of the county in which a county attendance officer has been appointed as provided herein, shall, before making his apportionment of school moneys, deduct from the amount of railroad tax appropriated to his county the amount of salary for such county attendance officer and the further sum of seven hundred dollars for traveling expenses which sums shall remain in the hands of the county collector and shall be available only for the payment of the salary of such attendance officer and the expenses incurred by him in the performance of his official duties. If at the time of making the then next apportionment of school moneys any balance of said moneys heretofore appropriated shall remain in the hands of the county collector, said county collector shall certify to the county superintendent of schools the amount of said balance and the county superintendent shall thereupon include said amount in the amount to be apportioned among the schools of his county in the then next apportionment. The salary of such attendance officer shall be paid in ten equal monthly installments on orders issued by the county superintendent drawn on the county collector and paid out of the moneys apportioned to him for that purpose. All claims for the expenses of said county attendance officer shall be paid after being audited by the county superintendent on orders issued by said county superintendent and drawn on the county collector, provided such expenses shall not exceed in any one year the sum of seven hundred dollars.
Balance included in next apportionment.	
Payments.	
As to expenses.	
	3. This act shall take effect immediately.
	Approved March 26, 1926.

## CHAPTER 191.

An Act to amend an act entitled "An act concerning building and loan associations (Revision of 1925)," approved March twelfth, one thousand nine hundred and twenty-five.

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

1. Section sixty-six of the act to which this act is amendatory be and the same is hereby amended so as to read as follows: Section 66 amended.

66. Cancellation and discharge of mortgages.

No mortgage given to any such association shall be canceled of record by the county clerk or register of deeds of any county in this State, unless there shall be endorsed upon said mortgage an authorization to cancel the same, over the signatures of the president or vice-president and secretary or treasurer of such association, with its corporate seal affixed thereto; *provided*, that where the cancellation of a mortgage has been authorized and the said mortgage has been lost or destroyed before cancellation, it shall and may be lawful for the officers herein named, under the seal of such corporation, to make and deliver a satisfaction piece, duly acknowledged and attached to which shall be an affidavit by some person having knowledge of such loss or destruction and setting forth the facts thereof, and upon the production of such satisfaction piece, with said affidavit attached thereto, to the county clerk or register of deeds of the county wherein the original mortgage is recorded, such production shall be warrant and authority in law for the cancellation of said lost or destroyed mortgage; *provided*, *further*, that any such mortgage, after the assignment or transfer thereof by any such association to which such mortgage has been given, and which assignment shall have been duly recorded, may be canceled by the assignee of such mortgage, or any subsequent assignee, whose assignment has been duly recorded, in the Authority for cancellation of mortgage endorsed.

*Proviso.*

*Proviso.*

*Cancellation of assigned mortgage.*

same manner as a mortgage given to an individual or a corporation other than any such association.

2. This act shall take effect immediately.

Approved March 26, 1926.

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#### CHAPTER 192.

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 violation," approved April eighth, one thousand nine hundred and twenty-one, as amended by an act approved March nineteenth, one thousand nine hundred and twenty-three, and as further amended by an act approved March nineteenth, one thousand nine hundred and twenty-three, and as further amended by an act approved March twelfth, one thousand nine hundred and twenty-four.

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

Section 11  
amended.

Manufacturer's  
registration.

1. Section eleven of the act to which this is an amendment 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 manu-

facturer; 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.

Certificate issued.

Valid for five cars.

Sets of markers.

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 "M" of equal size and prominence. The annual fee for such manufacturer's registration shall be five dollars 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.

"M" on marker.

Registration fee.

(2) Every dealer in automobiles or motor cycles doing business in this State, instead of registering each automobile or motor cycle 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 dealer; that he desires to use a single number on automobiles or motor cycles 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 a certificate as herein set forth, assigning the same a number, which certificate shall contain a statement that the same was

Dealer's registration.

Certificate issued.

Sets of mark- ers.	issued to the applicant as a dealer. One certificate shall cover and be valid for the use of not more than five automobiles or motor cycles 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 motor cycles 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 motor cycle 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 motor cycle 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 motor cycles not less than five sets for automobile dealers nor less than three sets for motor cycle dealers authorized to be operated under said registration number.
"D" on marker.	
Registration fee.	
Number in set.	
Bona fide dealers.	Dealer's 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.
Plates not loaned.	
"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 for each set.
Use.	
Fee.	
Registration fee for omni- buses accord- ing to capacity.	(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 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; for each such vehicle having a carrying capacity for passengers of not less than nine nor more than twelve passengers, the annual fee shall be twenty dollars; 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; 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; 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; for each such vehicle having a carrying capacity for passengers of not less than twenty-seven nor more than thirty passengers, the fee shall be forty dollars; 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, and an additional fee of two dollars for each passenger, measured by carrying capacity, in excess of thirty passengers.

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. "O" on markers.

Every such applicant for omnibus registration shall make application, setting forth the fact that he is in 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. Application.

Nothing in this section shall prohibit the use by an omnibus operator of any automobile duly licensed by him as owner. Individual use.

(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 Registration of commercial vehicles, etc.

Fee based on  
weight and  
tires.

Markers—  
"X" and "T"  
displayed.

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."

The fee shall be in accordance with the following table:

Table of fees.

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

Proviso.

equipped with rubber tires on all wheels; *and provided*, further, that any person who shall overload or operate

Proviso.

Overloading.

any commercial motor vehicle, tractor, trailer, or semitrailer beyond the gross weight shown in the registration certificate for said vehicle, shall be fined not less than one

hundred dollars nor more than two hundred fifty dollars for the first offense, and for any subsequent offense, not

Penalty.

less than two hundred and fifty dollars nor more than five hundred dollars, 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 nor more than one hundred dollars for the first offense and for

any subsequent offense not less than one hundred dollars nor more than two hundred dollars; *provided, fur-*

Proviso.

*ther*, that tractors used for agricultural purposes may be operated over the highways of this State without

Tractors on roads.

being equipped with rubber tires under such regulations as shall from time to time be adopted by the Commis-

sioner of Motor Vehicles.

(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

Rate per horsepower for passenger vehicles.

cents 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

Above 30 H. P.

passenger motor vehicles having a rating of thirty horsepower or more shall pay a fee of fifty cents per horse-

power or the major fraction thereof.

(6) Motor cycles. The applicant for registration for a motor cycle shall pay to the Commissioner of Motor Vehicles for each registration a fee of two dollars.

Fee for motor cycles.

(7) Reduction in fee after August first. If application shall be made for the registration of a motor vehicle, commercial motor vehicle, trailer, semitrailer,

Half rate after August first.

tractor or omnibus after the first day of August in any year, the applicant shall be required to pay but one-half the registration fee herein provided for in the class to which said vehicle belongs.

Commissioner  
may refuse  
registration.

(8) Refusal of registration. The Commissioner of Motor Vehicles may refuse registration in the case of any automobile, commercial motor vehicle, trailer, semi-trailer, tractor, or omnibus, that shall not comply with the requirements of this act or that shall seem to him unsuitable for use of the roads and highways of this State.

Registration  
certificate.

(9) Certificate issued. The Commissioner of Motor Vehicles shall issue for each automobile so registered a certificate, properly numbered, stating that such motor vehicle or motor cycle is registered in accordance with the law, and shall cause the name of such owner, with his address and the number of his certificate and description of such automobile, to be entered on the records of his department in alphabetical and numerical order.

Exhibited on  
request.

And the holder of said certificate, when requested by any motor vehicle inspector, police officer, or magistrate, while in the performance of the duties of his office, shall exhibit said certificate, to the end that the said motor vehicle inspector, police officer, or magistrate may thereby determine the correctness of said certificate as the same relates to the registration number plates of the motor vehicle for which the said certificate was issued.

Duplicate cer-  
tificates may  
be issued.

(10) Duplicate certificates. The Commissioner of Motor Vehicles, upon presentation of a statement duly sworn to, setting forth that the original registration certificate or driver's license has been destroyed, lost or stolen, may, if he is satisfied that the facts as set forth in the statement are substantially true, issue a duplicate registration certificate or driver's license to the original holder thereof, upon the payment to the Commissioner of Motor Vehicles of a fee of one dollar for each duplicate registration certificate or driver's license so issued.

Fee.

2. This act shall take effect immediately.

Approved March 26, 1926.

## CHAPTER 193.

An Act to amend an act entitled "An act for the publication of the Law and Chancery reports," approved February twenty-eighth, one thousand eight hundred seventy-seven.

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

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

Section 10  
amended.

10. The superintendent of the State House and the adjacent public grounds shall, on receipt of said reports, after retaining one copy for himself, cause the residue to be distributed under the direction of the Governor as follows: to the Governor of this State, two copies; to each member of the Legislature, one copy; to the State Librarian, to be deposited in the State Library, twenty copies; to the Department of State of the United States, for the Congressional Library, four copies; to the Governor of each State and territory in the United States, one copy; to each Senator and Representative in Congress from this State, one copy; to the Chancellor and each Vice-Chancellor of this State and each judge of the Supreme Court and of the Court of Errors and Appeals, one copy; to each of the standing advisory masters of this State, one copy; to the Secretary of State, Clerk of the Supreme Court, Clerk in Chancery and Attorney-General, Superintendent of Public Instruction, the State Board of Assessors, Adjutant-General and Quartermaster-General, for their respective offices, each one copy; to the sergeant-at-arms of each of the Chancery Chambers at Trenton, Newark, Jersey City, Camden, Atlantic City and Paterson, one copy, for use in the respective Chancery Chambers, including all back numbers necessary to make a full set of said reports for each of said chambers; to each county clerk, register and surrogate in this State, for their respective offices, one copy; to the New Jersey lunatic asylums and State Prison, each

Distribution of  
legal reports.

one copy; to the librarian of the New Jersey Historical Society, for the use of said society, one copy; to the librarian of each incorporated college, the Burlington library and the Newark Library Association, for the use of their respective libraries, each one copy; to each incorporated library association in this State which has a law library at the county seat of the county in which the same is located, one copy; to every library provided by the board of chosen freeholders of any county of this State at the courthouse of such county, one copy; the remainder to be reserved subject to the order of the Legislature.

Approved March 26, 1926.

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#### CHAPTER 194.

A Supplement to an act entitled "An act to establish a State highway system and to provide for improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Additional  
highway route.

1. The State Highway Commission shall, as soon as practicable, lay out for and as a part of the State highway system a road leading from State Highway Route No. 1, in the city of Jersey City, thence along the westerly side of and through the city of Jersey City and the city of Bayonne, to the entrance to the proposed bridge across the Kill von Kull.

Repealer.

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

Approved March 26, 1926.

## CHAPTER 195.

A Supplement to an act entitled "An act defining motor vehicles and providing for the registration of the same, and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act, and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

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

1. No "motor vehicles," "automobile," "omnibus," "commercial motor vehicles" or "motor-drawn vehicle," as defined in the act to which this act is a supplement, except such as are now in use and licensed, shall hereafter be licensed, or registered by the Department of Motor Vehicles, or permitted to operate on the highways in this State, the outside width of which said vehicle is more than ninety-six inches. Width of motor vehicle.

2. Any person who shall violate any of the provisions of this act shall incur a penalty of not less than one hundred dollars, nor more than two hundred dollars, to be recovered in the same manner as is provided for penalties fixed by the act to which this act is a supplement; and in addition thereto, upon conviction, the driver's license of such person so violating the provisions of this act, shall, by the Commissioner of Motor Vehicles, be forthwith revoked. Penalty.  
Driver's license revoked.

3. This act shall take effect immediately.  
Approved March 26, 1926.

## CHAPTER 196.

An Act to amend an act entitled "An act to establish a Department of Banking and Insurance," approved February tenth, one thousand eight hundred and ninety-one.

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

Section 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:

Department  
divided into  
three bureaus.

Deputy acting  
as commis-  
sioner.

Bond of  
deputies.

Salaries.

4. The said commissioner shall have authority to establish within the department three distinct bureaus, which shall be designated Bureau of Banking, Bureau of Insurance and Bureau of Building and Loan Associations, each of which bureaus shall be in charge of a deputy commissioner to be appointed by said commissioner. One of such deputy commissioners shall be designated by the commissioner with power to perform all the duties of the commissioner in case of his absence or inability to act from any cause and who shall also have authority to so act in the event of the death of the commissioner until a successor has been appointed and qualified; said deputy commissioners before entering upon their duties, shall each give bond in the sum of ten thousand dollars executed by a surety company authorized to transact business in this State, to be conditioned, approved and filed in the same manner as the bond of the commissioner. The salaries of such deputy commissioners shall be fixed by the commissioner at a sum not exceeding seventy-five hundred dollars per annum for each deputy commissioner.

2. This act shall take effect immediately.  
Approved March 26, 1926.



## CHAPTER 197.

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, approved April twenty-first, one thousand nine hundred and twenty.

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

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

Section 81  
amended.

81. The Commissioner of Banking and Insurance may, upon application in such form as he may prescribe, license any suitable person as a broker to negotiate contracts of insurance or reinsurance or place risks or effect insurance or reinsurance for others than himself for a compensation, with any qualified domestic insurance company or its agents, or with the authorized agent in this State of any insurance company of another State or foreign country, duly admitted to do business in this State; for such license a fee of twenty-five dollars shall be paid, authorizing the licensee thus to act until the thirty-first day of December then next, and on payment of a similar fee the license may be renewed from year to year. The Commissioner of Banking and Insurance may revoke any such license at any time for cause shown after hearing given to the licensee.

Licensing in-  
surance broker.

Annual fee.

Revocation.

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

Act effective.

Approved March 26, 1926.

## CHAPTER 198.

An Act for the prevention of cruelty to animals.

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

What constitutes cruelty to animals.

1. That any person or persons who shall overdrive, overload, drive when overloaded, overwork, torture, torment, deprive of necessary sustenance, or cruelly beat or otherwise abuse, or needlessly mutilate or kill, or who shall by their agents, servants, employees or otherwise, cause or procure to be overdriven, overloaded, driven when overloaded, overworked, tortured, tormented, deprived of necessary sustenance, or to be unnecessarily or cruelly beaten, or otherwise abused or needlessly mutilated and killed, any living animal or creature, and any person having the charge or custody of any living animal or creature, either as owner or otherwise, who inflicts unnecessary cruelty upon the same, or unnecessarily fails to provide the same with proper food, drink, shelter or protection from the weather, and any person who shall keep or use, or in any way be connected with or interested in the management of, or who shall receive money or other consideration for the admission of any person to any place kept or used for the purpose of fighting or baiting any bull, bear, dog, cock, bird or other living animal or creature, and every person who shall be present, and witness, encourage, aid or assist therein, or who shall permit or suffer any place owned or controlled by him to be so kept or used, and any person who shall carry or cause to be carried, in or upon any vehicle or otherwise, any living animal or creature, in a cruel or inhuman manner, and any person who shall hereafter use any dog or dogs for the purpose of drawing or helping to draw any cart, carriage, truck, barrow or other vehicle for business purposes, and any person who shall impound or confine, or cause to be impounded or confined, in any pound or other place any living animal or creature, and shall fail or neglect to supply to the same during such

confinement a sufficient quantity of good and wholesome food and water, and any person who shall abandon to die, in any public place, any maimed, sick, infirm or disabled animal or creature, shall forfeit and pay such sum, not to exceed one hundred dollars, together with costs, as the court shall determine, to be sued for and recovered in an action of debt, with costs of suit, by any person or persons, in the name of the New Jersey Society for the Prevention of Cruelty to Animals, before any justice of the peace, recorder, police magistrate in the county or municipality, or in any District Court in any city or judicial district wherein the defendant resides or where the offense or offenses were committed.

Penalty for  
cruelty to ani-  
mals.

Officer to de-  
termine of-  
fense.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.  
Approved March 26, 1926.

Repealer.

## CHAPTER 199.

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

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

1. To meet the further expenses to be incurred under the provisions of the act to which this is a further supplement for the acquisition, development and improvement of parks and parkways in any county in this State in which said act shall or may hereafter be in force, the board of chosen freeholders may, from time to time, and in amounts not to exceed two million dollars in any one year, in addition to any bonds theretofore authorized by law, on the request of said board of park commissioners, in the name and on the credit of the said county, borrow money by issuing the bonds of the said county to

Additional  
bond issue for  
county parks.

New Jersey State Library

Amount.	a sum not exceeding in the aggregate five million dollars in all over and above the total amount theretofore authorized by law. Such bonds shall be issued in accordance with an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, which act is chapter 252 of the Laws of 1916, and amendments thereto and supplements thereof. The proceeds of the sale of said bonds, after deducting expenses for negotiating the same and for engraving, and all other expenses connected with their issue and sale, shall be paid over to the said park commission.
Authority for issue.	
Proceeds of sale.	
Repealer.	2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately; <i>provided, however</i> , that no bonds shall be issued in any county pursuant to this act until the said act shall have been accepted by the voters of said county by a majority of the votes cast for or against the same at a general election which shall be held in such county; and the question of the acceptance of this act shall be submitted to the voters of such county at any general election whenever the park commission of such county shall, by resolution, determine thereon, and shall at least thirty days before the date of such general election file a copy of such resolution with the clerk of such county, and the question of the acceptance of this act shall be voted upon in the manner required by law.
Proviso.	
Referendum.	

Approved March 26, 1926.

## CHAPTER 200.

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

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

1. There shall be appointed by the Governor, by and with the advice and consent of the Senate, two judges, each of whom shall be empowered to hold, in the absence of a justice of the Supreme Court, the Circuit Courts in the respective counties. Two additional Circuit Court judges.

2. Said judges shall be in addition to the number now authorized by law, and shall receive the same salary as other judges of said court. They shall hold their offices for the term of seven years, and successors to said judges shall be in like manner appointed when said offices shall become vacant by death, expiration of term or otherwise. Salary. Term.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 201.

An Act giving the father and mother equal rights to the services and earnings of their minor children.

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

1. The father and mother of a minor child are equally entitled to its services and earnings. If one of the parents be dead, or has abandoned the child, or been deprived of its custody by court decree, the other is entitled Rights of parents to earnings of child.

- Action for loss.** to such service and earnings. The parents jointly may maintain an action for loss of the wages or services of their minor child when such loss is occasioned by an injury wrongfully or negligently inflicted upon such child. But if either the father or mother be dead, or has abandoned the child, or been deprived of its custody by court decree, or refuses to sue, the other may sue alone; *provided*, nothing contained herein shall be deemed to supersede, limit, modify or affect 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, and the acts in amendment thereof or in addition thereto.
- Proviso.**
2. This act shall take effect immediately.  
Approved March 29, 1926.

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## CHAPTER 202.

An Act to amend an act entitled "An act concerning marriages (Revision of 1912)," approved March twenty-seventh, one thousand nine hundred and twelve.

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

**Section 5 amended.**

1. Section five (as amended and approved March twenty-seventh, one thousand nine hundred and seventeen) of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

**Application for marriage. What to set out.**

5. Before any assessor, registrar or clerk shall issue any marriage license, as provided in the third and fourth paragraphs of this act, he shall require the contracting parties to appear and subscribe and swear to an oath or affirmation attesting the truth of the facts respecting the legality of the proposed marriage, which tes-

timony shall be verified by a witness of legal age, residing in the municipality in which the license is issued, and he shall issue the said license only if it shall be thus made to appear before him that no legal impediment to such marriage exists. For issuing such license he shall be entitled to receive from the applicants the sum of two dollars. No license shall be issued by any assessor, registrar or clerk until a period of forty-eight hours shall have elapsed after the application has been made for same; and any assessor, registrar or clerk who shall issue any license, except as provided for in this act, shall be guilty of a misdemeanor. In cities of the first class all such marriage licenses shall hereafter be issued by the city clerk, and all fees so received shall be paid into the treasury of such city to be used for the relief of its poor.

License fee.

Issue after application.

Issue and use of fees in first class cities.

Approved March 29, 1926.

## CHAPTER 203.

An Act to amend an act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven.

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

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

Section 8 amended.

8. All grain, coal, coke, charcoal, coal briquets or other patent fuel, regardless of quantity, shall be sold by weight. No person, firm or corporation shall deliver or cause to be delivered any grain, coal, coke, charcoal,

Grain, coal, etc., sold by weight.

Delivery ticket.

Proviso.	coal briquets or other patent fuel, without each sale or delivery being accompanied by a delivery ticket and duplicate thereof; <i>provided</i> , 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, and the name of the dealer from whom purchased. 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; <i>provided, however</i> , 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; <i>provided, further</i> , 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.
What tickets to show.	
Disposition of tickets.	
Proviso.	
Proviso.	
Containers of small lots marked.	
Section 36 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:
Penalty.	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 twenty-five dollars. 3. This act shall take effect immediately. Approved March 29, 1926.



## CHAPTER 204.

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.

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

1. That the Legislature may create and incorporate criminal judicial districts in any county of this State. Each judicial district shall comprise two or more municipalities contiguous to each other with a combined population of not less than fifty thousand inhabitants.

Criminal judicial districts in counties.

Population.

2. Each district so incorporated shall be called "The (number) Criminal Judicial District of the County of (name of county)" numbering the criminal judicial districts of each county consecutively as each district may be incorporated as aforesaid.

Official district.

3. There shall be created and established in each of the criminal judicial districts incorporated as set forth in section one of this act, a criminal court to be known as "The Court of (number) Criminal Judicial District of the County of (name of county)."

Official designation.

4. Said court shall be a court of record and have an official seal and all persons shall be amenable to punishment for contempt of said court in the same manner as in other courts of record in this State having power to punish for contempt of court; and the said court shall be a criminal court with exclusive criminal jurisdiction in matters committed to it by this act within the territory comprised by the criminal judicial district in which it exists; said court, however, shall have concurrent jurisdiction with the several recorders, police justices, and justices of the peace for violation of ordinances of the several municipalities within its jurisdiction; *provided, however*, that nothing in this act contained shall in any manner affect or abridge the powers

Powers of court.

Jurisdiction.

Proviso.

	of any county Court of Quarter Sessions, Special Sessions or any grand jury.
Rules and regulations.	5. The judge of said court shall make such rules and regulations as shall be necessary for the orderly conduct of the business and proceedings of the said court.
Classes of offenses whereof the court has jurisdiction.	6. The said court in any such criminal judicial district shall have, possess and exercise jurisdiction to try and determine all cases of assault, assault and battery, petty larceny, malicious mischief, embezzlement, where the amount alleged to have been taken is not more than two hundred dollars; obtaining money or property under false pretenses where the amount alleged to be taken is not more than two hundred dollars; receiving stolen property, where the property alleged to have been received is not more than two hundred dollars in value, and other criminal offenses, the penalty for the violation of which does not exceed a fine of \$500, imprisonment for a term not exceeding one year, or both where any of the specified crimes are committed within the limits of the criminal judicial district in which any such criminal court is established, providing the person or persons charged with any such offense shall in writing waive indictment and trial by jury. Said court shall also have, possess and exercise jurisdiction to try and determine cases for violation of acts entitled "An act concerning disorderly persons" and "An act for the maintenance of bastard children" and "An act for the settlement and relief of the poor" and the various supplements thereto, together with all violations of the motor vehicle and fish and game statutes and municipal ordinances and regulations.
Disorderly acts.	
Bastardy.	
As to jury.	7. No person tried in any such criminal court shall be entitled to a trial by jury excepting in all suits for the violation of ordinances of any municipality within the limits of such criminal judicial district and in cases arising under "An act for the maintenance of bastard children," and under "An act for the settlement and relief of the poor"; <i>provided, however</i> , that a trial by jury may be had as heretofore in desertion cases under an act entitled "An act concerning disorderly persons."
Proviso.	

8. Upon conviction under this act, the judge in any such criminal court may impose such penalty as may be provided by law for the offense for which the defendant shall be convicted. All other violations of the act entitled "An act for the punishment of crime," approved June fourteenth, one thousand eight hundred and ninety-eight, and the several supplements thereto and acts amendatory thereof not herein provided for are to be heard and disposed of in any such criminal court as the law may direct. The judge of said court shall also have and exercise all the authority of a committing judge or magistrate as provided in said act.

imposition of  
penalty.

9. Any person waiving indictment and trial by jury as provided for in this act, may be held to bail to appear for trial in said court, at such time as may be fixed and in default of such bail, any such person may be committed to the county jail of the county in which any such court may exist.

Bail.

The chief of police or other person acting in such capacity in any municipality within the criminal judicial district where the offender may be apprehended shall have power to take complaints, issue warrants and summonses, and upon arrest hold the defendants to bail to appear before said court at such time as he may direct. In case of summonses, the summons shall be returnable before said court at such times and in such manner as the rules and regulations of the court may govern and control.

Complaints,  
warrants, sum-  
mons.

Return of  
summons.

The clerk of such court in the matter of criminal procedure and bail shall have the same powers as the several police chiefs within the criminal judicial district.

Powers of  
clerk of court.

10. It shall be lawful for the judge of the Court of Quarter Sessions, or the justice holding the circuit of the Supreme Court in any county in which any criminal judicial district exists, upon application made for that purpose by any person convicted in any such criminal court after due notice of such review has been given to the prosecutor of the pleas of the county in criminal offenses, or the attorney of the municipality over which such criminal court has jurisdiction, in cases of conviction for violation of ordinances, to order the complaint and warrant, commitment and record of conviction

Review by  
judge of su-  
perior court.

Setting aside  
conviction.

tion, to be forthwith brought before him and if such complaint, warrant, commitment and conviction shall be found illegal then such complaint, warrant, commitment, and conviction shall be forthwith set aside and the person so convicted discharged from further custody.

Bail pending  
review.

The judge or justice before whom such application is made shall have the power to hold in and fix bail pending the hearing of such review.

Sittings by  
other judges,  
etc.

11. It shall be lawful for the judge of any such criminal court to sit as judge in any other criminal court within any other criminal judicial district, and any duly qualified recorder, justice of the peace, or judge of any criminal court within the county at the request of the judge of such court may sit in the place and stead of such judge of said court and the said magistrate or justice of the peace sitting shall have the same power and authority as the judge of the said court.

Powers of jus-  
tice of peace,  
police justice,  
mayor or re-  
corder.

The said criminal court and the judge thereof shall have, possess and exercise in addition to the powers and jurisdiction which the said court and judge thereof may have, in addition to the powers specifically granted under this act, all the powers, authority and jurisdiction in criminal cases as any justice of the peace, police justice, mayor or recorder in any and all of the several municipalities of the various counties of this State.

Clerk ap-  
pointed.

Duties.

Docket.

12. The judge of any criminal court established under the provisions of this act shall have the power to appoint a clerk of the said criminal court whose duty it shall be to attend the sessions of any such criminal court and the examinations, trials and proceedings had therein, and he shall keep a docket in which there shall be entered a brief record of all matters which shall come before any such criminal court, and he shall perform such other duties and services appertaining to such criminal court and the business thereof as the said court may require.

Record of  
fines, etc.

13. The said clerk shall, unless otherwise directed by law, receive all fines and penalties imposed in any such criminal court, and shall account for, and pay over the same to the proper officer and authorities who are legally entitled to the same, at least once each month, and shall keep a record of such fines and penalties, and the disposition thereof.

Every such clerk appointed as aforesaid shall hold office during good behavior and shall be removed for cause only after an opportunity to be heard respecting the cause assigned for removal, and such order for removal shall not be effective and operative until such proceedings are reviewed and approved by the judge of the Court of Quarter Sessions, or the justice holding the circuit of the Supreme Court in the county in which such court exists.

14. The judge of said court shall appoint such sergeants-at-arms and court attendants as in his judgment may be necessary for the proper maintenance of said court; the judge of said court will fix the salaries of the clerk, sergeant-at-arms and court attendants. The salary of the clerk shall not exceed the sum of two thousand dollars per year; the salary of the sergeant-at-arms shall not exceed the sum of eighteen hundred dollars per year; the salary of each court attendant shall not exceed the sum of fifteen hundred dollars per year. The sergeant-at-arms shall, during his continuance in office, be vested with and possess all the rights, privileges, powers and duties of a constable of the county, and all papers, warrants and process issued out of said court shall be as binding and effectual when served or executed by said sergeant-at-arms as if served or executed by a constable. The said sergeant-at-arms shall attend the sittings of the court, preserve order therein and perform such other duties as the judge of said court may from time to time prescribe. All salaries of officials and appointees under this act shall be paid by the board of chosen freeholders of the county in which any criminal judicial court is located. Said board of chosen freeholders shall likewise pay and defray the expenses for the maintenance of the said court. The clerk of the said court shall account for and pay over to the board of chosen freeholders all moneys received by him, excepting such as he may be otherwise directed to pay by law to other departments in the State and municipalities. Said board of freeholders shall appropriate annually sufficient moneys to provide for the proper maintenance and support of the said court. The board of chosen freeholders of the county in which said

Tenure of clerk.

Court attendants.

Salaries.

Powers and duties of sergeant-at-arms.

Salaries paid by freeholders.

Expenses.

Disposition of moneys.

Maintenance.

Accommodations and equipment.

court exists shall provide suitable quarters for such court and its officers together with the proper equipment, transportation and places of detention.

Bond and  
oath of clerk.

15. The clerk appointed by the judge of any such court shall within ten days after his appointment take and subscribe the usual oath or affirmation taken by public officers, and clerks appointed to any such criminal court shall be required to enter into a bond to the State of New Jersey in such sum and with such sureties as shall be approved by the judge of the said court conditioned upon the faithful performance of his duty, which bond shall be renewed annually. The judge of any such court may, in the absence of the clerk thereof, designate in writing an acting clerk who temporarily shall have the authority to perform the duties of such clerk.

Acting clerk.

Stenographer.

16. Whenever a complainant, the State or a defendant makes application to the judge of said court for the appointment of a stenographer to transcribe the proceedings at the trial of the said cause and take down the testimony therein it shall be the duty of said judge to designate a stenographer to act as aforesaid in said cause, at the expense of the parties so applying, which said stenographer shall be duly sworn; and if an appeal shall be taken from, or an order of review, or a writ of certiorari allowed upon the judgment in said cause, a transcript of the said proceedings and said testimony made by said stenographer shall be certified by said judge as the state of the case, to be used on the hearing of said appeal, review or certiorari.

Power to issue  
warrants and  
summons.

17. The judge of said court or the clerk thereof, shall have the power to issue warrants for the apprehension of persons charged with the commission of any offense committed within the jurisdiction of the court, and also shall have the power to issue summons for the appearance before said court of persons charged with any offense committed within the jurisdiction of said court.

Sealing.

All precepts, warrants, summons, writs or other process of said courts, shall issue under the seal thereof, and shall be tested the day on which they are respectively issued.

Subpoenas.

Said courts shall have the power to subpoena persons as witnesses and jurors. Every person sum-

moned as a juror or a witness, who shall not appear, or appearing, refuse to serve or give evidence in any case pending therein, shall forfeit and pay for every such default or refusal, unless some reasonable cause be assigned, such fine not exceeding one hundred dollars (\$100), nor less than one dollar (\$1.00), as the judge shall think proper to impose, and in default of the payment of such fine, shall be committed to the county jail of the county in which such court is established, until such fine is paid, unless sooner discharged by order of the court, which fine when collected shall be paid over to the treasurer of the county in which the court is established.

Penalty for failure to answer subpoena.

18. It shall be lawful for all commitments, writs and other processes of any such criminal court either to be signed by the judge thereof or to be attested in the name of the said judge and signed by the clerk of said court, and the said clerk shall have the authority to take any complaint or complaints, affidavit or affidavits to be used in said court and to administer any oath or affirmation proper to be administered in said court and by the instruction of the judge to receive in the judge's absence the verdict of any jury and in the absence of the judge to adjourn the court and the said clerk shall have all the power and authority granted by law to the clerks of courts of record and the judge in any such criminal court, or clerk thereof in his absence, may take bail in all bailable cases, providing that the amount of such bail when taken by the clerk shall have been fixed by the judge of any such criminal court.

Issue of writs.

Authority of clerk.

19. In all cases where a complaint shall be made in any such criminal court, a summons or warrant may be issued thereon as in this act authorized.

Action on complaint.

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 unexpired 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

Judge.

Term.

Vacancy.

Qualifications.

Bipartisanship.

shall select the judges in such manner, to the end that each of the major political parties shall have equal representation as far as practicable.

Salaries of judges.

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 more than two hundred thousand, thirty-five hundred dollars; in all other districts five thousand dollars.

Judge's oath.

21. The judge of any such criminal court shall, before he enters upon the execution of his office, take and subscribe the following oath, to wit:

I, \_\_\_\_\_, do solemnly promise and swear that I will administer justice without respect to persons and faithfully and impartially perform all the duties incumbent upon me as judge of the Court of criminal judicial district of the county of \_\_\_\_\_ according to the best of my abilities and understanding, agreeably to the Constitution and the Laws of the State of New Jersey, so help me God; and I do sincerely profess and swear that I do and will bear true faith and allegiance to the government established in this State under the authority of the people, so help me God; which oath shall be administered by the clerk of the Inferior Court of Common Pleas of the county in which said courts shall be established or in his absence or refusal, by any person authorized to administer an oath in this State; the same shall be filed in the said clerk's office.

Administering oath.

Cases referable to court.

22. The judge of the Court of Quarter Sessions of the county in which any criminal judicial district court is established may refer to the judge of the said criminal judicial district court for trial and determination, with power to determine, adjudge, convict and sentence, any case before the Court of Quarter Sessions wherein trial by jury is waived; the judge of the Court of Special Sessions of the county in which any criminal judicial district court is established may refer to the judge of the said criminal judicial district court for trial and determination, with power to determine, adjudge, convict and sentence, any case before the Court



of Special Sessions wherein indictment and trial by jury is waived.

23. This act shall take effect immediately.

Approved March 29, 1926.

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## CHAPTER 205.

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 county superintendent of schools shall, on or before the first day of April in each year, in addition to the apportionment to the several school districts of said county of the State school moneys and the interest of surplus revenue, apportion the sum of two hundred dollars for each principal and each permanent teacher employed in an evening high school having a full four years' course of study, following a full eight years' primary and grammar school course, which evening high school course shall have been approved by the State Board of Education.

Apportionment  
of school  
moneys to dis-  
tricts.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 206.

An Act to amend an act entitled "An act relating to assessment insurance," approved March seventeenth, one thousand eight hundred and ninety-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:

When author-  
ized to do busi-  
ness.

1. Any corporation or association organized under the laws of any other State of the United States for the purpose of furnishing life, sickness or accident insurance upon the assessment plan, or that is carrying on the business of life, sickness or accident insurance upon the assessment plan, may be authorized by the Commissioner of Banking and Insurance to transact business in this State when it shall have deposited with him a certified copy of its charter or articles of incorporation; a statement under oath of its president and secretary, in the form required by the Commissioner of Banking and Insurance, of its business for the year ending December thirty-first last preceding; a certificate under oath of its president and secretary that it is paying, and for the twelve months then next preceding has paid, the maximum amount named in its policies or certificates in full, and that it does not issue policies or certificates of life insurance upon lives of persons more than sixty-five years of age, nor upon any life in which the beneficiary named has no interest; a copy of the application for membership or insurance and of the by-laws, also a copy of the form of policy or certificate of membership, and of each form thereof if more than one form is used; a certificate from the insurance commissioner or other like officer charged with the duty of executing the insurance laws of the State where said corporation or association is organized, certifying that it is legally entitled to do business; evidence satisfactory to the Commissioner of

Statement.

Certificate that  
policies paid in  
full.

Copy of appli-  
cation.

Reserve fund  
maintained.

Banking and Insurance that the corporation or association has accumulated and maintains a reserve or emergency fund not less than the proceeds of one death assessment or periodical call on all policy or certificate holders thereof, and at least equal to the amount of its maximum policy or certificate; that such accumulation is permitted by the law of its incorporation, and is a trust for the benefit of policy or certificate holders only, and is securely invested. Investment.

2. 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. It shall not be lawful for any corporation or association organized under other authority than the laws of this State, for the purpose of furnishing life, sickness or accident insurance upon the assessment plan, to do any business in this State or for any person to act within this State as agent in soliciting, procuring, receiving or transmitting any application for membership or insurance, in or for, or on behalf of any such corporation, or association, unless such corporation or association shall be authorized to do business in this State under this act and such agent shall have received a certificate of authority from the Commissioner of Banking and Insurance as herein provided. Unlawful to do business unless authorized.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 207.

An Act relating to disputes concerning terms or conditions of employment, the communicating of information and limiting the issue of restraining orders and injunctions in certain cases.

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

Issue of injunctions in labor disputes.

Right to be on street.

Proviso.

Repealer.

1. No restraining order or writ of injunction shall be granted or issued out of any court of this State in any case involving or growing out of a dispute concerning terms or conditions of employment, enjoining or restraining any person or persons, either singly or in concert, from terminating any relation of employment, or from ceasing to perform any work or labor, or from peaceably and without threats or intimidation recommending, advising or persuading others so to do; or from peaceably and without threats or intimidation being upon any public street or highway or thoroughfare for the purpose of obtaining or communicating information, or to peaceably and without threats or intimidation persuade any person or persons to work or abstain from working, or to employ or to cease to employ any party to a labor dispute, or to peaceably and without threats or intimidation recommend, advise or persuade others so to do, provided said persons remain separated one from the other at intervals of ten paces or more.

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

Approved March 29, 1926.

## CHAPTER 208.

An Act to supplement an act entitled "An act to prevent the introduction into and the spread of injurious insects in New Jersey, to provide a method for compelling their destruction, to create the office of State Entomologist, to authorize inspection of nurseries and to provide for certificates of inspection," 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. Any colony of honey bees, or apparatus used in beekeeping, known to be infested with American foulbrood or European foulbrood or other serious, discoverable, contagious or infectious bee disease is hereby declared a public nuisance and subject to abatement as hereinafter provided. Diseased colony of bees a nuisance.

2. It shall be the duty of the State Entomologist designated, as provided in the act to which this is a supplement, by himself or by deputies to investigate or cause to be investigated all apiaries or other places where bees are kept or raised in New Jersey and to study and investigate, or cause to be studied and investigated, outbreaks of bee diseases and other conditions unfavorable to the development of bees within the State. Study of diseases and conditions of bees. It shall also be the duty of the said State Entomologist to investigate, or cause to be investigated, all complaints of the existence of diseases of any kind in apiaries or other places where bees are kept and to inspect, or cause to be inspected, at least twice each season, when requested by the owner, all apiaries where queen bees are reared for sale. Investigation of complaints. It shall further be the duty of the State Entomologist, whenever he finds any apiary where queen bees are reared for sale free from foulbrood or other discoverable, contagious or infectious disease, to furnish the owner of such apiary with a certificate Certificate as to conditions.

<b>Revocation of certificate.</b>	stating that fact and such certificate shall state the date beyond which it will not be effective. Said certificate may be revoked at any time the said State Entomologist finds evidence of any one or more of the above mentioned diseases appearing in the said queen rearing yard.
<b>Owner notified of bad conditions.</b>	3. Whenever, in the course of the inspections or investigations made or carried on as provided in this act by the State Entomologist or under his direction, the said State Entomologist shall become aware of the existence of American foulbrood or European foulbrood or other discoverable, contagious, or infectious disease, in any apiary or colony of bees it shall be his duty to notify forthwith the owner, owners or managers of such infested or diseased apiary or colony of the character of the infection and of the means to be taken to treat the same for the eradication of such disease. The said notice and order for treatment shall be in writing and the directions for treatment may be written or printed and may consist of a bulletin or other publication of the New Jersey State Agricultural Experiment Station, or New Jersey State Department of Agriculture. The said notice and order for treatment shall also specify the time within which the prescribed treatment must be made, which shall not be less than eight days after the service of the notice upon the owner, owners or manager of the apiary or colony. In order that the spread of the above-mentioned disease or diseases shall not occur between the time of its or their discovery and its or their eradication the said notice and order shall include a provision placing the bee yard and equipment, of which the infested colony or colonies or equipment is a part, under quarantine forbidding the moving, sale, barter or giving away of the whole or any part thereof until such time as by written notice from the State Entomologist or his deputy the said quarantine provision in part or in whole is lifted. In case of doubt, where the presence of disease is suspected but cannot be definitely determined because of the character of the hives used, the said State Entomologist may in his discretion order any person, firm or corporation having bees in his or their possession in hives without movable frames to
<b>Order for treatment.</b>	
<b>Quarantine.</b>	
<b>In suspected cases.</b>	

transfer such bees to movable frame hives to facilitate inspection and supervision. It shall thereupon be the duty of the person, firm, or corporation, upon whom such notice and order is served, to comply with it in all respects within the time limited in said notice and order. In case of failure of said person, firm or corporation to comply with the provisions of the said written notice or order to treat or to transfer bees in his or their possession, the State Entomologist or his deputies may give such assistance or take such summary action as, in his judgment, is necessary to prevent the spread of the above-mentioned contagious or infectious bee diseases, even if such action may, in extreme cases, involve the immediate destruction of bees and equipment without compensation.

Compliance  
with order.

Action to pre-  
vent spread of  
diseases.

4. It shall be unlawful for any person, firm or corporation to have or keep in his or their possession or in any apiary, any colony of bees infested by the diseases known as American foulbrood or European foulbrood or by any other disease which is contagious or infectious in its nature and injurious to honey bees in their egg, larvæ, pupal or adult stages, and any person, firm or corporation so having in his or their keeping or in his or their possession any colony of bees so infested, after notice of the existence of such disease given as provided in section three of this act shall become and be subject to a penalty of twenty-five dollars.

Unlawful to  
keep infested  
bees.

Penalty.

5. It shall be the duty of any person, firm or corporation in the State of New Jersey engaged in the rearing of queen bees for sale, to have his or their apiary inspected at least twice during each summer, and it shall be unlawful to ship or deliver from such queen-rearing apiaries any package or parcel containing queen bees without having attached to it a certificate from the State Entomologist, giving the date of the last inspection, and containing the statement that the apiary in which such queen bees were reared was, at the time of such inspection, free from American foulbrood or European foulbrood, or other discoverable contagious or infectious disease. Any person violating the provisions of this section shall be liable to a penalty of fifty dollars.

Inspection of  
apiaries.

Shipping bees.

Penalty.

Removal of  
diseased bees.

6. It shall be unlawful for any owner or other person having diseased bees or their larvæ, or infested hives or combs, or other appliances or utensils for keeping bees, to expose, sell, barter or give away or allow the same to be moved until after treatment as prescribed by the State Entomologist, and it shall be unlawful to expose, sell, barter or give away such infested bees, larvæ, hives or combs or other appliances after treatment, until such materials are declared safe and written permission is given by the State Entomologist or his deputy. Any person offending against the requirements and provisions of this section shall be liable to a penalty of fifty dollars.

Penalty.

Information  
furnished on  
demand.

7. Every person, firm or corporation having one or more colonies of bees in his or their possession or management shall on written request from the State Entomologist or his deputy furnish a statement of the number of colonies and exact location or locations of the same. Failure to comply with such written request within eight days shall subject the said person, firm or corporation to a penalty of twenty-five dollars for each offense, and any person, firm or corporation making false statement as to the number of colonies and their locations shall be subject to a penalty of twenty-five dollars for each offense.

Penalty.

False state-  
ment.

Penalty.

Right of entry  
into apiaries.

8. For the purpose of making the investigations and inspections specified in this act and to enforce the provisions of the same, the State Entomologist or his deputies shall have free entry upon or into any apiaries or premises where bees are kept or hives or combs or other bee-keeping equipment and appliances are stored, and any interference with or obstruction made to the Entomologist or his deputies while engaged in the performance of the duties herein imposed shall subject the offender to punishment as a disorderly person under the general laws of the State, upon a charge made against him by the officer interfered with.

Penalty for in-  
terference  
with official.

Repealer.

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

10. This act shall take effect immediately.

Approved March 29, 1926.



## CHAPTER 209.

An Act to amend an act entitled "An act to amend an act entitled 'An act providing for the creation of juvenile courts in counties of the first class, and defining the jurisdiction and powers thereof,' approved April first, one thousand nine hundred and twelve," which amendment was approved April fifteenth, one thousand nine hundred and twenty.

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

1. Section one of an act entitled "An act providing for the creation of juvenile courts in counties of the first class, and defining the jurisdiction and powers thereof," approved April first, one thousand nine hundred and twelve, an amendment to which was approved April fifteenth, one thousand nine hundred and twenty, be and the same is hereby amended to read as follows:

Section 1  
amended.

1. In all counties of the first class in this State there shall be constituted a separate court, to be known as the "Juvenile Court of the County of (naming the county)." The judge of each of said courts shall be a counsellor-at-law of this State, and shall be appointed by the Governor, with the advice and consent of the Senate, and shall continue in office for five years from the date of such appointment, and until his successor shall have been appointed and qualified. Any vacancy in the office of judge of such court shall be filled for the unexpired term. The salaries of the judges of said courts shall be seven thousand five hundred dollars (\$7,500) per year, to be paid in equal semimonthly installments.

Juvenile Court  
established.

Judge.

Term.

Vacancy.

Salary.

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

Repealer.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 210.

An Act to incorporate the First Criminal Judicial District of the County of Bergen.

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

Territory comprising First Criminal Judicial District.

1. All that part of the county of Bergen in the State of New Jersey east of the Hackensack river, together with the territory comprised within the municipalities of the borough of Little Ferry, the township of Lodi, the city of Hackensack, the borough of Maywood and the borough of Riverside, be and the same is hereby established and incorporated to be the First Criminal Judicial District of the County of Bergen, 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 one thousand nine hundred and twenty-six, and the various amendments thereof and supplements thereto, as far as the same may be applicable, shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 211.

An Act to incorporate the Second Criminal Judicial District of the County of Bergen.

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

Territory comprising Second Criminal Judicial District.

1. All that part of the county of Bergen in the State of New Jersey lying west of the Hackensack river, excepting the territory comprised within the municipalities

of the borough of Little Ferry, the township of Lodi, the city of Hackensack, the borough of Maywood and the borough of Riverside, be and the same is hereby established and incorporated to be the Second Criminal Judicial District of the County of Bergen, 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 one thousand nine hundred and twenty-six, and the various amendments thereof and supplements thereto, as far as the same may be applicable, shall apply to the district hereby established.

2. This act shall take effect immediately.

Approved March 29, 1926.

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## CHAPTER 212.

An Act to amend an act entitled "An act to establish the State Board of Taxes and Assessment and to consolidate therein the Board of Equalization of Taxes of New Jersey and the State Board of Assessors," approved April eighth, one thousand nine hundred and fifteen, which said amendatory act was approved April twentieth, one thousand nine hundred and twenty.

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

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

Section 4  
amended.

4. The board hereby created shall consist of five members, who shall be citizens of the State, not more than three of whom shall belong to the same political party. One of the appointees shall be designated by the Governor as president of the board and shall so act during his term of office. They shall be appointed by the Gov-

Board of taxes  
and assess-  
ment.

President of  
board.

Board ap-  
pointed.

ernor, by and with the advice and consent of the Senate for the following terms, to commence on the first day of July, one thousand nine hundred and fifteen: One for one year, two for two years, two for three years. Annually thereafter members shall be appointed by the Governor, by and with the advice and consent of the Senate, for a term of three years. Vacancies shall be filled for unexpired terms. Each member appointed shall, before entering upon the performance of his duties, file with the Secretary of State an oath taken before a justice of the Supreme Court, that he will faithfully discharge the duties of his office and that he is not directly or indirectly interested in any railroad or canal company. Each of the members of the board shall receive an annual salary of four thousand five hundred dollars, except the president, who shall receive five thousand five hundred dollars.

Terms of mem-  
bers.

Oath.

Salary.

2. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 213.

An Act to validate bonds heretofore issued by cities in this State in all cases in which said bonds have been issued for public purposes of such municipalities.

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

Validating  
bonds issued  
by city.

1. All bonds heretofore issued by any city in this State in all cases in which said bonds have been issued for public purposes of such city, be and the same are hereby authorized, validated and confirmed as the valid and legally binding obligations of such city.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 214.

An Act to repeal sundry statutes relating to courts having criminal jurisdiction and regulating proceedings in criminal cases.

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

1. An act entitled "A supplement to an act entitled 'An act 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, which said supplement was approved April twenty-first, one thousand nine hundred and eleven, be and the same is hereby repealed. Act repealed.

2. A further supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight, passed April twelfth, one thousand nine hundred and twelve, be and the same is hereby repealed. Act repealed.

3. An act to amend an act entitled "A supplement to an act entitled 'An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (Revision of 1898),' " approved June fourteenth, one thousand eight hundred and ninety-eight, approved April twenty-first, one thousand nine hundred and eleven, approved April fifteenth, one thousand nine hundred and fourteenth, be and the same is hereby repealed. Act repealed.

4. An act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (Revision of 1898),' " approved June fourteenth, one thousand eight hundred and ninety-eight, which said supplement was approved April twenty-first, one thousand nine hundred and eleven, which amendment was approved April fifteenth, one thousand nine hundred and fourteen, ap- Act repealed.

proved March seventh, one thousand nine hundred and twenty-two, be and the same is hereby repealed.

Act repealed.

5. An act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (Revision of 1898)," ' approved June fourteenth, one thousand eight hundred and ninety-eight, which supplement was approved April twenty-first, one thousand nine hundred and eleven, which amendment was approved April fifteenth, one thousand nine hundred and fourteen, which amendment was approved March seventh, one thousand nine hundred and twenty-two, approved March eleventh, one thousand nine hundred and twenty-four, be and the same is hereby repealed.

Act effective.

Proviso.

6. This act shall take effect on the first day of July, one thousand nine hundred and twenty-six; *provided, however,* that any person convicted of an offense which was committed prior to the day on which this act shall take effect, shall be punished as if this act had not been passed, and any such person shall retain and have all the rights and benefits conferred by the acts herein repealed.

Approved March 29, 1926.

#### CHAPTER 215.

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

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

Additional  
special officer  
to prosecutor.

1. The prosecutor of the pleas in any county of this State bordering on the Atlantic ocean and having a population of not less than twenty thousand and not more than fifty thousand inhabitants, in addition to the special officer now provided for by law in such counties, may

appoint another suitable person to act as special officer, for the detection, arrest, indictment and conviction of offenders against the law and such person so appointed shall possess all the powers and rights of and be subject to all the obligations of constables and police officers in any county of this State, in criminal matters only, and shall receive compensation only for such services as he shall perform as such special officer under the direction of the prosecutor of the pleas and his reasonable expenses incident thereto, which compensation and expenses shall be approved by the prosecutor of the pleas and the judge of the Court of Quarter Sessions of such county and be paid by the county collector out of the funds of the county.

Powers.

Pay.

2. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 216.

A Supplement to an act entitled "An act for the preservation of sheep, lambs, domestic animals and poultry."

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

1. Any taxing district or municipality may, by resolution, duly adopted by the body competent to pass local municipal ordinances, provide that the money received from dog licenses or from any ordinance now or hereafter adopted to license, prohibit, restrain and regulate the running at large of dogs, may be used for the payment of damages to the owners of sheep, lambs, domestic animals and poultry done by dogs in the same manner as provided in the act to which this is a supplement, where the money is raised by a yearly dog tax.

Application of money received from licensing dogs.

2. Any such payments heretofore made by municipalities from funds derived from ordinances to license dogs, et cetera, are hereby ratified and confirmed and validated.

Former payments validated.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 217.

An Act to amend an act entitled "An act to amend an act concerning the government of certain cities in this State and constituting a board of finance therein and defining the powers and duties of such boards and vesting in such boards certain powers of management and appointment," approved April twelfth, one thousand nine hundred and seven.

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

Section 7  
amended.

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

Salary of legal  
advisers.

7. Such board shall have the power to fix the salaries of the city counsel and city attorney; the salary of the city counsel not to exceed six thousand five hundred dollars per annum and the salary of the city attorney not to exceed four thousand dollars per annum; such salaries to be paid monthly in the same manner as salaries of other city officers in such cities are paid; and such salaries may be increased or decreased during the term of office of the city counsel or the city attorney. The term of office of the city counsel and city attorney shall be three years and until the appointment and qualification of their successors; but this act shall not terminate or abridge the term of office of any such officer holding office in such city at the time this act becomes operative therein, but such officer shall serve out the term for which he was originally elected or appointed, and the said board shall have power only to appoint his successor at the end of the term for which he was originally elected or appointed, or to fill any vacancy that may occur. Any vacancy in said office shall be filled for the unexpired term only.

Terms.

Repealer.

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

Approved March 29, 1926.



## CHAPTER 218.

An Act to amend an act entitled "An act fixing the compensation of members of boards of chosen freeholders, directors of boards of chosen freeholders and county supervisors in certain counties of this State," approved March nineteenth, one thousand nine hundred and twenty, 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 is hereby amended so that the same shall read as follows: Section 1 amended.

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

Rates.

board of chosen freeholders shall receive an annual salary of six thousand dollars. In counties where such boards of chosen freeholders consist of nine members, the director of any such board shall receive in addition to his salary or compensation as a member of such board, the sum of five hundred dollars per annum. Each county supervisor shall receive an annual salary which shall be fixed by the board of chosen freeholders of the county; *provided, however*, that such annual salary so fixed shall not be less than seven thousand five hundred dollars per annum.

County super-  
visors.

Proviso.

2. This act shall take effect immediately.

Approved March 29, 1926.

#### CHAPTER 219.

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

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

Section 12  
amended.

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

Classes of  
qualified serv-  
ice.

12. The offices, positions and employments in the classified service of the State, and of the municipalities thereof that may adopt the provisions of this act, shall be arranged by the Civil Service Commission in four

classes, to be designated as the exempt class, the competitive class, the noncompetitive class and the labor class, which classification may be changed from time to time as the commission may deem proper.

Whenever any person shall be an applicant in a competitive examination for entrance into the public service held by the Civil Service Commission, and such person shall be an honorably discharged soldier, sailor, marine or nurse of the United States, having been in the military or naval service of the United States in any war in which this country has been engaged prior to the world war, or in the Boxer uprising, the Philippine insurrection or the Mexican expedition, or in any Indian wars or uprisings, or in the world war prior to November eleventh, one thousand nine hundred and eighteen, that is to say, the date of the armistice, and when such applicant shall receive in such examination the minimum rating required under the rules of the Civil Service Commission in each subject or part of same, and a general average of at least seventy per centum, such applicant shall receive, for fifteen or more months of military or naval service, service credits of not less than two and one half points and not more than ten points, which shall be added to his or her general average. The exact amount of credit as between the minimum and maximum hereby established to be given in any particular examination shall be determined by the Civil Service Commission, which shall take into consideration the probable value of such military or naval training in tending to fit applicants for the positions in question. Such persons as come under the within provisions, who have served less than fifteen months in the military or naval service of the United in any war in which this country has been engaged, shall receive credits as above set forth, proportionate to their length of service; *provided, however*, that any person coming under the within provisions, who was wounded or injured in the line of duty, shall receive the maximum credit determined upon for the examination in which he or she is an applicant, regardless of his or her length of service.

Credits for  
service in  
army or navy.

Rating.

Credits.

Proportionate  
credits.

Proviso.

2. This act shall take effect immediately.  
Approved March 29, 1926.

## CHAPTER 220.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, nineteen hundred and seventeen," approved March seventh, 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 supplement of which this act is amendatory be and the same is hereby amended to read as follows:

Safety aisles.

1. The governing body of every municipality shall have the power to establish safety zones, to erect, construct and maintain platforms, commonly called "safety aisles"; to erect, construct, maintain and operate standards, commonly called "silent policemen," beacon lights, guideposts or other structures, which in its judgment may be necessary for the safety and convenience of persons and vehicles using the streets in said municipality; *provided, however*, that nothing herein contained shall apply to any portion of any State highway of this State.

Beacon lights.

Proviso.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 221.

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

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

1. Section two of the act of which this act is amend- Section 2  
amended.  
atory be and the same is hereby amended so that the same shall read as follows:

2. The incorporators and subscribers to the capital Certificate of  
incorporation  
to state:  
stock shall, under their hands and seals, subscribe a certificate of incorporation, which shall specifically state:

I. The name of the bank;

Name;

II. The place where the business is to be carried on; Place of busi-  
ness;  
which place shall be specifically designated by street and number in the municipality in which the business is to be conducted, and no corporation shall be permitted to remove therefrom to any other location without the written approval of the Commissioner of Banking and Insurance first had and obtained;

III. The purposes and objects for which the bank is Objects;  
incorporated;

IV. The amount of capital stock, all of which shall Capital stock;  
be subscribed in the certificate of incorporation;

V. The names and residences of the incorporators, Incorporators;  
and the number of shares subscribed by each of them; Duration;

VI. The period, if any, limited for the duration of the bank;

VII. The certificate of incorporation may also con- Sundry pro-  
visions.  
tain any provisions not inconsistent with this act which the incorporators may choose to insert for the regulation of the business, for the conduct of the affairs of the bank, or for defining, limiting and regulating the powers of the directors: *provided, however,* that no director shall be elected for a longer period than one year. Proviso.

2. Section seven of the act of which this is amend- Section 7  
amended.  
atory be and the same is hereby amended so that the same shall read as follows:

Certain  
changes au-  
thorized.

Manner of do-  
ing so.

Proviso.

No change to  
injure credi-  
tors.

Copy in evi-  
dence.

7. Every bank heretofore organized by special charter or under any law of this State or hereafter organized under this act may, subject to the written approval of the Commissioner of Banking and Insurance, extend its corporate existence, change its name, or change its place of business within the municipality in which it is authorized to do business, increase its capital stock, make such other and further amendment, change or alteration as may be desired or amend its charter or certificate of incorporation, in manner following: The board of directors shall pass a resolution declaring that such amendment, change or alteration is advisable, and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision upon ten days' notice in writing, given personally or by mail; if two-thirds in interest of the stockholders shall vote in favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and cashier or secretary under the corporate seal, acknowledged or proved as in the case of deeds of real estate, and such certificate, together with the written assent, in person or by proxy, of two-thirds in interest of such stockholders, shall be filed in the Department of Banking and Insurance, and upon the filing of the same, the charter or certificate of incorporation shall be and be deemed to be amended accordingly; *provided*, that the certificate to be made and filed in pursuance of this section shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, change or alteration; no change shall be made in the charter or certificate of incorporation of such bank whereby the rights, remedies or security of existing creditors shall be in any manner impaired; said certificate, or a copy thereof duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 222.

An Act to amend an act entitled "An act concerning trust companies (Revision, 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 two of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Section 2  
amended.

I. The name of the trust company.

Name;

II. The place where the business is to be carried on; which place shall be specifically designated by street and number in the municipality in which the business is to be conducted and no corporation shall be permitted to remove therefrom to any other location without the written approval of the Commissioner of Banking and Insurance first had and obtained;

Place of business;

III. The purposes and objects of the corporation;

Objects;

IV. The amount of capital stock, all of which shall be subscribed in the certificate of incorporation;

Capital stock;

V. The names and residences of the incorporators, and the number of shares subscribed by each of them;

Incorporators;

VI. The period, if any, limited for the duration of the company;

Duration;

VII. The certificate of incorporation may also contain any provisions, not inconsistent with this act, which the incorporators may choose to insert for the regulation of the business, for the conduct of the affairs of the company, or for defining, limiting and regulating the powers of the directors; *provided, however*, that no director shall be elected for a longer period than one year.

Sundry provisions.

Proviso.

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

Section 10  
amended.

Certain  
changes may  
be made.

Manner of do-  
ing so.

Proviso.

Creditor's  
rights not im-  
paired.

Copy in evi-  
dence.

10. Every trust company heretofore organized by special charter or under any law of this State or hereafter organized under this act may, subject to the written approval of the Commissioner of Banking and Insurance, extend its corporate existence, change its name, or change its place of business within the municipality in which it is authorized to do business, increase its capital stock, make such other and further amendment, change or alteration as may be desired, or amend its charter or certificate of incorporation, in manner following: The board of directors shall pass a resolution declaring that such amendment, change or alteration is advisable, and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and, in the absence of such provision upon ten days' notice in writing given personally or by mail; if two-thirds in interest of the stockholders shall vote in favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and secretary under the corporate seal, acknowledged or proved as in the case of deeds of real estate, and such certificate, together with the written assent, in person or by proxy, of two-thirds in interest of such stockholders, shall be filed in the Department of Banking and Insurance, and upon the filing of the same the charter or certificate of incorporation shall be and be deemed to be amended accordingly; *provided*, that the certificate to be made and filed in pursuance of this section shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, change or alteration; no change shall be made in the charter or certificate of incorporation of such trust company whereby the rights, remedies or security of existing creditors shall be in any manner impaired; said certificate, or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidenced in all courts and places.

3. This act shall take effect immediately.

Approved March 29, 1926.



## CHAPTER 223.

An Act to change and amend the title of an act entitled  
"An act to amend an act entitled 'An act to amend  
an act entitled "An act to establish a State Highway  
Department and to define its powers and duties now  
devolved by law upon the Commissioner of Public  
Roads, and the existing State Highway Commission  
and Highway Commission," approved March thir-  
teenth, one thousand nine hundred and twenty-two,'"  
approved March twenty-sixth, one thousand nine hun-  
dred and twenty-three.

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

1. The title of the above entitled act be and the same Title amended.  
is hereby changed and amended to read as follows:

An act to amend an act entitled "An act to establish New title.  
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 Com-  
mission and Highway Commission," approved March  
thirteenth, one thousand nine hundred and seventeen.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 224.

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

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

Section 7,  
Article XXX,  
amended.

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

Compensation of Members and Clerks of County Boards of Elections.

Salaries of  
county boards  
of elections  
rated accord-  
ing to popula-  
tion.

7. The members of the several county boards of elections shall receive compensation which shall be as follows: In counties having a population exceeding five hundred thousand, twenty-five hundred dollars per annum; in counties having a population of not more than five hundred thousand or less than two hundred thousand, eighteen hundred dollars per annum; in counties having a population of not more than two hundred thousand or less than one hundred and fifty thousand, nine hundred dollars per annum; in counties having a population of not more than one hundred and fifty thousand or less than one hundred thousand, six hundred dollars per annum; in counties having a population of not more than one hundred thousand or less than eighty-two thousand, five hundred dollars per annum; in counties having a population of not more than eighty-two thousand or less than fifty thousand, four hundred dollars per annum; in counties having a population of not more than fifty thousand or less than forty thousand, three hundred dollars per annum; in counties having a population of less than forty thousand, two hundred dollars per annum; *provided, however*, that the member of the county board of elections in counties other than counties of the first and second class who shall be the secretary thereof and who shall perform the clerical duties thereof shall receive an additional compensation of one-half of the compensa-

Proviso.

tion of the individual members of said board. The compensation of the clerks of the county board of elections in counties of the first class shall be as follows: For the first year of service in such position the sum of thirty-five hundred dollars per annum to be increased at the rate of one hundred and fifty dollars per annum for each year of service, to the maximum of fifty-five hundred dollars per annum; and the compensation of the assistant clerks shall be, for the first year of service in such positions the sum of three thousand dollars per annum, to be increased at the rate of one hundred dollars per annum for each year of service to the maximum of forty-five hundred dollars per annum; and the compensation of the clerk-stenographer shall be fixed by the respective county boards of elections, to be paid by the county collector or county treasurer, as the case may be, semimonthly as other county employees are paid; *provided, however*, that this act shall be applicable to the present as well as to the future incumbents and the years of service for such clerks and assistant clerks heretofore or hereafter appointed shall be computed from the time of their respective appointments to such positions.

Salary of clerks of county boards of elections.

Salary of stenographers.

Proviso.

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

Repealer.

Approved March 29, 1926.

## CHAPTER 225.

A Supplement to an act entitled "An act concerning District Courts (Revision of 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. In all places in this State where there is a District Court there shall be established as part of said court a division known as the "Division of Small Claims" of the

Small Claims Court established.

Proviso.	District Court of the (naming the court as already established); <i>provided</i> , the governing body of the municipality, or, of the court be a Judicial District Court, the board of chosen freeholders of the county shall so determine.
Jurisdiction.	2. Jurisdiction of small claims division of said District Court shall be coextensive with the District Court as now constituted where the debt, balance, penalty, damage, or other matters in dispute do not exceed, exclusive of cost, the sum of fifty dollars. The said division also shall have jurisdiction of suits in replevin where the value of the article to be replevined shall not exceed the sum of fifty dollars, as shown by the affidavit of value; and the practice in replevin suits shall be the same as that now followed in the District Court.
In cases of replevin.	
Procedure to bring action.	3. The procedure of the division of small claims of the District Court shall be by the party bringing the action paying an entry fee of one dollar to the clerk, and a statement to him of his cause of action signed by the plaintiff or his attorney, and the clerk shall reduce the same to a concise written form in a docket kept for that purpose. The signature of the plaintiff or attorney shall be deemed the beginning of the action. If the claim involves more than three items, the plaintiff or attorney shall deliver to the clerk a fair list of said items, numbered consecutively.
If claim insufficient.	4. If the clerk deems the statement of claim insufficient to make a prima facie case, the court shall decide whether such claim shall be received.
Statement furnished.	5. The plaintiff or attorney shall also state to the clerk the plaintiff's and the defendant's place of residence, usual place of business and place of employment, or such thereof as the clerk may deem necessary, including the street and number, if any, and the clerk shall note the same in the docket. The clerk shall give to the person signing the claim a memorandum of the time and place set for the hearing. Subpoena for witnesses, if requested, shall be issued by the clerk, without fee.
Hearing set.	
Subpoenas.	
Notice giving:	6. The clerk shall issue a notice signed by the clerk, bearing the seal of the court, and bearing the teste like a writ, which after setting forth the name of the court, shall read substantially as follows:

To (here insert name of defendant).

Defendant:

(Here insert name of plaintiff) asks judgment in this court against you for (here insert the amount claimed in dollars and cents) upon the following claim (here insert the nature of the claim as it appears on the docket; but no list of items need be included).

Plaintiff's claim:

The court will give a hearing upon this claim at (here insert the location of the court) at (here insert the hour) o'clock in the (here insert "forenoon" or "afternoon" as the case may be) on (here insert the date, including the day of the week, as may be prescribed by general or special order of the court).

Details as to court:

Unless you appear, judgment may be entered against you by default. If your defense is supported by witnesses, account books, receipts or other documents, you should produce them at the hearing.

Defense:

The clerk shall cause such notice to be served on the defendant in the same manner and at the same cost as a summons is now served out of the District Court; the plaintiff is to pay the service cost in advance.

Service.

7. The defendant, on or before the date set for hearing, may claim any set-off or counterclaim within the jurisdiction of this division of the District Court, and if such claim be greater than the amount allowed in this division of the District Court, then the whole case shall be transferred to the District Court. Upon the making of such claim by the defendant, the clerk shall give a notice to the plaintiff at the expense of the defendant, and shall postpone the hearing of the original claim until the time set for hearing the defendant's claim, and shall notify the parties accordingly.

Counterclaim.

8. The court may at any time allow any claim or counterclaim to be amended.

Allowance.

9. Witnesses shall be sworn; but the court shall conduct the hearing in such order and form, and with such methods of proof as it deems best suited to discover the facts and to determine the justice of the case. If the plaintiff does not appear at any time set for hearing, the court may dismiss the claim for want of prosecution, or enter a finding on the merits for the defendant, or make such other disposition as may be proper.

How hearing conducted.

- Costs. 10. The actual cash disbursements of the prevailing party for entry fee, witness fees and officers' fees shall be allowed as costs. No other costs shall be allowed either party, except by special order of the court. The court shall have power, in its discretion, to award costs, in a sum fixed by the court, not exceeding ten dollars (exclusive of such cash disbursements, or in addition thereto) against any party, whether the prevailing party or not, who has set up a frivolous or vexatious claim or defense; and to enter judgment and issue execution therefor, or set off such costs against damages, as justice may require.
- Judgment. 11. The court may order that the judgment shall be paid to the prevailing party, or, if it so order, into court for the use of the prevailing party, at a certain date or
- Stay. by specified installments, and may stay the issue of execution and other supplementary process during compliance with such order. Such stay shall at all times be subject to being modified or vacated.
- Vacating judgment. 12. The court may at any time, within thirty days from entering the judgment, upon motion, and after such notice by mail or otherwise, as it may order, for cause shown vacate any judgment entered under this procedure, for want of actual notice to a party, for error, or for any other cause that the court may deem sufficient, and may stay or supersede execution. The court may also order the repayment of anything collected under such judgment, and may enter judgment and issue execution therefor. Costs in an amount fixed by the court not exceeding ten dollars may be awarded, in the discretion of the court, for or against either party to a motion to vacate judgment, and judgment may be entered and execution may be issued therefor, and any action by the court may be made conditional upon the payment of such costs or the performance of any other proper condition.
- Repayment.
- Costs on vacating judgment.
- Docket. 13. The docket shall consist of cards, envelopes or folders, books, either loose leaf or otherwise, and such other documents as may be incorporated therein by reference. The word "clerk" as used in this act shall include an assistant clerk. The word "attorney" as used
- Clerk.
- Attorney.

in this act shall mean an attorney at law, one of a number of partners or joint plaintiffs acting for all, or an officer, manager or local manager of a corporation or partnership acting for it. Notice to such attorney for a party shall be equivalent to notice to such party.

14. The venue shall be the same as in ordinary civil actions. Rules of practice in ordinary civil action in the District Court, which are applicable to this procedure and not inconsistent with this procedure, shall apply to cases under this procedure.

Venue.  
Rules of prac-  
tice.

15. The practice for the collecting of said judgment and appeals shall be the same as in the District Court, and any judgment recovered in this division of the District Court may be docketed in the Court of Common Pleas in the same manner as judgments in the District Court are docketed.

Collecting  
judgment.

16 The judge of the District Court as now established shall be the judge of the division of small claims during his term as District Court judge.

Judge.

The office hours of the clerk shall be as now, but the judge may fix for the hearing of cases any time between the hours of nine o'clock in the forenoon and five o'clock in the afternoon.

Office hours.

The judge of the District Court may appoint one additional clerk to be an assistant clerk to the clerk of the District Court, whose duty it shall be to assist the clerk in the duties of the District Court and of the division of small claims and whose salary shall not be more than twelve hundred dollars.

Assistant clerk.

Salary.

17. Jurisdiction under this act shall be limited to debts, claims and demands, held by the person, partnership or corporation with whom or for whose benefit said debt, claim or demand arose, and shall not extend to debts, claims and demands held by assignment or transfer.

Jurisdiction.

Approved March 29, 1926.

## CHAPTER 226.

An Act to amend an act entitled "An act respecting notice of lis pendens (Revision of 1902)," approved April third, one thousand nine hundred and two, as heretofore amended by chapter one hundred sixty-eight of the Laws of 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 hereby is amended so that it shall read as follows:

No process  
deemed con-  
structive notice  
until lis pen-  
dens is filed.

1. Neither the issuing of a summons or subpcena, or other process or writ, nor the filing of a declaration or bill in any suit relating to or affecting the possession of or title to lands or real estate, nor any proceedings had or to be had thereon, either at law or in equity, before a final judgment or decree, shall be deemed or taken to be constructive notice to any bona fide purchaser or mortgagee of any lands or real estate to be affected thereby, until the plaintiff or complainant in such action, or his attorney or solicitor, shall have first filed in the office of the clerk of the Court of Common Pleas, except in counties where there is a register of deeds and mortgages, then in the office of the register of deeds and mortgages of the county in which such lands or real estate lie, a written notice of the pendency of such suit, setting forth the title of the cause and the general object thereof, together with a description of the lands or real estate to be affected thereby; *provided*, nothing in this act contained shall be construed or taken to apply to any bill filed or to be filed for the satisfaction or foreclosure of any duly registered or recorded mortgage; *provided, further*, in case the plaintiff in any suit at law or the complainant named in any bill in Chancery does not take steps to prosecute the suit diligently within one year after the filing of

Proviso.

Proviso.



such notice, then the court in which such suit at law is brought, or the Chancellor, may, upon application by any interested party, and upon notice to the plaintiff or his attorney, or to the complainant or his solicitor, declare the filing of such notice to be null and void and of no effect.

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

Section 2  
amended.

2. It shall be the duty of the clerk or register, with whom any such notice shall be filed, forthwith to record the same, together with the time of the filing thereof, in a proper book to be by him provided and kept in his office for that purpose, which book shall be properly indexed by said clerk or register and be a public record, to which all persons desirous of examining the same shall have access.

Record of  
lis pendens  
kept.

3. This act shall take effect immediately.

Approved March 26, 1926.

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## CHAPTER 227.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

1. In the place and stead of State Highway Route No. 12 as described in the act to which this act is a supplement, or any acts amendatory thereof or supplementary thereto, the State Highway Commission shall, as soon as practical, and in accordance with the provisions of the act to which this act is supplementary, lay out a route for the State Highway System as follows: From

Route, No. 12  
altered.

Paterson to Phillipsburg, by way of Fairfield, Pine Brook, Parsippany, Denville, thence over Route No. 5 to Budd's Lake, thence to Washington and Broadway.

Repealer.

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

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 228.

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

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

Sec. 1, Art. X,  
amended.

1. Section one of Article X of an act entitled "An act to amend an act entitled 'An act concerning municipalities approved March twenty-seventh, one thousand nine hundred and seventeen,' approved March sixteenth, nineteen hundred and twenty-five," be and the same is hereby amended to read as follows:

Definition of  
ordinance.

1. Where the term "ordinance" is used in this act it means an act or regulation of the governing body of any municipality which must be reduced to writing and be read at more than one meeting thereof and published.

Of resolution.

When the term "resolution" is used it means an act or regulation of the governing body which must be reduced to writing, but which may be finally passed at the meeting at which it is introduced.

Passage of  
ordinance:

The procedure for the passage of ordinances shall be as follows:

Publication of  
proposed ordi-  
nance:

(a) Every ordinance after being introduced and having passed a first reading shall be published at least once in a newspaper published and circulating in the mu-

municipality, if there be one, and if not, in a newspaper printed in the county and circulating in the municipality, together with a notice of the introduction thereof and the time and place when and where such ordinance will be further considered for final passage.

(b) In case of ordinances providing for local improvements authorized by Article XX, or providing that all or a part of the cost of any work, acquisition of property or improvement shall be assessed upon abutting land or lands specially benefited thereby (excepting sidewalks); or providing for the establishing, or change of grade, or the vacation, of any street, avenue, highway, lane or alley or portion thereof, or the vacation as hereinafter defined, of any square, place or park, or any portion thereof, dedicated to the public, but which has not been accepted or opened by the municipality; such publication shall be twice, once of which shall be at least ten days prior to the time fixed for further consideration for final passage, and at least one week prior to the time fixed for further consideration for final passage of said ordinance, a copy of such ordinance, together with a notice of the introduction thereof and the time and place when and where such ordinance will be further considered for final passage, shall be mailed to every person whose lands may be affected by such ordinance or any assessment which may be made in pursuance thereof so far as the same may be ascertained, directed to his last known post-office address. The owner of any lands may file with the clerk of the municipality, or other official designated by the governing body or ordinance, a list of lands owned by him with a post-office address to which all notices shall be directed. Failure to mail the notice herein provided for shall not invalidate any ordinance, proceeding or assessment.

When two publications;

Ownership.

(c) All other ordinances shall be published at least two days prior to the time fixed for further consideration for final passage, but such final passage must be at least one week after the first reading.

Published before passage;

(d) At the time and place so stated in such publication, or at any time and place to which such meeting or the further consideration of such ordinance shall from time to time be adjourned, all persons interested shall be

Hearing;

given an opportunity to be heard concerning such ordinance.

Second reading;

Proviso.

Final passage;

Publication of adopted ordinance;

No other procedure.  
Proviso.

Application.

(e) At or after such hearing, the governing body may proceed to give such ordinance a second reading or amend the same, and thereupon pass or reject such ordinance with or without amendment; *provided, however*, that in case any amendment should be adopted, substantially altering the substance of said ordinance, such ordinance as so amended shall not be finally adopted until at least one week thereafter and the ordinance as amended shall be read at a meeting of the governing body, and shall be published, together with a notice of the introduction, and the time and place when and where such amended ordinance will be further considered for final passage, at least two days prior to the time so fixed. On such date, or at any other meeting to which the further consideration of such amended ordinance may be adjourned, the governing body may proceed to pass such ordinance, as amended, or again amend the same in the same manner.

(f) Upon the passage or adoption of any ordinance, said ordinance, or the title thereof, together with a notice of the date of passage or approval, or both, shall be published as provided in paragraph (a) of this section.

(g) No other notice or procedure with respect to the introduction or passage of any ordinance shall be required; *provided*, nothing herein contained shall repeal or modify the provisions of section ten of Article XX, or section twenty-four of Article XXXVII of the act to which this is an amendment.

2. This act shall take effect immediately, but shall not apply to any ordinance introduced before the passage hereof.

Approved March 29, 1926.

## CHAPTER 229.

An Act to amend an act entitled "An act to amend a supplement to an act act entitled 'An act concerning juries' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which said supplement was approved May twenty-ninth, one thousand nine hundred and thirteen, which amendment was approved April eleventh, one thousand nine hundred and nineteen.

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

1. Section 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 commissioners of juries may, upon the approval of the justices of the Supreme Court, assigned to hold the Circuit Court in their county, employ a clerk at a salary to be fixed by such justice, not to exceed the sum of twenty-five hundred dollars per annum, in counties of the first class in this State, and not to exceed the sum fixed and to be paid to the appointed commissioner in other counties in this State, which salary shall be paid semimonthly by the board of chosen freeholders of such county, and which said clerk shall hold office only at the pleasure of said justice. Clerk to commissioners of juries.  
Salary.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 230.

An Act to amend an act entitled "Supplement to 'An act respecting surrogates' (Revision), approved April fifteenth, one thousand eight hundred and forty-six," which said act was approved April twentieth, one thousand nine hundred and twenty.

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

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:

Special probate  
clerk.

1. The surrogate of any county of this State may, in his discretion, from time to time, select and appoint from among the employees of his office one or more competent persons to be known as special probate clerks, who shall bear the title and possess the powers herein created, during the pleasure of the surrogate of such county, for the time being, and who shall have power to take depositions of witnesses to wills, qualifications of executors and administrators and oaths and affirmations in as full a manner as the surrogate could; *provided, however*, that before such employee or employees shall exercise such power they shall each take and subscribe the following oath before one of the judges of the Court of Common Pleas of said county:

Term.

Proviso.

Oath.

"I, . . . . ., being selected by the surrogate of the county of . . . . ., to take depositions of witnesses to wills, qualifications of executors and administrators and oaths and affirmations and designated special probate clerk, do solemnly swear (or affirm, as the case may be), that I will truthfully, faithfully and impartially exercise the power so conferred upon me, according to the best of my skill and understanding, so help me God."

Filed with Sec-  
retary of State.

Which oath or affirmation shall, by the judge before whom the same is taken, be delivered or safely trans-

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

Approved March 29, 1926.

An Act concerning auto cabs, commonly called taxis,  
and their operation in the State.

1. The words "auto cab" as used herein shall mean and include any automobile or motor car, commonly called taxi, engaged in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any of the streets or public highways of this State, and particularly accepts and discharges such persons as may offer themselves for transportation from points or places to points or places within or without the State.

Definition of  
"auto cab;"

The word "street" as used herein shall mean and include any street, avenue, park, parkway, highway or other public place.

2. No auto cab as defined herein shall be operated wholly or partly along any street in any municipality until the owner or owners thereof shall obtain the consent of the board or body having control of public streets in such municipality for the operation of such auto cab and the use of any street or streets of said municipality; and no such consent shall become effective until the owner or owners thereof shall have secured from the board or body having control of public streets in such municipality a certificate of liability insurance in such amount as shall be determined by the board or body having control of public streets in such municipality.

tive and no such operation shall be permitted until the owner of such auto cab in any municipality shall have filed with the Commissioner of Motor Vehicles an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of five thousand dollars (\$5,000) against loss from the liability imposed by law upon the auto cab owner for damages on account of bodily injury or death suffered by any person or persons as a result of an accident occurring by reason of the ownership, maintenance or use of such auto cab upon any public street, road or highway, and such consent shall continue effective and such operation be permitted only so long as such insurance shall remain in force; such insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of such auto cab or any fault in respect thereto and shall be for the benefit of every person suffering loss, damage or injury as aforesaid; *provided, however*, if such owner or owners operate more than one such auto cab, he or they may file with the Commissioner of Motor Vehicles, in lieu of the aforesaid insurance policy or policies, a bond or insurance policy, of a company duly licensed to transact business, under the insurance laws of the State of New Jersey in the sum of fifty thousand dollars (\$50,000), which shall be a blanket insurance, covering all cabs operated by such owner or owners which shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of any such auto cabs, or any fault in respect thereto and shall be for the benefit of every person suffering loss, damage or injury as aforesaid; *and provided, further*, that a power of attorney shall be executed and delivered to the Commissioner of Motor Vehicles concurrently with the filing of a policy or bond hereinbefore referred to, wherein and whereby the said owner shall nominate, constitute and appoint such fiscal officer his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against insured by

Payment of final judgment.

Proviso.

Blanket insurance.

Proviso.

Power of attorney given.



virtue of the indemnity granted under the insurance policy or bond filed. Any such consent may be revoked by the governing body of the municipality granting the same after notice and hearing whenever it shall appear that the person to whom such consent was granted has failed to furnish and keep in force the insurance and power of attorney herein required, or to comply with any terms or conditions imposed by the board or body granting such consent or any law of the State of New Jersey.

Revocation of consent.

3. Nothing herein contained shall exempt any person owning or operating any auto cab from complying with existing statutes relating to the ownership, registration and operation of automobiles in this State.

Other requirements to be complied with.

4. Any person operating an auto cab in any of the streets or highways in this State at any time, after sixty days from the time when this act shall take effect, without complying with the provisions of this act shall be deemed guilty of a misdemeanor and subject to the penalties therefor provided by law.

Penalty for not complying.

5. If 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, no other section or provision of this act shall be effected thereby.

Validity of act.

6. All acts or parts of acts inconsistent with this act, to the extent of such inconsistency, be and the same are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved March 29, 1926.

## CHAPTER 232.

An Act relative to the compensation of assistant prosecutors of the pleas in certain counties of this State.

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

1. Whenever the population of any county of this State as ascertained by any State or Federal census, is more than eighty-two thousand and not more than

Salary of assistant prosecutors in certain counties.

one hundred and fifty thousand, the assistant prosecutor of the pleas of such county shall receive an annual salary of two thousand dollars; such salary shall be paid in monthly installments with regard to the date of the appointment of such assistant prosecutors.

Exception.

2. This act shall not apply to counties bordering on the Atlantic ocean.

Repealer.

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

4. This act shall take effect immediately.

Approved March 29, 1926.

### CHAPTER 233.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' which amendment was itself approved March eleventh, one thousand nine hundred and twenty-two," which amendment was approved March nineteenth, one thousand nine hundred and twenty-five.

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

Section 179  
amended.

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

Apportionment  
of reserve  
fund.

179. Ten per centum of the full amount of the State school tax annually raised shall be known as a reserve fund and shall on or before the fifteenth day of February in each year be apportioned by the State Board of Education in the following manner, to wit: One-tenth of said reserve fund, being one per centum of

the said State school tax, shall be known as an emergency fund and shall be allotted and distributed according to the discretion of the board to those school districts within the State, which from written reports submitted by the county superintendents to the Commissioner of Education and approved by him are judged to contain too little ratable property to afford adequate local school taxes. Allotments to such districts shall be made from the said emergency fund for school maintenance as shall in the opinion of the board best serve to provide the children resident therein with proper opportunities of common schooling, and shall be expended by such districts as directed by the county superintendent of schools and approved by the Commissioner of Education. Whenever there shall be certified to the Commissioner of Education by any school district in this State the names of pupils who on February first have been attending its public schools for at least three months and who are approved by the county superintendent as residents of such school district residing on property belonging to the State which is not taxable, or as residents of such school district by reason of their being inmates of a charitable institution located therein or by reason of their receiving board and maintenance in a private residence or residences at the expense of any public body, organization or institution, there shall be apportioned to such district, from the remaining nine-tenths of said reserve fund, for each such pupil thus residing in the district and attending its public schools the sum of forty-five dollars. The State Comptroller shall, on the order of the Commissioner of Education, draw his warrant on the State Treasurer in favor of the custodian of each school district to which there has been allotted a portion of the emergency fund; *provided*, that not more shall be distributed from this fund than the one-tenth part of the said reserve fund; *and provided, further*, that should there be any balance remaining in said emergency fund so allotted as above, such balances shall be distributed as a part of the reserve fund. The State Comptroller shall also, on the order of the Commissioner of Education, draw his warrant on the State Treasurer in favor

Emergency fund.

Allotments.

Where expended.

Payment for pupils from charitable institutions.

Amount per pupil.

Warrant drawn.

Proviso.

Proviso.

Warrant to order custodian of district school fund.

of the custodian of each school district to which there has been allotted a portion of the reserve fund as heretofore provided. The remainder of the reserve fund, together with any balances remaining from the emergency fund, shall on or before the fifteenth day of February in each year be apportioned by the board among the several counties of the State equitably and justly according to its discretion. The Commissioner of Education shall, on or before the fifteenth day of January next ensuing said apportionment, draw an order on the State Comptroller in favor of each county collector for ninety per centum of the amount of the State school tax paid by said county collector to the State Treasurer, and said county collector shall apply for and be entitled to receive the amount of said order as soon as said order shall be received by him. The Commissioner of Education shall also draw his order in favor of each county collector for such portion of the reserve fund as shall have been apportioned to his county as aforesaid, which order shall be payable when the total amount of said reserve fund shall have been received by the State Treasurer.

Approved March 29, 1926.

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#### CHAPTER 234.

An Act fixing the compensation of the secretary of the county boards of taxation in counties of this State bordering on the Atlantic ocean, and having a population of not less than fifty nor more than one hundred thousand.

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

Salary of secretary of county tax boards in certain counties.

1. Whenever the population of any county in this State bordering on the Atlantic ocean, as ascertained by any State or Federal census, is not less than fifty

nor more than one hundred thousand, the secretary of the county board of taxation shall receive an annual salary of three thousand dollars (\$3,000).

2. The salary of the secretary of said board shall be paid by the treasurer of said county, in equal monthly installments. Payment.

3. 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 29, 1926.

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### CHAPTER 235.

An Act to amend an act entitled "An act to authorize the establishment by counties of the first class in this State of parental schools, to provide for the procuring of lands to be used in connection therewith, and to purchase, erect or construct such schools, and to provide for the government of the same," approved April first, one thousand nine hundred and twelve.

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

1. Section six of said act be amended to read as follows: Section 6 amended.

6. The moneys for the acquisition of lands and the erection of buildings shall be approved as to the amount of the expenditure by the board of chosen freeholders and shall then be provided by the board of chosen freeholders upon the requisition of the board of trustees herein provided for; *provided*, that the amount to be provided and expended shall not exceed the sum of three hundred and fifty thousand dollars. If the said board of chosen freeholders shall deem the amount required for such purpose to be too great to be placed Expenditure approved.

Proviso.

Bond issue.

Term.	in the annual appropriation for the then fiscal year, such moneys may be raised by an issue of bonds. Such bonds may be issued for a term not to exceed fifty years, may bear interest at a rate to be determined by said board of chosen freeholders, may be either a coupon or registered bond, and may be sold at public or private sale, but in no case for less than their par value; in the annual appropriation thereafter the said board of chosen freeholders shall provide for the payment of the interest thereon, and shall also provide for a sinking fund which will be sufficient to pay and discharge such bonds at maturity. The moneys necessary for the management of such school and the improvement, betterment, repairs and other necessary expenses incident thereto shall be provided each year by the board of chosen freeholders in their annual tax budget, upon the requisition of the said board of trustees; <i>provided, however</i> , that said board of chosen freeholders shall have the right to determine the amount required for such purposes.
Rate.	
Provision for interest and sinking fund.	
Annual budget provisions.	
Proviso.	2. That this act shall take effect immediately. Approved March 29, 1926.

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#### CHAPTER 236.

A Further Supplement to an act entitled "An act concerning landlords and tenants," approved March twenty-seventh, eighteen hundred and seventy-four.

Preamble.	WHEREAS, A public emergency exists, due to housing congestion which seriously affects and endangers the public welfare, health and morals of the people of this State; and
Preamble.	WHEREAS, These conditions have caused unjust, unreasonable and oppressive agreements of payments of rent to be, and now being, exacted by landlords from their tenants; and

WHEREAS, In many instances, where tenants question the reasonableness of said rents, they are served with summons in dispossess proceedings,

Preamble.

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

1. No proceedings shall be maintainable by any landlord or lessor against any tenant or lessee to recover the possession of premises occupied for dwelling purposes, except when the proceeding to recover such possession is upon the ground that the tenant is objectionable because of nonpayment of rent or otherwise, in which case the landlord or lessor shall establish to the satisfaction of the court that the tenant is actually objectionable, or a proceeding where the landlord or lessor seeks in good faith to recover possession of the premises or an apartment therein, for his, or any member of his family, for immediate and personal occupancy as a dwelling; or a proceeding where the landlord or lessor claims that possession of the premises is desired in good faith for the purpose of making substantial alterations, or for the purpose of demolishing the building or buildings with the intention of constructing a new dwelling or dwellings, plans for which shall have been duly filed and approved by the proper authority; in any such case the landlord or lessor may cause a written notice of the termination of such tenancy to be served upon the tenant or lessee, and a demand that they remove from the premises in question, within three days from such notice and demand, and, in case such tenant or lessee shall not so remove, it shall be lawful for the landlord or lessor, after the expiration of said three days, to make and file with the clerk of the court an affidavit setting forth any or all of the causes for removal above set forth and of the service of such notice and demand, and thereon it shall be lawful for a summons to duly issue for the summary removal of the tenant or lessee; and, on proof before the court on the return of the summons, of any one or all of the causes for removal aforesaid, it shall be lawful for the court to give judgment for the landlord or lessor and issue a warrant for such removal, and take such other

Recovery of premises.

Grounds for procedure.

Termination of tenancy.

Legal removal.

Warrant to dispossess.

	proceedings as are now provided by law for summary removal of tenants.
Recovery of rent.	2. In any action brought by any landlord or lessor against any tenant or lessee to recover rent for premises or any part thereof occupied as a dwelling, where the rent has been increased within one year next prior to the institution of said action; or where the landlord or lessor seeks to recover possession of said premises or any part thereof so occupied, for nonpayment of said rent, the tenant or lessee may question the reasonableness of the said increase in rent, as a defense to said action; <i>provided, however</i> , he files with the clerk of the court, on or before the return day of the summons, an answer setting forth that such rent is unjust, unreasonable and oppressive, and that the agreement under which same is exacted is unjust, unreasonable and oppressive; and when an answer is so filed, the plaintiff shall, within five days thereafter or within such time as the court, upon good cause shown, may determine, file with said clerk, a verified bill of particulars, which shall set forth the following:
Proviso.	
Bill of particulars to show:	
Gross income;	(a) The gross income for the period of one year previous to the date of the action from the building or buildings of which the premises in question are the whole or part;
Value;	(b) The reasonable value of the building or buildings upon the premises;
Apartments and rooms;	(c) The number of apartments in such building or buildings, the number of rooms in each apartment, and any other section or space therein for which a rental is exacted or received;
Rental;	(d) The amount of monthly rent for each such apartment, section or space on the date of the institution of such action, and the amount of rent for each such apartment, section or space for the period of one year last past;
Cost;	(e) The consideration paid by the landlord or lessor for the premises;
Expenses;	(f) The operating expense for one year last past, with reasonable detail, such as interest charges on encumbrances, taxes, water rents, insurance, coal, illumi-



nation, janitor service, cost of management, repairs and collection of rents;

(g) The actual amount spent upon the building or buildings for maintenance, improvements or repairs for one year last past and the approximate depreciation of said building or buildings; Maintenance and depreciation;

(h) And all other items affecting the net income from the premises. Net income.

3. Issue shall not be joined in said action until the filing of such bill of particulars; and if plaintiff fails to file same in the manner and within the time herein specified, the court, upon motion of the defendant, shall dismiss the proceedings. Joining issue.

4. Whenever it shall appear to the court that rent for any premises or any part thereof occupied as a dwelling has been increased thirty-five per centum, or more within three years next prior to the institution of the action, said rent and the agreement under which same is exacted shall be considered by the court to be prima facie, unjust, unreasonable and oppressive; *provided, however*, that nothing contained in this act shall prevent plaintiff from pleading and proving in such action a just and reasonable rental for said premises, and recovering judgment therefor. Unjust increase of rental.

5. In any action brought by any landlord or lessor against any tenant or lessee to recover rent for premises or any part thereof occupied as a dwelling, where the rent has been increased within one year next prior to the institution of said action; or where the landlord or lessor seeks to recover possession of said premises or any part thereof so occupied, for nonpayment of said rent, and the tenant or lessee questions the reasonableness of said increase in rent, in the manner hereinbefore set forth, the tenant or lessee at the time of filing the answer, shall deposit with the clerk of the court a sum of money equal to the amount paid by him for the month next preceding the said increase in rent, and such deposit shall apply to the satisfaction of any judgment rendered in said action; and if defendant fails to make such deposit, the court, upon motion of plaintiff, shall strike out the answer so filed by defendant. Proviso.

Ascertaining reasonableness of increase.

Deposit by tenant applied to judgment.

Possession of  
premises by  
plaintiff.

6. Where a judgment is rendered for plaintiff, and the same cannot be fully satisfied from the deposit aforesaid or otherwise, within five days after the entry of said judgment and service of a copy thereof on defendant, plaintiff shall then be entitled to the possession of the premises involved in the action, and a warrant shall issue to remove all persons and their personal property and effects therefrom.

Recovery by  
default.

7. In any action brought by any landlord or lessor against any tenant or lessee for rent, or the rent value of the premises, for the use and occupancy thereof; or to recover possession of said premises for the nonpayment of said rent or rent value, and plaintiff recovers judgment by default, and said judgment is not fully satisfied within five days after entry and service of a copy thereof upon defendant, in the manner prescribed for service of summons in said action, plaintiff shall then be entitled to possession of said premises, and a warrant shall issue to remove all persons and their personal effects therefrom.

Dispossession.

Vacating judgment and  
opening default.

8. Whenever a judgment has been entered by default in any action brought by any landlord or lessor against any tenant or lessee for rent or rent value of premises, for the use and occupation thereof; or to recover possession for the nonpayment of said rent or rental value, the court in which the action was brought, may, within five days from the entry of said judgment, vacate same, or open said default, and amend, correct or modify any process, pleading, judgment or warrant in said proceedings; or said court may grant a new trial upon such terms, and for such reasons as it may determine; *provided, however*, that the defendant shall apply to said court for a new trial within five days from entry of said judgment.

Proviso.

Writ of certiorari to review  
proceedings  
acts as a stay.

9. Whenever a writ of certiorari shall be granted to a tenant or lessee or to review the proceedings and judgment for possession entered in any action brought by any landlord or lessor against any tenant or lessee to recover possession of any premises or any part thereof occupied as a dwelling, said writ of certiorari may act as a stay of said judgment, and the warrant issued

thereon; *provided, however*, that said writ of certiorari be granted within five days from the entry of said judgment; *and provided, further*, that the defendant forthwith deposit with the clerk of the court wherein said judgment is entered, a sum of money equal to the amount of said judgment and costs; and each month thereafter until the final determination of said certiorari proceedings, he shall deposit with said clerk an amount which shall equal one month's rental, computed on the basis of said judgment, and said clerk shall forthwith pay to plaintiff the amount or amounts so deposited.

Proviso.

Proviso.

Monthly deposit.

10. This act or the provisions thereof shall not apply to farms or farm land, rooming houses occupied under a hiring for a week or less, hotels, summer cottages or bungalows at seashore or country resorts, or to store tenancies, or any part of any premises occupied for store or commercial purposes; and shall apply only in first class counties.

Exceptions to act.

11. This act shall take effect immediately, and remain in effect until May first, nineteen hundred and twenty-eight.

Act effective.

Approved March 29, 1926.

#### CHAPTER 237.

An Act to establish uniform fees and charges relating to the filing, entering, indexing or recording of papers, instruments, documents and pleadings or proceedings of the Circuit Court or Court of Common Pleas in this State in the county clerks' offices of the different counties of this State together with the taxation of costs in cases commenced in said courts (Revision of 1926).

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

1. Upon the filing, indexing, entering or recording of the following documents or papers in the office of the county clerk or clerk of the Circuit Court or Common

Table of filing and recording fees in county clerks' offices.

Pleas Court, such parties filing or having the same recorded or indexed in the county clerk's office or with the clerk of the Circuit Court or Court of Common Pleas of the various counties in this State shall pay the following fees in lieu of the fees heretofore provided for the filing, recording or entering of such documents or papers.

Filing building contract, .....	\$0.50
Filing specification and plans, .....each	.25
Issuing county clerk's certificate, .....	.50
Filing satisfaction of judgment, .....	.50
Filing satisfaction or discharge or release or mechanic's lien claim, .....	.50
Filing satisfaction or discharge of bond, .....	.50
Filing satisfaction or discharge of attachment, ..	.50
Filing satisfaction or discharge of recognizance, ..	2.50
Filing satisfaction or discharge of civil bail, ....	.50
Drawing execution Common Pleas or Circuit Court, .....	1.00
Recording execution Common Pleas or Circuit Court, .....	1.00
Recording mechanic's lien claim, .....	3.00
Recording sheriff bonds, .....	2.00
Recording assignment of judgments, .....	2.00
Recording collateral inheritance waiver or receipt, .....	2.00
Recording and filing docketed judgments, .....	2.00
Indexing all liens, .....	per name .10
Recording all business corporations, three sheets or less (single space typewriting), .....	3.00
Recording all business corporations, four sheets (and fifty cents for each sheet thereafter), ...	5.00
Recording all certificates of incorporated associations or clubs, .....	3.00
Recording all other instruments not herein stated, ..	2.00
Comparing and making copies, .....	per sheet .50
Filing and recording proceedings for laying out, vacating or dedicating roads, .....	5.00
Filing a map, .....	5.00
Recording tax sales, .....	2.00
Recording redemption or assignment of sales, ...	2.00

Change of name (recording and filing all proceedings), .....	6.00
Recording and filing co-partnership papers, ....	2.00
Recording dissolution of co-partnership, .....	1.00
Issuing transcript of judgments, .....	1.50
Issuing certificates of judgment, .....	1.00
Recording firemen's certificates, .....	.25
Registering physician, .....	1.00
Registering nurses, .....	1.00
Administering notary public, commissioner of deeds and justice of the peace oaths, .....	1.50
Recording of judgments (Circuit and Common Pleas), .....	3.00
Filing and indexing permit to carry concealed weapon or renewal, .....	1.00
Ten per centum on the total fees of the report of all hunting and fishing licenses in county, ....	10%
Filing and recording description of bottles or boxes, .....	1.50

2. Upon the filing or entering of the following papers, documents or proceedings by either party to any action or proceeding in any Circuit Court or Court of Common Pleas in this State and the entering or docketing such parties shall pay the clerk of such court in lieu of the fees heretofore provided for the filing and entering of such papers, actions or proceedings the following fees:

Entering summons or writ or the first paper of any action of proceeding, .....	\$3.00
Filing complaint or amended complaint, .....	1.00
Filing answer or appearance, .....	2.00
Filing reply, .....	1.00
Filing counterclaim, .....	1.00
Filing affidavit of merits, .....	2.00
Filing and entering orders of court, .....	2.00
Filing and entering rules, .....	2.00
Filing and entering stipulations, .....	.50
Filing affidavits, .....	.25
Filing notices, .....	.25
Filing assessments of damages, .....	2.00
Filing interrogatories, .....	1.00

Fees for entering action.

Filing specifications of defenses, .....	.25
Filing demand for security of costs, .....	.25
Filing consent, .....	.25
Filing exceptions, .....	.25
Filing reasons, .....	.25
Filing reservation of trial, .....	.25
Filing report of referee or auditor, .....	.50
Filing and entering substitution of attorney, ....	.75
Filing notice of trial, .....	1.50
Filing designation, .....	.25
Filing caveat, .....	.50
Filing bill of particulars, .....	.25
Filing objections, .....	.50
Filing and entering discontinuance, .....	2.50
Filing and entering recognizance and civil bail, ..	.75
Filing notice of appeal, .....	2.00
Filing and entering proof of publication, .....	.25
Signing, sealing habeas corpus or venire, .....	1.50
Filing petition, .....	.50
Filing rejoinder or so-rejoinder, .....	.25
Filing and recording confessed judgments, ....	5.00
Signing and issuing subpoenas, .....	.50
Signing subpoena ticket, .....	.10
Recording judgments, .....	3.00
Entering verdict, .....	.50
Entering judgment nisi, .....	1.00
Taking verdict, .....	.25
Swearing witnesses, .....	.10
Marking exhibits, .....	.10
Special motions, .....	2.00
Taxing costs, .....	1.25
Copy of costs, .....	.50
Filing and entering rule to show cause, .....	2.00
Copy of order, .....	.25
Clerk's certificate to certified copy, .....	.50
Filing award, .....	.50
Filing report on street improvements, .....	1.00
Filing proceedings or papers on appeal, .....	2.00
Filing any other instrument or document not herein stated, .....	.25
Filings findings and determination of the court.	2.00

All the foregoing mentioned fees and charges shall be collected and accounted for by said clerks and paid over as such in the manner now provided by law.

Disposition of fees.

3. Upon all unlitigated motions, with or without notice, upon consent or otherwise, except as herein otherwise provided, the moving party shall pay to the clerk the sum of one dollar; and upon all other litigated or special motions subsidiary or interlocutory, upon consent or otherwise, the prevailing party shall pay to the clerk the sum of two dollars.

Payment to clerk on motions.

Where such fees are collected by the clerks of the several counties they shall be disposed of in the manner following:

How fees disposed of:

Of the fees collected on summons, writs, answers or appearances or the filing or entering of the first paper of any suit or proceeding, one-half of such fees shall be received and collected by said clerks for the sole use of the State of New Jersey as public moneys belonging to the State and shall be accounted for by the said clerks and paid over as such, in the manner now provided for by law; and the balance disposed of in the same manner as now provided for by law with respect to other fees received and collected by the clerks of the several counties.

On summons, writs, etc.;

Of the fees collected on rules or orders of the court or judgment nisi, one-half of such fees shall be received and collected by said clerks for the sole use of the State of New Jersey as public moneys belonging to the State and shall be accounted for by the said clerks and paid over as such, in the manner now provided for by law; and the balance disposed of in the same manner as now provided for by law with respect to other fees received and collected by the clerks of the several counties.

On rules or orders of court;

Of the fees collected on dismissals or discontinuances of any cause, action or proceeding or special or subsidiary or interlocutory motions, one-half of such fees shall be received and collected by said clerks for the sole use of the State of New Jersey as public moneys belonging to the State and shall be accounted for by the said clerks and paid over as such, in the manner now provided for by law; and the balance disposed of

On dismissals, special motions, etc.;

in the same manner as now provided for by law with respect to other fees received and collected by the clerks of the several counties.

On entering judgment.

The fee of two dollars as court fees in any action, cause or proceeding shall be charged in the trial of every case or entering of every judgment together with the fee of fifty cents for signing each judgment which fees shall be received and collected by said clerks for the sole use of the State of New Jersey and shall be accounted for by the said clerks and paid over as such, in the manner now provided for by law; and the balance disposed of in the same manner as now provided for by law with respect to other fees received and collected by the clerks of the several counties.

Proviso.

*Provided, however,* that nothing in this act contained shall be construed to require the payment to the State of New Jersey of any fees collected for services in the Courts of Common Pleas, but such fees shall be collected and paid to the counties, respectively.

As to costs.

4. The prevailing party in any action, motion or proceeding in any of the Circuit Courts or Common Pleas Courts in this State shall be entitled to costs, except where otherwise provided by law and unless the court or judge before whom such action, motion or proceeding shall be taken shall order otherwise, which costs shall be taxed by the clerk of the respective courts upon application of the party entitled thereto, or may be taxed by the court or a judge thereof and shall be taxed upon application of any party in cases where such taxation is necessary or proper in order that such party may proceed in the action, motion or proceeding. The amount of costs so taxed shall be inserted in the judgment, but need not be stated in any subsidiary or interlocutory order; but if the costs shall not be taxed within two terms next after the entry of any such judgment or order, no costs shall thereafter be allowed or taxed; *provided, however,* that if any such judgment or order shall become the subject of review or further litigation, then and in such case costs may be taxed at any time within two terms next after such judgment or order shall be finally disposed of. In cases where costs are in the discretion of the court, the report, or decision,

Costs inserted in judgment.

Proviso.

Party entitled to costs specified.



or finding must specify which party or parties are entitled to costs, but the amount thereof shall be ascertained by taxation. The amounts allowed in all such costs to the attorneys and clerks shall be as follows: Amounts allowed:

Costs awarded to a party shall be as follows:

1. To the plaintiff:

To plaintiff;

For all proceedings before notice of trial twenty dollars;

For each additional defendant served with the summons or other original process, not exceeding ten, two dollars, and for each necessary defendant in excess of that number, one dollar;

For each applying creditor in attachment, ten dollars;

For procuring the appointment of a guardian ad litem or next friend for one or more infant parties, five dollars;

For procuring an order directing the service of summons or other original process by publication, or personally without the State, on one or more defendants, five dollars;

For procuring an order of arrest, or discharge upon habeas corpus, five dollars;

For all proceedings before notice of argument where there is no issue of fact to be tried; in actions of certiorari, except to remove the judgment or proceedings of an inferior court; mandamus, quo warranto and other prerogative writs, except habeas corpus, and in all summary actions and proceedings, fifteen dollars;

To the Defendant:

To defendant;

For all proceedings before notice of trial, or before notice of argument, where there is no issue of fact to be tried, twelve dollars;

To either party:

To either party.

For all proceedings after notice of trial and before trial, five dollars;

Upon the entry or judgment interlocutory by default and issuing writ of inquiry, two dollars and fifty cents;

Upon making rule to show cause for new trial absolute, where costs in such cases are by law taxable, eight dollars;

For drawing interrogatories to be annexed to a commission or to letters rogatory, issued pursuant to law, five dollars;

For the argument of an issue of law, or the entry of judgment upon such issue, or other disposition of it, without argument, fifteen dollars;

For the trial of an issue of fact, or upon judgment of nonsuit, cognovit or relict, or the assessment of damages, upon default, pursuant to law, twenty dollars;

Where on a trial of an issue of fact the judge declares a mistrial and allows costs to either party, fifteen dollars shall be allowed including disbursements. No costs shall be taxed on mistrial without an order of court.

Upon entry of judgment upon consent, stipulation or summary judgment or judgment by default in all cases except as herein otherwise provided, fifteen dollars;

Upon entering a remittitur from a court of appeal, four dollars;

Upon any other litigated or special motion, subsidiary or interlocutory, a sum to be fixed by the court or judge, not exceeding twelve dollars, besides necessary disbursements as hereinafter provided, but where no sum be so fixed, eight dollars shall be allowed;

For each term, after the first, at which the case is necessarily on the list or calendar for trial, not exceeding four, excluding the term at which it shall be tried, or otherwise finally disposed of, five dollars;

Where application is made to the court or judge or referee or other officer to whom a cause may have been referred for trial, to adjourn or postpone a trial, the payment to the adverse party of a sum not exceeding five dollars if the parties reside in the same county, or a sum not exceeding ten dollars if the parties reside in different counties, besides necessary disbursements, as hereinafter provided, already made or incurred, which are rendered ineffectual by the adjournment or postponement, may be required as a condition of granting the adjournment or postponement, and where no sum be so fixed the maximum sum, respectively, including said disbursements, shall be allowed.

A party to whom costs are awarded or allowed by law in an action, motion or other proceeding, is entitled to include in his bill of costs his necessary disbursements, as follows:

Disbursements  
in bill of costs.

The legal fees of witnesses, referees, commissioners and other officers:

The fees for taking depositions, as provided by law;

The legal fees for publication where publication is directed pursuant to law;

The legal fees paid for a certified copy of a deposition or other paper or document, or map, recorded or filed in any public office, necessarily used or obtained for use on the trial of an issue of fact or the argument of an issue of law, or upon appeal, error or otherwise;

The reasonable expenses of printing the papers and points for a hearing or argument;

Prospective charges for the expenses of entering and docketing the judgment or final order;

Sheriff's fees for service of process or other mandate or proceeding;

All filing and docketing fees and charges paid to the clerks of the respective courts;

Such other reasonable and necessary expenses as are taxable according to the course and practice of the court or by express provision of law.

Upon the dismissal or discontinuance of any action or proceeding without trial or argument, or the filing of a retraxit or disclaimer, or upon judgment of non-pros, ten dollars shall be allowed the moving party.

In proceedings after judgment in aid of execution, if the result of the examination shall, in the opinion of the court or judge thereof, as evidenced by his certificate to that effect, show that such proceedings were well founded, the moving party shall be allowed the sum of ten dollars and his necessary disbursements as hereinbefore provided; if the examination shows that such proceedings were not well founded, the party against whom such proceedings are taken shall be allowed the sum of five dollars and said disbursements.

5. Upon a motion to strike out a pleading or pleadings, where by law said motion has superseded a general

Fee on motion  
to strike out.

demurrer, eight dollars shall be allowed the prevailing party.

Amending  
pleading.

Where application is made to the court to amend any pleading and leave to make amendment is granted upon payment of costs to the other side, two dollars shall be allowed as such costs.

Making rule  
absolute.

Upon making absolute a rule to show cause why leave should not be granted to file an information in the nature of a quo warranto, two dollars and fifty cents shall be allowed the relator, same, however to abide the event of the suit.

Upon making absolute rule to show cause why a writ of certiorari should not be allowed, two dollars and fifty cents shall be allowed prosecutor, same, however, to abide event of suit.

Upon making absolute rule to show cause why mandamus should not issue and granting of an alternative writ of mandamus, two dollars and fifty cents shall be allowed relator, same, however, to abide event of suit.

Entry of judgment.

Upon entry of judgment upon admission or admissions in answer or other pleading of either whole or part of the claim, fifteen dollars shall be allowed moving party.

Notice as to  
retaxation of  
costs.

6. Any party objecting to such taxation of costs shall give notice to the party at whose instance they were taxed to the effect that said bill of costs has been taxed and will be presented to the clerk or the court, as the case may be, for retaxation on a day and time therein named, which must be not less than five days after the service of such notice, unless otherwise directed by the court or a judge thereof, and unless the attorneys serving and served with the notice all reside or have their offices in the city or town where the retaxation is to take place, in which case a notice of two days shall be sufficient. Proof of service of such notice shall be filed with the clerk one day prior to the day named for such retaxation, unless otherwise directed by the court or a judge thereof. The court may, in its discretion, upon the application of the party interested, direct a retaxation of costs at any time. Any sum deducted upon a retaxation must be credited upon the execution or other process issued to enforce the judgment.

The taxation of retaxation of costs may be revived by the court upon a motion for new taxation. The order made upon such motion may allow or disallow any item objected to before the taxing officer, in which case it shall have the effect of a new taxation, or it may direct a new taxation before the proper office, in which case it shall have the effect of a new taxation, or it may direct a new taxation before the proper officer, specifying the grounds or the proof upon which the item may be allowed or disallowed by him. Any sum deducted upon such new taxation must be credited upon the execution or other process issued to enforce the judgment, and any sum allowed in addition thereto must be added thereon.

Retaxation revived.

The officer authorized to tax costs in any action or proceeding must, whether the taxation be opposed or not, examine the bills presented to him for taxation, satisfy himself that all the items allowed by him are correct and legal, and strike out all charges for fees other than the prospective charges expressly allowed by law, where it does not appear that the services for which they are charges were necessarily performed.

Examination of bills for taxing costs.

An affidavit must be attached to the bill of costs to the effect that the items of disbursements therein set forth have been necessarily incurred and are reasonable in amount, and in the case of disbursements claimed to have been made for the attendance of witnesses the affidavit must set forth the number of days of actual attendance, and, if mileage be charged, the distance traveled.

Affidavit that items properly incurred.

7. These fees, costs and charges shall only be charged, allowed and taxed in cases where the summons is issued the day after this act shall take effect and in all cases pending before this act takes effect the same fees and charges as heretofore allowed shall be charged and taxed.

When fees, costs and charges allowed.

8. All acts and parts of acts, general or special, inconsistent with the provisions of this act are hereby repealed and this act shall take effect immediately; *provided, however*, that said repealer shall not in anywise effect the fees or charges made or collected in any

Repealer.

Proviso.

suit, proceeding, judgment or order of any Circuit Court or Common Pleas Court heretofore commenced or made or now pending in said courts.

Approved March 29, 1926.

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CHAPTER 238.

An Act validating proceedings for the issuance of bonds by school districts.

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

Validating is-  
suanee of  
school bonds.

1. Whenever at a special district school meeting heretofore held in any school district in this State the legal voters of such district shall have authorized by a majority vote the issuance of bonds by said school district for the purchase of land for a playground and athletic field, all proceedings taken with respect to the issuance and sale of such bonds are hereby ratified, validated, approved and confirmed notwithstanding the omission in such proceedings of a specific provision that the land so to be purchased be used for school purposes, as required by law.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 239.

An Act to amend an act entitled "An act to authorize the formation of gaslight corporations and to regulate the same," approved April twenty-first, one thousand eight hundred and seventy-six.

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

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

Section 1  
amended.

1. Any number of persons, not less than seven, may form a company for the purpose of constructing, maintaining and operating gas works, and for that purpose may make and sign articles of association, in which shall be stated the name of the company, the number of years the same is to continue, the village, town, borough or city in which it is proposed to supply and distribute illuminating gas, construct, maintain and operate the works, the amount of capital stock of the company, and the number of shares of which said capital stock shall consist, and the name and places of residence of seven or more directors of the company, four of whom shall be residents of this State, who shall manage its affairs for the first year and until others are chosen in their places; each subscriber to such articles of association shall subscribe thereto his name, place of residence, and the number of shares of stock he agrees to take in said company; on compliance with the provisions of the next section, such articles of association shall be filed in the office of the Secretary of State, who shall endorse thereon the day they are filed and record the same in a book to be provided by him for that purpose; and upon tendering the said articles to the said Secretary of State to be filed, the persons who have so subscribed such articles of association and all persons who shall become stockholders in such company shall be a corporation by the name specified in such articles of association.

Formation of  
gas companies.  
Charter to set  
out certain  
facts.

Resident di-  
rectors.

Articles filed.

Becomes a cor-  
poration.

Section 5  
amended.

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

Board of di-  
rectors; elec-  
tion and vot-  
ing.

5. There shall be a board of seven or more directors of every corporation formed under this act to manage its affairs; said directors shall be chosen annually by a majority of the votes of the stockholders voting at such election, in such manner as may be prescribed by the by-laws of the corporation, and they may and shall continue to be directors until others are elected in their places; in the election of directors each stockholder shall be entitled to one vote for each share of stock held by him; vacancies in the board of directors shall be filled in such manner as shall be prescribed by the by-laws of the corporation; the inspectors of the first election of directors shall be appointed by the board of directors named in the articles of association; no person shall be a director unless he shall be a stockholder, owning stock absolutely in his own right, and qualified to vote for directors at the election at which he shall be chosen; at every election of directors, the books and papers of such company shall be exhibited to the meeting, provided a majority of the stockholders present shall require it.

Inspectors of  
election.

Records ex-  
hibited.

Repealer.

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

Approved March 29, 1926.



## CHAPTER 240.

An Act to amend the title and body of an act entitled  
 "An act providing for the appointment of fire marshals in counties of the third class of this State and defining his powers and duties," passed March fourteenth, one thousand nine hundred and twenty-four.

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

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

"An act providing for the appointment of fire marshals in counties of the second and third class of this State and defining his powers and duties." New title.

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

1. In all counties of the second and third class of this State there may by resolution of the board of chosen freeholders of any such county be created the office of fire marshal. The fire marshal shall be named by the board of chosen freeholders and his term of appointment shall be for one year, dating from the fifteenth of January of each year, except in the case of the first appointment, which term shall terminate on the fifteenth of January following the appointment. The board of chosen freeholders may fix the salary of such fire marshal; *provided, however,* that the sum fixed shall not exceed five hundred dollars for any one year. County fire marshal.  
Selection.  
Term.  
Salary.  
Proviso.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 241.

A Supplement to an act entitled "An act to incorporate the Widows' Home," approved February twenty-second, one thousand eight hundred and seventy.

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

Preamble.

WHEREAS, The "Trustees of the Widows' Home" are owners, in fee, of the following described property, to wit:

Description of Property.

All that lot, tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the city of Hoboken, in the county of Hudson and State of New Jersey, which is described as follows, viz: Commencing at a point in the easterly line of Bloomfield street one hundred and forty-five feet northerly from the northeasterly corner of Bloomfield and Eighth streets; thence northerly along the easterly line of Bloomfield street twenty-five feet; thence easterly and parallel with Eighth street seventy-five feet; thence southerly and parallel with Bloomfield street twenty-five feet; thence westerly and parallel with Eighth street seventy-five feet to the easterly line of Bloomfield street, the place of beginning;

Being the same premises conveyed to the said "Trustees of the Widows' Home" by the Hoboken Land and Improvement Company by deed dated July twenty-fifth, one thousand eight hundred and seventy-three, and recorded in the register's office of Hudson county in Book 271 of Deeds, page 265, et cetera; and

Preamble.

WHEREAS, The foundation of the building on the said property has rotted away, and the said building has many cracks and fissures in the walls, and the said building needs to be repaired, and the cost of such repairs would be large, and to pay for said repairs, the funds in the hands of the said trustees would need to be used, and the funds in the hands of the trustees are no more than sufficient to maintain the widows provided for in the act to which this is a supplement; and

WHEREAS, The widows that were maintained in the building on the property hereinbefore described, are now being maintained by the trustees in the house of the Holy Comforter, West Orange, Essex county, because the said building on the said property is not fit for the occupation of the said widows; therefore

Preamble.

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

1. The trustees of the Widows' Home be and they hereby are authorized and empowered to sell and dispose of the above described property, at public sale, upon such terms and conditions as they shall deem expedient, and for that purpose they are hereby authorized and required to make and execute all contracts, deeds and conveyances necessary for selling and disposing of the said property.

Trustees authorized to dispose of property.

2. That the proceeds of such sale shall be used by the trustees of the Widows' Home in maintaining widows pursuant to the provisions of the act to which this is a supplement, in the House of the Holy Comforter, West Orange, Essex county, or in such other place as the said trustees may determine.

Use of proceeds of sale.

3. This act shall take effect immediately.

Approved March 29, 1926.

#### CHAPTER 242.

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."

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

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

Section 158 amended.

Special officers appointed by prosecutors.	158. The prosecutor of the pleas in the several counties which now have or hereafter may have a population of more than seventy thousand and not more than three hundred thousand inhabitants may appoint suitable persons, not exceeding six in any county, to act as special officers for the detection, arrest, indictment 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; <i>provided</i> , 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.
Powers.	
Approval of appointment.	
Salary.	
Proviso.	
Service before increase of salary.	2. The special officer or officers named in the next preceding section shall be not eligible to receive any increase in salary over the minimum salary as stated in the next preceding section until he or they shall have served five continuous years as a special officer or officers in the prosecutor's office. No increase in salary, fixed by the judge or prosecutor shall exceed more than one hundred dollars per year for each year of service over five years, and all increases shall cease when the respective maximum sums named in the preceding section are reached; <i>provided, however</i> , that any special officer who is now or has been employed in the prosecutor's office as special officer for a period exceeding five years, the judge and prosecutor may fix an increase in salary for any sum equal to one hundred dollars per year for each year of service now served over five years, which total salary shall not exceed the respective maximum sums named in the next preceding section. This act shall not affect
Annual increase.	
Proviso.	
Exception.	

counties bordering on the Atlantic ocean with a population of over one hundred thousand.

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

4. This act shall take effect immediately.

Approved March 29, 1926.

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## CHAPTER 243.

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

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

1. It shall be lawful for any municipality to contribute to the support of the fire department of any adjoining municipality or to contribute to the support of any independent or volunteer fire company of any adjoining municipality and it shall be lawful for such adjoining municipality or such independent or volunteer fire company of such adjoining municipality, to permit the use of its fire fighting apparatus in said municipality making such appropriation, upon such terms and conditions as both of said municipalities, or said independent or volunteer fire company shall agree upon.

Municipality may assist fire company adjoining it.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 244.

An Act to amend an act entitled "An act to amend an act entitled 'An act respecting the fees of surrogates, registers of deeds and mortgages, county clerks and sheriffs in certain counties of this State, and providing salaries for such officers,' approved March thirtieth, one thousand nine hundred and six, amendment approved April twelfth, one thousand nine hundred and twenty-one," which amendment was approved March third, one thousand nine hundred and twenty-four.

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

Section 4  
amended.

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

Salaries of  
certain county  
officers.

4. The said surrogate, register of deeds and mortgages (wherever such office now is or may hereafter be created) and county clerks shall receive in lieu of all other compensation annual salaries as follows:

In counties having a population exceeding three hundred thousand inhabitants, nine thousand dollars.

That sheriffs in said counties shall receive in lieu of all other compensation annual salaries as follows: in counties having a population exceeding three hundred thousand inhabitants, ten thousand dollars.

The said surrogates, registers of deeds and mortgages (wherever such office now is or may hereafter be created), county clerks and sheriffs shall receive in lieu of all other compensation annual salaries as follows:

In counties having a population between two hundred thousand and three hundred thousand inhabitants, seven thousand dollars per annum.

The said surrogates, registers of deeds and mortgages (wherever such office now is or may hereafter be created), county clerks and sheriffs shall receive in lieu of all other compensation annual salaries as follows:

In counties having between one hundred and twenty-five thousand and two hundred thousand inhabitants, six thousand five hundred dollars:

In counties having between eighty thousand and one hundred and twenty-five thousand, six thousand dollars;

In counties having between sixty-five thousand and eighty thousand inhabitants, four thousand five hundred dollars;

In counties having between forty-eight thousand and sixty-five thousand inhabitants, four thousand dollars;

In counties having between forty thousand and forty-eight thousand inhabitants, three thousand dollars;

In counties between thirty and forty thousand inhabitants, three thousand dollars;

In counties having less than thirty thousand inhabitants, two thousand eight hundred dollars; *provided*, Proviso. *however*, that nothing hereinabove contained shall be construed as affecting the salaries of such officers in counties bordering on the Atlantic ocean and having a population between eighty and one hundred thousand as fixed in any present or future law.

To be paid by the proper disbursing officer in equal Basis of payment. semimonthly payments. Such salaries shall be determined and paid upon a basis of population shown at the latest National census promulgated without regard to the date of election or appointment of such sheriffs, county clerks, registers of deeds and mortgages and surrogates; *provided*, that nothing contained in this act shall be Proviso. applied to effect a reduction in the salary of any sheriff, county clerk, register of deeds and mortgages and surrogates during the term of office to which he has been or may be elected or appointed immediately preceding the promulgation of said State or National census.

Said sheriffs, county clerks, registers of deeds and Deputies and assistants. mortgages and surrogates in any county in the State shall appoint and employ the necessary deputies, chief clerks and first assistant deputies, undersheriffs and all other employees for said offices respectively and such appointees shall receive compensation as follows:

Deputy surrogate, deputy registers of deeds and mort- Salaries of deputies. gages, deputy county clerks and undersheriffs in coun-

Salaries of assistants.	ties having a population between two hundred and ten thousand and five hundred thousand shall receive in lieu of all other compensation, annual salaries of four thousand dollars. Chief clerks or first assistant deputies in the offices of the surrogate, register of deeds and mortgages, county clerks and sheriffs in counties having a population between two hundred and ten thousand and five hundred thousand shall receive, in lieu of fees and all other compensation, the sum of three thousand dollars. In all other counties of the State the compensation of the deputy surrogate, deputy register of deeds and mortgages, deputy county clerk and undersheriff, as well as the compensation of the chief clerk and first assistant deputy in the office of the surrogate, register of deeds and mortgages, county clerk and sheriff, together with all other employees in such offices in all the counties of the State, shall receive such compensation as shall be recommended by the surrogate, register of deeds and mortgages, county clerk and sheriff, respectively, and approved by the board of chosen freeholders of their respective counties; <i>provided, however</i> , that the amount recommended, approved or paid for the deputies shall not be in excess of three-quarters of the salary and that of the chief clerks and first assistant deputies shall not be in excess of three-fifths of the salary of the official making such recommendation, nor shall such compensation be less than such officer received before the passage of this act. Such compensation as recommended and approved shall be paid semimonthly by the proper disbursing officer of the county on warrants approved by the sheriff, county clerk, register of deeds and mortgages and surrogates, respectively.
Determining salaries.	
Proviso.	
Approval and payments.	
Repealer.	<p>2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.</p> <p>3. This act shall take effect immediately.</p> <p>Approved March 29, 1926.</p>



## CHAPTER 245.

An Act to amend an act entitled "An act creating a Department of Municipal Accounts and the office of Commissioner of Municipal Accounts, and defining his duties and powers," approved March twenty-seventh, one thousand nine hundred and seventeen; approved April seventh, one thousand nine hundred and nineteen.

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

1. 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. There is hereby created and constituted a Department of Municipal Accounts, and the office of Commissioner of Municipal Accounts. Such commissioner shall be the chief officer of such department, and shall be appointed by the State Treasurer for a term of three years, at a salary of six thousand dollars per year, payable in semimonthly installments. The State Treasurer shall appoint a deputy to perform the duties of such commissioner during disability and to fill any vacancy caused by death, resignation or disqualification of such commissioner for the unexpired term of the original appointment. The Commissioner of Municipal Accounts shall direct the affairs of such department and enforce the laws of the State with reference thereto, and in connection with the financial affairs of the several municipalities, counties and school districts of the State. Such department shall have an office in the State House.

Commissioner  
of Municipal  
Accounts.  
Term and salary.

Deputy.

Duties.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 246.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

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

Spur as an  
additional  
highway.

1. The State Highway Commission shall as soon as practicable, and in accordance with the provisions of the act to which this is a supplement, lay out a route for the State Highway System as follows: From Route No. 8, of the State Highway System, as described and designated in the act to which this is a supplement, shall be extended by including therein a spur extending from Route No. 8, at Franklin Furnace, Sussex county, westward through Monroe, Lafayette and Branchville, stopping at the Delaware river bridge at Dingmans ferry on the New Jersey side of the Delaware river, and in Sussex county.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 247.

An Act to amend an act entitled "An act to provide means for protection against fires in the territory within any incorporated camp meeting association in this State," approved April twenty-ninth, one thousand nine hundred and five.

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

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

Section 3  
amended.

3. The legal voters of said district shall meet annually after the said first election on the third Saturday in February, at three o'clock in the afternoon, at the place designated annually by the fire commissioners of said district, and determine the amount of money to be raised for the ensuing year and to vote for the election of fire commissioners necessary to fill the term of any vacancies, or the election of the successor or successors of any expiring members whose term has expired at the time of such election.

Election of  
fire commis-  
sioners in  
camp meeting  
associations.

Approved March 29, 1926.

## CHAPTER 248.

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.

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

Section 1  
amended.

1. Section one of the 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, is hereby amended so that said section shall read as follows:

Dredging for  
clams or oys-  
ters.

Size of tooth  
bar.

Size of dredge.

1. It shall be unlawful to use any dredge for the purpose of catching or taking oysters or clams from any of the natural beds or grounds above the southwest line in Delaware bay or Delaware river, the tooth bar of which dredge measures more than fifty-four inches across from center of bolt hole to center of bolt hole where the frame thereof is fastened to the tooth bar, or any dredge which measures more than five feet two inches in width from the extreme outside to outside of frame, or any dredge which measures more than twenty-one inches from center of tooth bar to center of cross bar, or any dredge the bag of which contains more than seventeen rows of two-inch rings, or any dredge the rings of which are less than two inches in diameter, in-

side 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, and any person violating this section shall be guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 249.

An Act concerning motor vehicles bailed, rented or leased, without a driver, to be operated by the bailee or lessee, his agent or servant, for purposes other than the transportation of passengers for hire, and their operation upon public highways.

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

1. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their trustees or receivers appointed by any court whatsoever. Definition of "person;"

The word "highway" as used herein shall mean and include any street, avenue, park, parkway, road or other public place. Of "highway."

2. Every person, firm, association or corporation owning and engaged in the business of renting or leasing motor vehicles, without a driver, to be operated by the lessee or bailee, his agent or servant, for purposes other than the transportation of passengers for hire, shall file with the Commissioner of Motor Vehicles for each motor vehicle intended to be so rented or leased an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of five thousand dollars (\$5,000) Liability insurance policy filed. against loss from the liability imposed by law upon such motor vehicle owner for damages on account of bodily injury or death suffered by any person or persons as Amount.

Provisions of policy.	a result of an accident occurring by reason of the ownership, maintenance or use of such motor vehicle upon the public highways in this State; such insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of such motor vehicle or any fault in respect thereto and shall be for the benefit of any person suffering loss, damage or injury as aforesaid;
Power of attorney.	and a power of attorney shall be executed and delivered to the Commissioner of Motor Vehicles concurrently with the filing of a policy as hereinbefore referred to, wherein and whereby the said owner shall nominate, constitute and appoint the said commissioner his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy filed. If, at any time, in the judgment of said commissioner, such policy is not sufficient for any cause, said commissioner may require the owner of such motor vehicle to replace such policy with another approved by the commissioner within such period of time as shall be designated by the commissioner after written notice of such requirement served upon such owner.
Approved policy may be required.	3. Upon the acceptance of a policy and power of attorney, pursuant to section two of this act, said commissioner shall issue to the owner of such motor vehicle a certificate describing such vehicle and that the owner thereof has filed a policy and power of attorney as required by this act; which certificate shall be at all times carried in the vehicle. It shall be the duty of said commissioner to revoke such certificate at any time when there is not on file with said commissioner a valid policy, in full force and effect, and a power of attorney, as required to be filed by section two of this act, for any such vehicle. Upon notice of such revocation the owner of such vehicle shall surrender such certificate to said commissioner, or to any person designated by said commissioner to receive the same, and shall cease to operate or cause or permit to be operated such motor vehicle.
Certificate issued.	
Revocation.	
Surrender of certificate.	

4. Any insurance company, whose policy has been filed with the Commissioner of Motor Vehicles pursuant to this act, may file a notice in the office of the commissioner that upon the expiration of twenty days from such filing such policy will be canceled. The commissioner shall thereupon notify the owner of such motor vehicle of the filing of such notice, and unless such owner shall file a new policy as provided by section two of this act before such cancellation such owner shall cease to operate or cause or permit to be operated such motor vehicle.

Insurance company may file notice to cancel policy.

Unless new policy filed, owner not to operate.

5. Such owner, if a corporation organized under the laws of this State with a paid-up cash capital of not less than two hundred thousand dollars (\$200,000), may carry its own liability insurance, as required by the provisions of this act, provided it can reasonably satisfy the Commissioner of Banking and Insurance as to the permanence and financial standing of its business. Any owner desiring to be exempt from obtaining or filing such insurance policy or policies as required by this act, shall make application to the Commissioner of Banking and Insurance, showing its financial ability to pay such damages, whereupon the Commissioner of Banking and Insurance, if reasonably satisfied of the applicant's financial ability, shall by written order make such exemption and deliver a certified copy thereof to the Commissioner of Motor Vehicles, which certified copy of such exemption shall remain with the Commissioner of Motor Vehicles in lieu of such policy or policies of insurance so long as the paid-up cash capital of said corporation shall remain at not less than two hundred thousand dollars (\$200,000) and the order of the Commissioner of Banking and Insurance shall remain in force. The Commissioner of Motor Vehicles shall issue to such corporation, so exempted, a certificate showing such exemption in lieu of the certificate required to be issued by section three of this act. The Commissioner of Banking and Insurance may from time to time require further statements of the financial ability of such company; and if at any time, in the opinion of the Commissioner of Banking and Insurance, such company appears no longer able to pay damages, the commissioner shall revoke his order

Carrying own insurance.

Exemption by authority of Commissioner of Insurance.

Certified copy with Commissioner of Motor Vehicles.

Certificate of exemption.

Right to revoke exemption.

granting exemption and notify the Commissioner of Motor Vehicles of such revocation; whereupon the Commissioner of Motor Vehicles shall revoke the certificate showing exemption issued by such commissioner, and the said company shall immediately insure its liability as required by the provisions of this act.

Vehicle not  
for hire, or  
permit re-  
moved.

6. No lessee or bailee shall use or cause or permit to be used any such motor vehicle for the transportation of passengers for hire, nor remove or cause or permit to be removed from any such vehicle the certificate required to be carried therein.

Existing stat-  
utes in force.

7. Nothing herein contained shall exempt any person owning or operating any such motor vehicle from complying with existing statutes relating to the ownership, registration and operation of motor vehicles in this State.

Penalty for il-  
legal opera-  
tion.

8. Any person operating or causing or permitting the operation of any such motor vehicle wholly or partly along any public highway in this State, without complying with the provisions of this act, shall be deemed guilty of a misdemeanor and subject to the penalties therefor provided by law.

As to constitu-  
tionality of any  
section of act.

9. If 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, no other section or provision of this act shall be affected thereby.

Repealer.

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

Approved March 29, 1926.



## CHAPTER 250.

An Act to amend an act entitled "An act to amend an act entitled 'An act for the better protection of garage keepers and automobile repairmen,' approved April fourteen, one thousand nine hundred and fifteen," which amendment was 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*:

1. Section two of the act, as amended, be and the same is hereby amended to read as follows: Section 2  
amended.
2. Any person or corporation acquiring a lien under the provision of section one of this act shall not lose such lien by reason of allowing the motor vehicle, or part or parts of the motor vehicle, to be removed from the control of the person or corporation having such a lien, and in case a motor vehicle, or part or parts, are so removed the person or corporation having the said lien may, without further process of law, but after demand of payment of claim either personally or by registered mail if owner's address is known, seize the motor vehicle, or part or parts thereof, wherever the same is or are found within the State of New Jersey; *provided*, Seizure of car  
to enforce lien. *however*, that such seizure can be made without the use of force and in a peaceable manner. Proviso. The owner or the person entitled to the immediate possession of motor vehicle, or part or parts thereof, so detained as in this act provided, on learning that said motor vehicle or parts are being so detained may immediately demand from the garage owner or keeper, or the person in charge thereof, a statement showing the true amount claimed to be due for the storing, maintaining, keeping or repairing of such motor vehicle, or for furnishing gasoline, accessories or other supplies therefor, and if upon receiving such statement he considers amount thereof excessive he may offer what he considers to be reasonably due and demand possession of said motor Demand on  
garage keeper.  
  
Statement of  
amount  
claimed.

Regaining car by deposit.	vehicle or parts thereof so detained. Should possession of said vehicle or parts thereof be refused him he may obtain possession thereof by depositing the amount claimed by said statement with the clerk of any court of competent jurisdiction in the county where the motor vehicle or parts may be situated, together with the sum of ten dollars to cover the costs of court in actions commenced in District or small cause courts, and fifty dollars in all other courts. Whereupon, a writ of replevin shall immediately issue out of and under the seal of said court commanding the sheriff, or any constable or sergeant-at-arms, to take the possession of said motor vehicle or parts thereof and deliver the same, without delay, to the owner or his legal representative claiming the same. In lieu of depositing the amount claimed, in cash, a bond in double the amount claimed, and double the amount required to be deposited as costs as hereinbefore provided, with at least one sufficient surety, and approved in the manner similar bonds are now approved in the court from which the writ of replevin is to issue, may be filed with the clerk of said court. The garage owner or keeper shall, within thirty days after the issue of the writ of replevin as aforesaid, file his state of demand or complaint with the said clerk, showing the amount claimed by him.
Writ of replevin.	The court shall thereupon, at the request of either party, fix a date for the trial of said claim and give judgment according to the facts. The judgment, if any, is to be satisfied out of deposit made, or action may be brought on bond filed. If no action is brought by said garage owner or keeper within thirty days, as aforesaid, or judgment should go for the defendant, the court may order the return of the money or the discharge of the bond and may also fix and determine the amount of damages suffered by said owner of the said motor vehicle for the seizure and detention of said motor vehicle and render a judgment for such amount against the said garage owner or keeper. If a judgment is obtained and satisfied, the balance of the cash deposit, if any, shall be ordered returned to depositor.
Bond may be given.	The filing of bond or depositing of cash as aforesaid by the owner or his lawful representative shall be con-
Statement of demand.	
Trial.	
Judgment.	
Entry of appearance.	

sidered as the entry of a written appearance on his part in the action which the garage owner or keeper may bring within thirty days and not later, as aforesaid.

Approved March 29, 1926.

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## CHAPTER 251.

An Act for the preservation of crustaceans, commonly known as crabs.

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

1. It shall be unlawful for any person or persons to take from any of the tidal waters of this State, or to have in possession any female crustacean commonly known as crab, with eggs or spawn, attached thereto, under a penalty of twenty dollars for each crab taken or had in possession.

Crabs protected.

Penalty.

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

Enforcement of act.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 252.

An Act to amend an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water supply districts in the State of New Jersey, to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting, and expenditures of the moneys necessary therefor, approved the sixteenth day of March, one thousand nine hundred and sixteen."

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

Section 2  
amended.

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

Composition of  
commission.

2. Each of said commissions shall consist of four members, who shall be residents of the water supply district which they represent, and not more than two of said commissioners shall be of the same political party.

Terms.

The terms of said commissioners first appointed under this act shall be for one, two, three and four years respectively, and thereafter the term of each commissioner shall be four years and until his successor shall be appointed, except where such commissioner may be appointed to fill a vacancy, and in that event for the unexpired term.

Each of said commissioners shall receive a salary at the rate of fifteen hundred (1,500) dollars per annum from the time of appointment until the execution of a contract for a water supply with any municipality, which said salary shall be accumulative and payable upon the execution of any such contract, and thereafter each of said commissioners shall receive a salary at the rate of five thousand (5,000) dollars per annum payable monthly, except the chairman of said commission, chosen as hereinafter provided, who shall receive a salary at the rate of six thousand (6,000) dollars per annum. Said salaries shall be charged as an expense of the development and operation of any water supply or supplies contracted for hereunder.

2. This act shall take effect immediately.

Approved March 29, 1926.

#### CHAPTER 253.

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

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

1. In any county bordering on the Atlantic ocean of this State where the board of chosen freeholders in said county shall have provided court room facilities at a place or location in said county other than at the county seat in said county, the Supreme Court justice holding the circuit in said county may, in his discretion, by order direct that the Supreme and Circuit Court issues triable in said county may be tried at the place so provided by said board of chosen freeholders, other than at the county seat of said county.

Where court held in counties along ocean.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 254.

An Act to amend an act entitled "An act relating to, regulating and providing for the government of cities of the second class which now have or may hereafter have a population of less than twenty thousand," approved April twenty-third, one thousand nine hundred and seven.

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

Section 85  
amended.

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

Salary and  
term of re-  
corder.

85. Said recorder, when so created shall receive an annual salary to be fixed by the city council, and shall be appointed for the term of three years. The recorder must have been a resident of such city for at least three years. All fines imposed by him and all fees allowed by any statute of this State shall be deposited by him with the city treasurer and he shall make a monthly statement thereof to the city comptroller. In case of the absence, sickness or other temporary disability of the recorder the mayor of such city shall have power to designate a justice of the peace elected in such city to act in his place and stead until such disability is removed or a new recorder appointed.

Disposition of  
fines.

Acting re-  
corder.

Repealer.

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

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 255.

An Act relating to the compensation of members of boards of chosen freeholders in certain counties of this State.

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

1. Each of the members of every board of chosen freeholders in any county of this State, who is not compensated upon a per diem basis, or whose salary has not been fixed under the provisions of an act entitled "An act fixing the compensation of members of boards of chosen freeholders, directors of boards of chosen freeholders and county supervisors in certain counties of this State," approved March nineteenth, one thousand nine hundred and twenty, or the supplements thereto or amendments thereof, shall receive as a salary and compensation for his services the sum of seven hundred and fifty dollars per annum and the director of said board shall receive the sum of one thousand dollars per annum, to be paid out of the county treasury by the county treasurer in equal quarterly payments and that no other compensation shall be allowed, given or paid to any of said members for any services as such member.

Salaries of  
freeholders in  
certain coun-  
ties.

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

Repealer.

Approved March 29, 1926.

## CHAPTER 256.

An Act to amend an act entitled "An act to fix the compensation of boards of chosen freeholders except where the members are now paid an annual salary," approved March twenty-sixth, one thousand nine hundred and nineteen.

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

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:

Salaries and  
mileage of  
freeholders in  
certain coun-  
ties.

1. Each of the members of the respective boards of chosen freeholders shall have and receive out of the moneys raised by such boards seven dollars, and the director of each of said boards the total sum of ten dollars for each day he shall be actually and necessarily employed in discharging the duties enjoined on him as such, and the further sum of not exceeding ten cents per mile for each and every mile he shall necessarily travel in going to and returning from, by the nearest route, the sessions of the board upon his filing with the county treasurer an itemized bill of such service, verified by affidavit, and the same being ordered paid by the board of chosen freeholders according to law; and no other allowance or emolument, directly or indirectly, shall be received by such officer; *provided, however*, that this act shall not apply to any county in this State where the members of board of freeholders are now paid an annual salary.

Proviso.

Repealer.

2. This act shall take effect immediately and all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Approved March 29, 1926.



## CHAPTER 257.

A Supplement to an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

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

1. The word owner as used in the act to which this act is a supplement shall also be taken to mean and include a person acquiring possession of a motor vehicle under and by virtue of a conditional sale contract, lease, bailment, agreement, chattel mortgage, or other security agreement; *provided*, that no license shall be issued by the Department of Motor Vehicles to such person unless the legal owner of the motor vehicle to be licensed hereunder shall satisfy the Commissioner of Motor Vehicles that he has in his possession the manufacturer's bill of sale referred to in section four of chapter 168, P. L. 1919; *and provided, further*, that such original manufacturer's bill of sale shall evidence all assignments of ownership from time to time duly acknowledged in accordance with the provisions of the act to which this act is a supplement.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 258.

An Act to amend an act entitled "An act to encourage the propagation of certain kinds of game within the State of New Jersey and providing a license therefor," approved March twenty-seventh, one thousand nine hundred and thirteen.

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

Section 1  
amended.

License to  
raise game.

Fee.

Game pre-  
serve.

Disposing of  
game.

Proviso.

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

1. Any person desiring to engage in the business of raising and selling domesticated English ring-necked, Mongolian pheasants, mallard, black and wood ducks, Canada geese, ruffed grouse, rabbits, squirrels, quail, raccoon and deer, or any of them, in a wholly enclosed preserve of which he is the owner or lessee, may make application in writing to the Board of Fish and Game Commissioners for a license so to do. The Board of Fish and Game Commissioners, when it shall appear that such application is made in good faith, shall, upon the payment of a fee of five dollars, issue to such applicant a breeder's license permitting such applicant to breed and raise domesticated English ring-necked, Mongolian pheasants, mallard, black and wood ducks, Canada geese, ruffed grouse, rabbits, squirrels, quail, raccoon and deer, or any of them, in confinement in such wholly enclosed preserve, the location of which shall be stated in such license, and to sell the same and ship from the State alive at any time for breeding or stocking purposes, and to kill the same and sell the carcasses for food as hereinafter prescribed, and said license shall expire December thirty-first of each year; *provided, however,* that no licensee shall ship any of the birds, rabbits, squirrels, raccoon or deer from this State alive until after he or she has first offered said birds, rabbits, squirrels, raccoon or deer to the Board of Fish and Game Commissioners of this State at a reasonable price, which price

shall not exceed the price at which such licensee shall offer for sale such birds, rabbits, squirrels, raccoon or deer in any place outside the State. No deer shall be shipped alive out of this State before such licensee shall have paid to said board an additional fee of five dollars for each deer shipped alive out of this State. Any person to whom such a license shall have been issued as aforesaid, may kill by shooting or in any other manner any such birds, rabbits, squirrels, raccoon or deer bred or raised in such preserve at any time and sell the same for food; but no person shall hunt with a gun or firearm on Sunday, or hunt for deer with a dog or dogs in any game preserve or enclosure licensed under the provisions of this act; *provided*, that such birds, rabbits, squirrels, raccoon or deer have not been previously released from confinement in such preserve; but no such birds, rabbits, squirrels, raccoon or deer shall be sold for food unless each bird, rabbit, squirrel, raccoon or deer shall have been tagged with a suitable tag or seal, which shall be supplied by the Board of Fish and Game Commissioners. Pheasants, mallard, black and wood ducks, Canada geese, ruffed grouse, rabbits, squirrels, quail, raccoon and deer so killed and tagged may be possessed, sold or offered for sale at any time. Common carriers shall receive and transport pheasants, mallard, black and wood ducks, Canada geese, ruffed grouse, rabbits, squirrels, quail, raccoon and deer tagged as aforesaid; but to every package containing such birds, rabbits, squirrels, raccoon or deer shall be affixed a tag or label upon which shall be plainly printed or written the name of the person to whom such license was issued, and by whom such birds, rabbits, squirrels, raccoon or deer were killed, the name or names of the person or persons to whom such birds, rabbits, squirrels, raccoon or deer are to be transported, the number of each kind contained therein, and that the same were killed and tagged in accordance with the provisions of this section.

2. This act shall take effect immediately.

Approved March 29, 1926.

Shipping live deer.

Selling game as food.

No hunting on Sunday or with dog.

Proviso.

Game sold to be tagged.

Conditions observed in transportation.

## CHAPTER 259.

A Supplement to an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, nineteen hundred and seventeen.

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

Branch route.

The State Highway Commission shall, as soon as practicable, lay out as part of the State Highway System, commencing in the borough of West Long Branch beginning with route number four and thence continuing easterly through borough of West Long Branch, taking over the route known as Wall street and ending at Norwood avenue in the city of Long Branch.

Approved March 29, 1926.

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CHAPTER 260.

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."

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

Arrest of escaped inmates.

1. The medical superintendent or chief executive officer of any county institution for the care and treatment of the insane in this State shall have power to arrest, without warrant, any inmate committed thereto by order

of any court of competent jurisdiction, who shall leave such institution without first obtaining a parole or discharge therefrom, and shall have power to return such inmate to said institution. For the purpose of retaking, said superintendent or chief executive officer may go to any place within this State where such escaped inmate may be.

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

Approved March 29, 1926.

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## CHAPTER 261.

An Act fixing the compensation of the members of the county boards of taxation in counties of this State bordering on the Atlantic ocean, and having a population of not less than fifty nor more than one hundred thousand.

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

1. Whenever the population of any county in this State bordering on the Atlantic ocean, as ascertained by any State or Federal census, is not less than fifty nor more than one hundred thousand the members of the county boards of taxation shall each receive an annual salary of three thousand dollars (\$3,000). Salary of tax boards bordering on ocean.

2. The salaries of the members of the said board shall be paid by the State of New Jersey, upon warrants drawn by the Comptroller and shall be paid in equal monthly installments. Payments.

3. 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 29, 1926.

## CHAPTER 262.

An Act regulating the catching and taking of edible crabs from the waters of Delaware bay and its tributaries in this State.

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

Method for  
taking crabs.

1. It shall be unlawful for any nonresident of the State of New Jersey, or any alien, at any time, to take or attempt to take edible crabs by means of a dredge, scrape or trawl line, or any device or contrivance whatsoever, except with rod, hand-line or scoop-net operated by hand, in the waters of the Delaware bay or any of its tributaries within the jurisdiction of the State of New Jersey.

License to  
crab.

2. It shall be unlawful for any person to take, or attempt to take, edible crabs from any of the waters aforesaid in any manner whatsoever, except by rod, handline, or scoop-net operated by hand, without first obtaining a license so to do from the Board of Shell Fisheries of the State of New Jersey.

Control of  
crabbing in  
Delaware bay.

3. Power and authority is hereby conferred upon the Board of Shell Fisheries of the State of New Jersey to establish and enforce rules and regulations for the propagation and protection of edible crabs in the waters aforesaid and to grant licenses to catch and take edible crabs from the waters of the Delaware bay and its tributaries in the State of New Jersey, by means of lay-out lines or trawl lines, but such license shall be granted only to persons who are citizens and actual residents of the State of New Jersey, and who have been such citizens and actual residents for at least one year prior to the granting of such license.

License fees.

4. Such licenses shall be granted under the rules and regulations which may be established by said Board of Shell Fisheries, under the authority of this act, and the license fee therefor shall be five dollars annually for each man engaged in the business, and five dollars

for each person employed on any boat used in the business, which fees shall be for the use of the State.

5. Any person violating any of the provisions of this act shall be guilty of a misdemeanor. Penalty.

6. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 263.

An Act to amend the title and body of an act entitled  
 "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.

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

1. The title of an act entitled "An act authorizing 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, be and the same is hereby amended to read as follows: Title amended.

"An act authorizing the cities of this State to appropriate moneys for the celebration of the Fourth of July, Washington's birthday, Decoration Day and Armistice Day." New title.

2. Section one of said act be and the same is hereby amended to read as follows: Section 1 amended.

It shall be lawful for the common council, board of aldermen, boards of finance or other governing bodies of any city in this State, in addition to the powers conferred upon them by their respective charters, to appropriate such sums of money as they may deem Appropriation for civic observance of certain holidays.

expedient for the celebration of Fourth of July, Washington's birthday, Decoration Day and Armistice Day in each year.

3. This act shall take effect immediately.

Approved March 29, 1926.

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## CHAPTER 264.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight,' which amendment was approved 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 6  
amended.

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

Salaries of  
judges of Dis-  
trict Courts  
based on popu-  
lation.

6. The salaries of the judges of said court shall be fixed as follows: In cities having two hundred thousand inhabitants, or over, an annual salary of six thousand dollars; in cities having between one hundred thousand and one hundred and twenty-five thousand inhabitants, an annual salary of four thousand dollars; in cities having between one hundred and twenty-five thousand and two hundred thousand inhabitants, an annual salary of fifty-five hundred dollars; in cities located in counties of the first class having between sixty thousand and one hundred thousand inhabitants, an annual salary of four thousand dollars; in cities having between twenty-five thousand and sixty thousand inhabitants, an annual salary of thirty-five hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of twenty-five hundred dol-



lars; and in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of two thousand dollars; and in judicial districts the population of which as ascertained by any State or Federal census, is more than forty thousand, an annual salary of two thousand dollars; in judicial districts, the population of which, as ascertained by any State or Federal census is less than forty thousand, an annual salary of two thousand dollars; and in judicial districts bordering on the Atlantic ocean the population of which, as ascertained by any State or Federal census, is less than thirty thousand and more than seventeen thousand, an annual salary of twenty-eight hundred dollars; *provided*, that where courts shall be held at more than one place in a judicial district at stated periods the population of which, as ascertained by any State or Federal census is more than forty thousand, an annual salary of three thousand dollars; *provided*, that in counties having a population of more than two hundred thousand, as ascertained by any State or Federal census, the salaries of the judges of said court shall be fixed as follows:

In judicial districts the population of which, as ascertained by any State or Federal census, is more than forty thousand, an annual salary of thirty-five hundred dollars; in judicial districts the population of which, as ascertained by any State or Federal census, is less than forty thousand, an annual salary of twenty-five hundred dollars.

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

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 265.

An Act to amend an act entitled "An act relating to county detectives in counties of the first class," approved April twenty-seventh, nineteen hundred and five.

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

Section 1  
amended.

County detec-  
tives appointed  
by prosecutors.

Section 3  
amended.

Rank and sal-  
ary.

Payment.

Approval by  
freeholders.

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

1. The prosecutor of the pleas in any county of the first class may appoint such number as shall be approved of by the board of chosen freeholders of such county, not exceeding eighteen, of suitable persons, to act as special officers for the detection, apprehension, arrest and conviction of offenders against the law; the persons so appointed shall be designated as county detectives.

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

3. The prosecutor may designate one of the persons so appointed as chief of county detectives, and one of the persons so appointed as captain of county detectives, and four of such persons as lieutenants; the persons designated as chief and captain respectively, and the persons designated as lieutenants shall receive such annual salary, not less than fifteen hundred dollars, as the prosecutor shall fix; and all other persons so appointed shall receive such annual salary, not less than one thousand dollars, as the prosecutor shall fix; said salary shall be paid semimonthly by the county treasurer, but the amount thereof, if more than the minimum herein prescribed, shall be subject to approval of the board of chosen freeholders of counties of the first class.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 266.

An Act to amend an act entitled "A further supplement to an act entitled 'A supplement to an act entitled "An act for regulating public shows," approved March twenty-ninth, one thousand eight hundred and seventy-four,' approved March twenty-seventh, one thousand nine hundred and twelve," approved March eleventh, one thousand nine hundred and twenty-two.

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

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

Section 1  
amended.

1. The act to which this act is a supplement shall not apply to the use in a class room or auditorium of a public school building for instructional purposes of standard portable or semiportable moving picture machines called "projectors" if the projector case is of fire-proof construction and a Madza lamp is used for light and the machine is equipped with an automatic fire shutter that cuts off the heat from the film when the machine is not in motion, and is further equipped with a fan and vent over lamp for cooling purposes; *provided*, such machine is operated by a school teacher or other person over eighteen years of age in the employ of the board of education of the school district in which said school is situated, who has been competently trained to operate said machine, and the type of machine has been approved by the board of education of said district; *provided, further*, that during the time the machine is being used when pupils are in the room a fireproof container shall be used to house the films before and after their use.

Use of projectors in school building.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 267.

An Act to further 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 service thereof, and proceedings for the violation of the provisions of the act and penalties for such 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 authorities to enforce its provisions, and defining their powers and authority," approved April sixth, one thousand nine hundred and fifteen, as amended 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 4  
amended.

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

Rules as to  
movement of  
vehicles.

4. Right of Way. On all public roads, streets, highways or turnpikes, the following rules and regulations shall be in force:

Right of way.

(1) Every driver of a vehicle approaching the intersection of a street or public road shall grant the right of way at such intersection, to any vehicle approaching from his right; *provided*, that whenever any municipality has designated, or shall designate, by ordinance any streets or parts of streets as "through streets," vehicles on such "through streets," so designated, shall have the right of way over those entering or crossing on intersecting streets, and it shall be unlawful for the driver of any vehicle to enter or cross any "through streets," so designated, unless he first brings his vehicle to a complete stop at a point not less than ten feet from the curb line of the intersecting street, and as near to the

Proviso.

right-hand curb as possible; *provided, further*, that due notice be given to the public by placing a sign at the places where such ordinance is effected and by briefing its provisions on sufficiently large signs to be easily read by pedestrians or operators of vehicles; *and provided, further*, that whenever traffic officers are stationed that they shall have full power to regulate traffic; *and provided, further*, that upon any street or street intersection where the traffic is controlled by signal lights, such signal lights shall regulate the traffic.

Proviso.

Proviso.

Proviso.

(2) Subject to subsection one of this part, street cars shall have the right of way between crossroads or cross streets over all other vehicles, and the driver or person in control of any vehicle proceeding upon the track in front of the car shall immediately turn out on signal from the motorman or person in control of the street car.

Street cars.

(3) Any driver of any vehicle on the street car tracks following the street car shall keep at least ten feet from said car, when following the street car shall turn off the track when the car stops and proceed as provided in section two, subsections ten and eleven of this act.

Following and passing street car.

(4) Slow-moving and heavily-laden vehicles shall keep as near to the right-hand boundary of the road or the right-hand curb, as the case may be, as possible so as to allow free passage for faster-moving vehicles.

Slow-moving vehicles.

(5) The engines and other vehicles of any fire department of any municipality of this State, or of any volunteer fire company, shall have the exclusive right of way as against any and all vehicles or pedestrians and upon any and all of the streets or public highways of this State, while such engines or other fire department or company vehicles are engaged in answering an alarm of fire. It shall be the duty of all persons engaged in driving any motor or other vehicle, other than said engines and fire department and company vehicles, to propel the same, and the duty of all pedestrians to remove themselves from the path of said engine or other fire department or company vehicles upon the first knowledge of warning of the approach thereof.

Rights of fire department.

Clear passage.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 268.

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

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

Section 1, Article XXII, amended.

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

Ordinances relating to:

1. The governing body of every municipality shall have power to make, publish, enforce, amend or repeal ordinances:

Street lines and obstructions;

(a) To ascertain and establish the boundaries of all streets, avenues, highways, lanes and alleys and public places in said municipality, and to prevent and remove all encroachments, obstructions and encumbrances in, over or upon any such street, avenue, highway, lane, alley and public place.

Grades;

(b) To establish or change the grade of, or to vacate any public street, avenue, highway, lane or alley, or any portion thereof; or to vacate any dedicated but unaccepted street, avenue, highway, lane or alley or any portion thereof; or to vacate any square, place or park, or any portion thereof; or to vacate any square, place or park, or any portion thereof dedicated to public use but which has not been accepted by the municipality; and without regard to whether or not any such street, avenue, highway, lane, alley, square, place or park has been actually opened or improved by the municipality; and the word "vacate" shall be construed, for all the purposes of the act, to which this is an amendment, to include the release of public rights resulting from any dedication of lands not accepted by a municipality.

Vacations;

Use of streets:

(c) To prescribe the time and the manner in which and the terms upon which corporations or persons shall exercise any privilege granted to them in the use of any avenue, street, highway, alley or public place, or in

digging up the same for laying down rails, pipes, conduits or any other purpose whatever.

(d) To prevent or regulate the erection or construction of any stoop, step, platform, window, cellar door, area, descent into a cellar or basement, bridge, sign, or any post or erection or any projection or otherwise, in, over or upon any street or avenue, and for the removal of the same, at the expense of the owner or occupant of the premises, where already erected.

Stoops, windows, basements, etc., projecting;

(e) To cause the owners of property abutting on any street or highway to erect or construct fences, walls or other safeguards for the protection of persons from injury from unsafe places on said property adjacent to or near such street or highway; and for the erection or construction of the same by the municipality, at the expense of the owner or owners of such property.

Guarding unsafe places;

(f) To prevent persons from depositing, throwing, spilling or dumping dirt, ashes or other material upon any street or highway or portion thereof, or causing, allowing or permitting the same to be done.

Throwing ashes upon street;

(g) To regulate or prohibit the placing of banners, flags, projection or otherwise, in, over or upon any street or avenue.

Display of flags, etc.;

(h) To cause the territory within the municipality to be accurately surveyed and a map prepared, showing the location and width of each street, avenue, highway, lane, alley and public place, and a plan prepared for the systematic opening of roads and streets in the future; such map may be amended and changed from time to time.

City map;

(i) To provide for the adoption and changing of a system of numbering all buildings and lots of lands in such municipality, and for the display upon each building of the number assigned to it, either at the expense of the owner thereof or of the municipality.

House numbering;

(j) To provide for the naming and changing the names of streets and highways, and for the erection thereon of signs, showing the names thereof, and guideposts for travelers.

Names of streets;

(k) To regulate processions and parades through the streets and highways of the municipality.

Parades;

(l) To regulate or prohibit the erection and maintenance of fences, or any other form of enclosures front-

Fences.

ing along the line of any city street, avenue, highway, lane, alley or public place.

Repealer.

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

Approved March 29, 1926.

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#### CHAPTER 269.

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

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

Section 182  
amended.

1. Amend section one hundred and eighty-two of the act referred to in the title of this act so as to read as follows:

Report of district school board to county superintendent.

182. The board of education of each school district shall, on or before the fifteenth day of March in each year, certify to the county superintendent of schools, for the county in which such school district shall be situate, and on the blanks furnished for that purpose by the Commissioner of Education, the number of teachers, who shall have been employed in the schools of such district for the full time the schools therein shall have been kept open during the then current school year, and the number of teachers who shall have been employed in said schools for a portion of said year, but for a period of not less than four months, specifying the



grade in which each of such teachers shall have been employed. There shall also be certified as aforesaid the number of pupils who shall have attended a public school in a district other than that in which they reside, and for whom tuition fees shall have been paid by the board of education, specifying the grade in which each of said pupils shall have been enrolled during said year, and also the number of such pupils for whom transportation has been provided, and the cost thereof.

Pupils outside district.

The said county superintendent of schools shall, on or before the first day of April in each year, apportion to the several school districts of said county the State school moneys, and the interest of the surplus revenue in the following manner:

Apportionment of school moneys:

I. (a) The sum of six hundred dollars to each district in which there shall have been employed a supervising principal or city superintendent of schools, who shall have devoted his entire time to the supervision of the schools in such district, but if two or more districts shall have united in employing a supervising principal as aforesaid, the six hundred dollars apportioned for such principal shall be apportioned among said district in the proportion that the number of teachers employed in each of said districts shall bear to the total number of teachers employed in all of the districts uniting in employing said supervising principal.

Supervising principal or city superintendent;

(b) The sum of five hundred dollars for each teacher employed in a special class for the instruction of blind or deaf children or for children who are three years or more below the normal.

Special teachers;

(c) The sum of four hundred dollars for each assistant superintendent and supervisor, other than the supervising principal, employed in the district, and each permanent teacher employed in a high school or high school department having a full four years' course of study, following a full eight years' primary and grammar school course, which high school course shall have been approved by the State Board of Education.

Assistant superintendent, etc.;

(d) The sum of three hundred dollars for each permanent teacher employed in a high school or high school department having a full three years' course of study following a full eight years' primary and grammar

High school teachers;

school course, which high school course shall have been approved by the State Board of Education.

Ungraded primary, etc., teachers;

(e) The sum of two hundred dollars for each permanent teacher employed in an ungraded school, or in a kindergarten, primary, or grammar department or in a high school department having a course of study of less than three full years, which course of study shall have been approved by the State Board of Education.

Temporary teachers;

(f) The sum of eighty dollars for each temporary teacher who shall have been employed for a period of not less than four months.

Evening school teachers;

(g) The sum of eighty dollars for each teacher employed in an evening school for the full time such school shall have been maintained; *provided*, the board of education shall certify that said evening school has been maintained for not less than sixty-four evening sessions of at least two hours each in each year, and unless there shall be maintained at least three evening sessions each week during the school year preceding that for which the apportionment shall be made; *provided, further*, if any such teacher shall have been also employed in the day schools of the same district, the apportionment aforesaid shall be made for such teacher in addition to any amount apportioned for him as teacher in such day schools.

Proviso.

Proviso.

High school pupils;

(h) The sum of forty dollars for each pupil who shall have attended a high school or high school department in a district other than that in which he resides, and for whom a tuition fee shall be paid by the board of education.

Pupils of ungraded primary, etc.;

(i) The sum of ten dollars for each pupil who shall have attended an ungraded school or a kindergarten, primary or grammar school department, in a district other than that in which he resides, and for whom a tuition fee shall have been paid by the board of education.

Transportation;  
Proviso.

(k) Seventy-five per centum of the cost of transportation of pupils to a public school or schools; *provided*, that subject to appeal as provided in section ten of the act to which this act is an amendment, the necessity for transportation and the cost and method thereof shall

have been approved by the county superintendent of schools of the county in which the district paying the cost of such transportation is situate.

(m) The sum of three hundred fifteen dollars for each permanent teacher employed in a high school or high school department or in an intermediate school associated therewith; *provided*, that such schools shall together have a full six years' course following a full six years' primary and grammar school course, and that such high school and intermediate school shall have been approved by the State Board of Education; *and provided, further*, that if in any district in addition to a high school and intermediate school as described in this paragraph there shall be another high school or schools, or high school department or departments having a full four years' course of study following a full eight years' primary and grammar school course, the apportionment for such schools shall be in accordance with subdivision (c) of this section.

Permanent teachers of high schools;

Proviso.

Proviso.

(n) The sum of two hundred and fifty dollars for each permanent teacher employed in an intermediate school approved by the State Board of Education in districts not maintaining senior high schools.

Permanent intermediate teachers;

In making such apportionment teachers employed in a manual training course in a district receiving an appropriation from the State for such manual training course, and who shall have devoted at least one-half of the time the schools in said district shall have been kept open to school work other than manual training, shall be regarded as temporary teachers only; but no apportionment shall be made for teachers who shall have devoted their entire time to teaching in such manual training course, unless the salaries of such teachers are paid out of that portion of moneys raised locally by such district for manual training in excess of the amount which, together with an equal amount of manual training appropriation received from the State, has already been expended for the salaries of manual training teachers. For those manual training teachers whose salaries are paid from the source above provided for, apportionment shall be made in the same manner as heretofore provided in the several subdivisions of this

Manual training teachers.

section, and the amount of such apportionment in the case of such manual training teachers shall be governed by the department in which such manual training teachers shall be employed, as heretofore provided.

Apportionment  
on basis of  
days' attend-  
ance.

II. He shall apportion to the several school districts of the county the remainder of said moneys on the basis of the total days' attendance of all pupils enrolled in the public schools thereof as ascertained from the last published report of the Commissioner of Education. For the purpose of such apportionment an attendance upon an evening school shall be counted as one-half day's attendance. If a school in any district shall, on account of contagious disease, destruction of the schoolhouse by fire or otherwise, or for other good reason, be closed for the purpose of this apportionment, such school shall be deemed to have been in session, and the total days' attendance upon such school for the time it shall have been closed as aforesaid shall be determined by dividing the actual total days' attendance of the pupils enrolled in such school by the number of days such school shall have been actually in session, and multiplying the quotient thus obtained by the number of school days such school shall have been closed.

Evening  
school.

In case of  
closed school.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 270.

An Act to amend an act entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act for the punishment of crimes" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight,' which said supplement was approved March eleventh, one thousand nine hundred and twenty-four," which amendment was approved March nineteenth, 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. Any person who shall carry any revolver, pistol or other firearm, or other instrument of the kinds known as a blackjack, slungshot, billy, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, stiletto, bomb, or other high explosive, other than fixed ammunition, concealed in or about his clothes or person, or in any automobile, carriage, motor cycle, or other vehicle, shall be guilty of a misdemeanor; *provided, however,* that nothing in this act contained shall be construed in any way to apply to the sheriff or the undersheriffs of any county, nor to the regularly employed members of any police department including detectives of such department in any municipality of this State, nor to any prosecutor or assistant prosecutor of any county, nor to any jailer, regular fish and game warden, constable, railway police, canal police, steamboat police and prosecutor's detectives, nor to any member of the State police, nor to any motor vehicle inspector; nor to any officer of the Society for the Prevention of Cruelty to Animals; nor to duly authorized military organizations when under orders, nor to members thereof when going

Carrying concealed weapons on person or in vehicle.

Proviso; exceptions to act.

to or from the place of meeting of their respective organizations, carrying the weapons prescribed for such drill, exercise or parade; nor to persons having a hunter's license in going to and from places of hunting; nor to members of government civilian rifle clubs duly organized in accordance with the rules prescribed by the National Board for the promotion of Rifle Practice, in going to and from their several places for target practice; *and provided, further*, that nothing in this act contained shall be construed to apply to any person having a written permit to carry any revolver, pistol or other firearm, when such permit has been obtained pursuant to the provisions of this act; nor to public utility corporations in the transportation of explosives; *provided, however*, that nothing herein contained shall prevent any person from keeping or carrying about his or her place of business, dwelling, house or premises any such revolver, pistol, firearm or other weapon, or from carrying the same from any place of purchase to his or her dwelling, house or place of business, or from his or her dwelling, house or place of business, to any place where repairing is done, to have the same repaired and returned, or from carrying a gun, rifle or knife in the woods or fields or upon the waters of the State for the purpose of hunting or target practice.

Proviso.

Proviso.

As to hunting.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 271.

An Act for the relief of Rose Harrison.

WHEREAS, George Harrison, a resident of the city of Paterson, State of New Jersey, while a deputy keeper at the New Jersey State Prison, died as a result of an accident occurring on December sixth, one thousand nine hundred and twenty, in which said George Harrison fell against a bed at the convicts' camp located at West Portal, New Jersey, sustaining a compound fracture of the arm, the result of which accident kept him from attending to his duties at the State Prison for a considerable period, and crippling him to such an extent that he later died from said injuries, and the said decedent left him surviving a widow. Preamble.

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

1. There shall be paid to the said Rose Harrison for her support and maintenance, from the treasury of this State, the sum of sixty-five dollars per month, in semi-monthly installments. Such pension shall commence from the date of the passage of this act, and shall continue as long as she shall remain a widow. Amount of pension.

2. This act shall take effect immediately. Duration.

Approved March 29, 1926.

## CHAPTER 272.

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

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

Section 11  
amended.

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

Bringing game  
into State.

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

Proviso.

Proviso.

Penalty.

Approved March 29, 1926.



## CHAPTER 273.

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.

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

1. In any prosecution instituted under the act to which this act is a supplement the complaint filed therein, if made by a constable, police officer, director of shell fisheries, member of the Board of Shell Fisheries, captain of the guard boat, guard, or their assistants, will be considered duly verified, if made under oath or affirmation of any such official, which oath or affirmation may be made by any such official upon information or belief. Instituting prosecution.
  2. This act shall take effect immediately. Verification of complaint.
- Approved March 29, 1926.

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CHAPTER 274.

An Act to enable constables in counties of the second class to receive the same rights and privileges as those now granted to sergeant-at-arms; *provided*, said constables are connected with District Courts.

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

1. In all District Courts in counties other than counties of the first class, having a constable, said constable Rights of constables.

Proviso.

shall be entitled to all the rights and privileges of those of sergeant-at-arms of said courts; *provided*, they have within the past four years performed the duties as are now required of a sergeant-at-arms, and shall be entitled to receive the same compensation as is now provided for sergeant-at-arms.

Approved March 29, 1926.

## CHAPTER 275.

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:

Section 16  
amended.

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

Rates of  
speed.

16. The following rates of speed may be maintained, but shall not be exceeded, upon any public street, public road or turnpike, public park or parkway, public driveway or public highway in this State by any one driving a motor vehicle; *provided, however*, that reckless driving is hereby prohibited, and for the purposes of this act and the act to which this act is an amendment, reckless driving is hereby defined to be: the driving of a motor vehicle or motor cycle in any manner which unnecessarily interferes with the free and proper use of any highway, street, road, turnpike, park or parkway,

Proviso.

Defining reck-  
less driving.

or driveway, or in any manner which endangers the life or limb or the property of any person.

(1) A speed of one mile in seven minutes upon the sharp curves of a street or highway or when turning a corner, and a speed of one mile in four minutes at the junction or intersection of a prominent crossroad where such a street, road or highway passes through the open country; the term "open country" meaning where houses are an average of more than one hundred feet apart.

On curves and corners.

Open country.

A speed of one mile in five minutes where such street or highway passes through the built-up portion of a city, town, township, borough or village where the houses are an average less than one hundred feet apart.

In built-up sections.

A speed of one mile in four minutes within two hundred feet of any horse or any beast of draught or burden upon the same street, highway; *provided, however*, that such speed does not exceed thirty miles per hour, shall be lawful in the open country as may be necessary in order to pass a vehicle traveling in the same direction, but the speed shall be diminished forthwith, if necessary, to comply with the provisions of this act.

Near horses.

Proviso.

Elsewhere, and except as otherwise provided in subdivisions one, two and three, of this section, a speed of thirty miles per hour; *and it is further provided*, that nothing in this section contained shall affect the right of any person injured either in his person or property, by the negligent operation of a motor vehicle, to sue and recover damages as heretofore; *and provided, further*, that the foregoing provisions concerning the speed of motor vehicles shall not apply to any speedway built or intended for the exclusive use of motor vehicles if the said speedway at no point crosses any public street, avenue, road, turnpike, driveway or other public thoroughfare, or any railroad or railway at grade, the said speedway having been constructed with the permission of the commissioners of the board of freeholders, as the case may be, of the county or counties in which said speedway shall be located; *and provided, further*, that every person driving a motor vehicle, shall, at the request of or upon signal by putting up the hand, or otherwise, from the person riding or driving a horse

Maximum speed.

Proviso.

Proviso.

As to speedways.

Proviso.

or horses in the opposite direction, cause the motor vehicle to stop and remain stationary so long as may be necessary to allow said horse or horses to pass.

Speeding by  
physicians.

(2) If a physician shall have his motor vehicle stopped for exceeding the speed limit while he is in the act of responding to an emergency call, the registration number of the vehicle and the driver's license number may be inspected and noted, and the physician shall then be allowed to proceed in the vehicle to his destination, and subsequently such proceedings may be taken as would have been proper had the person violating the provisions as to speed not been a physician.

Certain exemp-  
tions.

(3) Motor vehicles belonging to the military establishment, while in use for official purposes, in time of riot, insurrection or invasion, motor vehicle inspectors appointed under this act, and all police officers are exempt from the provisions of this act pertaining to speed while said inspectors and police officers are engaged in the apprehension of violators of the provisions of this act.

2. This act shall take effect immediately.

Approved March 29, 1926.

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## CHAPTER 276.

An Act to amend an act entitled "A supplement to an act entitled 'An act for the assessment and collection of taxes,' " approved April eighth, one thousand nine hundred and three, which said supplement was approved April fourteenth, one thousand nine hundred and six, 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 is amendatory be and the same is hereby amended so that the same shall read as follows:

1. There shall be established in each county of this State a board for the equalization, revision, review and enforcement of taxes, to be called the.....  
 (naming county) county board of taxation, composed of three members, to be appointed by the Governor, by and with the advice and consent of the Senate. They shall each be residents and citizens of the county in and for which they are appointed, and at no time shall more than two of the members of said board be members of the same political party.

County board  
of taxation.

Membership.

The first appointments under this act, if made when the Senate is not in session, shall be valid until the first day of May, nineteen hundred and seven, and the appointments of successors shall be made as provided in this act, their terms to commence on the first day of May, nineteen hundred and seven.

Term begins  
May first.

The term of office of the members first appointed shall commence on the first day of May, nineteen hundred and six, and the members so appointed by the Governor shall be appointed for the terms of one, two and three years, respectively; and thereafter, as the terms of the said members expire, appointments shall be made for a term of three years. In case a vacancy shall occur in said office, by reason of death, resignation or otherwise, the Governor shall appoint for the unexpired term only. Before entering upon the discharge of their duties, each member shall take and subscribe an oath to faithfully perform the duties of his office, which oath shall be filed in the office of the Secretary of State.

Terms of  
members.

Vacancies.

Oath.

The salaries of the members of said board shall be paid by the Treasurer of the State of New Jersey, upon warrants drawn by the Comptroller, and shall be paid in equal monthly installments and shall be fixed at the following sums, to wit: In counties having, according to the next preceding State or national census, more than two hundred and seventy-five thousand inhabitants, an annual salary of thirty-five hundred dollars; *provided, however*, that this provision shall not apply to counties of the first class of this State; in counties between two hundred thousand and two hundred and seventy-five thousand inhabitants, an annual salary of

Salaries.

According to  
population.

Proviso.

twenty-six hundred dollars; in counties having between one hundred and fifty thousand and two hundred thousand inhabitants, an annual salary of two thousand four hundred dollars; in counties having between one hundred and twenty-five thousand and one hundred and fifty thousand inhabitants, an annual salary of two thousand dollars; in counties having between eighty-three thousand and one hundred and twenty-five thousand inhabitants, an annual salary of one thousand eight hundred dollars; in counties having between seventy-five thousand and eighty-three thousand inhabitants, an annual salary of one thousand four hundred dollars; in counties having between fifty thousand and seventy-five thousand inhabitants, an annual salary of one thousand two hundred dollars, and in counties having less than fifty thousand inhabitants, an annual salary of twelve hundred dollars; *provided, however*, that this shall not apply to counties bordering on the Atlantic ocean with a population of not less than fifty thousand nor more than one hundred thousand.

Proviso.

Fixing secretary's salary.

The board of chosen freeholders of each county shall fix the annual compensation to be paid to the secretary of such tax board and the other clerical assistants.

2. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 277.

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

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

Fire department regulations.

1. The governing body of any municipality, as defined in the act to which this act is a supplement, shall have power, by ordinance, to authorize the official or

officials having jurisdiction over the fire department, to establish fire areas, and by such ordinance to empower such official or officials having jurisdiction over the fire department to regulate all traffic within such areas established, and to fix distances for the parking of vehicles, such ordinance shall likewise provide for the imposition of penalties for violation of said ordinance so adopted. Parking regulations.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 278.

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.

WHEREAS, A red light or signal in connection with railroad or trolley systems, tracks and crossings has always been used as a warning of immediate danger and such use has been so construed by the general public, Preamble.

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

1. Any person, firm, corporation, association, or any officer, director or employee thereof, who or which shall erect, maintain or place a red light or red signal within four hundred yards of any grade crossing of any and all railroads or public service corporations in the State of New Jersey shall be guilty of a misdemeanor; *provided, however,* this act shall not apply to railroad companies, public service corporations or municipal corporations; *and provided, further,* this act shall not apply where of necessity a red light or danger signal should be displayed to warn of some impending danger. Displaying red light near railroad. Proviso. Proviso.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 279.

A Supplement to an act entitled "An act providing for the dredging and construction of a channel between the inland waterway in Great bay and Oyster Creek landing, in Atlantic county, as a part of the inland waterway extending from Cape May along the Atlantic coast, to Bay Head, and providing for an appropriation to pay the cost thereof," approved March twenty-first, one thousand nine hundred and twenty-five.

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

Turning basin.

1. The Board of Commerce and Navigation shall have the power, after having constructed the channel as provided for in the act to which this act is a supplement, to use any money that may be left unexpended for the purpose of constructing a turning basin somewhere in the vicinity of Oyster Creek landing, and may extend the said channel as far up the said Oyster creek as may seem necessary to maintain a sufficient tidal flow of water from the said creek to facilitate the keeping open of the said channel.

Extend channel.

2. This act shall take effect immediately.

Approved March 29, 1926.



## CHAPTER 280.

An Act fixing the compensation of prosecutors of the pleas in counties of this State other than counties of the first class.

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

1. The prosecutors of the pleas in the several counties of this State other than counties of the first class shall be entitled to have and receive the following annual salaries:

Salaries of  
prosecutors  
rated accord-  
ing to popula-  
tion.

In counties now or hereafter having a population of not less than one hundred ninety thousand, nor more than three hundred thousand, as determined by any Federal census, a salary of seven thousand five hundred dollars per annum.

In counties now or hereafter having a population of not less than one hundred thousand nor more than one hundred ninety thousand inhabitants, as determined by any Federal census, a salary of seven thousand dollars per annum.

In counties now or hereafter having a population of not less than eighty-two thousand inhabitants nor more than one hundred thousand inhabitants, as determined by any Federal census, a salary of five thousand five hundred dollars.

In counties now or hereafter having a population of not less than seventy-five thousand nor more than eighty-two thousand inhabitants, as determined by any Federal census, a salary of four thousand five hundred dollars per annum.

In counties now or hereafter having a population of not less than fifty thousand nor more than seventy-five thousand inhabitants, as determined by any Federal census, a salary of four thousand dollars per annum.

In counties now or hereafter having a population of not less than twenty-four thousand nor more than fifty

thousand inhabitants, as determined by any Federal census, a salary of three thousand dollars per annum.

In counties now or hereafter having a population of under twenty-four thousand inhabitants, as determined by any Federal census, a salary of two thousand dollars per annum.

In counties bordering on the Atlantic ocean, and now or hereafter having a population of not less than one hundred thousand nor more than two hundred thousand inhabitants, as determined by any Federal census, a salary of seven thousand dollars per annum.

In counties bordering on the Atlantic ocean, and now or hereafter having a population of not less than seventy-five thousand nor more than one hundred thousand inhabitants, as determined by any Federal census, a salary of eight thousand dollars per annum.

In counties bordering on the Atlantic ocean, and now or hereafter having a population under seventy-five thousand and over twenty-thousand inhabitants, as determined by any Federal census, a salary of thirty-five hundred dollars per annum.

2. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 281.

A Supplement to an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen.

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

Deductions in  
debt statement  
on account of  
grade cross-  
ings.

1. Any municipality, other than a county, which according to the statement of the financial condition of

the municipality on December thirty-first, nineteen hundred and twenty-two, shall be within one per centum of its limit of debt incurring capacity, may, in any annual or supplemental debt statement thereafter filed, deduct indebtedness authorized, or to be authorized, for the purpose of improvements for, or in connection with the elimination of railroad crossings at grade to an amount not in excess of two per centum of the average of the assessed valuations of taxable real property (including improvements) of such municipality for the years nineteen hundred twenty, nineteen hundred twenty-one and nineteen hundred and twenty-two.

2. This act shall be inoperative after December thirty-first, nineteen hundred twenty-eight. Limitation of act.

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

Approved March 29, 1926.

## CHAPTER 282.

An Act to amend an act entitled "A supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one, approved April twelfth, one thousand nine hundred and nine, approved March third, one thousand nine hundred and twenty-one, approved March twenty-first, one thousand nine hundred and twenty-three.

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

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.

State appropri-  
ation toward  
local industrial  
schools.

Amount.

Warrant.

Proviso.

1. Whenever in any city of this State the board of trustee of schools for industrial education shall acquire by gift, grant, devise or otherwise, the sum of one hundred thousand dollars, to be expended for the purchase of land and erection and equipment of a building or buildings to be used for the purposes for which said board is constituted, and whenever any such board of trustees of schools for industrial education in said city shall certify, or shall have certified, to the Governor that a sum of money not less than three thousand dollars has been contributed by voluntary subscription of citizens, or otherwise, as hereinafter authorized, for the establishment in said city of a school or schools for industrial education, it shall be the duty of the said Governor to cause to be drawn by warrant of the Comptroller, approved by himself, out of any moneys in the State treasury, directly appropriated for the aforesaid purpose, an amount equal to that contributed by said city as aforesaid for the said object, and when any such school or schools shall have been established in any city as aforesaid, there shall be annually contributed by the State in the manner aforesaid, for the maintenance and support thereof, a sum of money equal to that contributed each year in said city for such purpose; *provided, however*, that the moneys contributed by the State as aforesaid shall not exceed in any one year the sum of thirty thousand dollars, for each school established and maintained as in this act provided.

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

Approved March 29, 1926.

## CHAPTER 283.

An Act to amend an act entitled "An act to authorize two or more municipalities in this State by means of a commission to acquire, either by purchase or condemnation, and operate privately-owned waterworks now or hereafter supplying water therein, and in other municipalities, if any, in which water is supplied by the same waterworks, 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," approved March twenty-third, one thousand nine hundred and twenty-three, constituting chapter 195 of the Pamphlet Laws of 1923, in reference to the issuance of bonds or/and for by municipalities for the purposes authorized by said act.

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

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

Section 4  
amended.

4. Any such waterworks may be acquired subject to the lien of any mortgage or mortgages thereon; and for the purpose of raising the money to pay the compensation agreed upon or fixed by condemnation proceedings for the waterworks so acquired or to be acquired, and to pay the cost, or part of the cost, of enlarging, extending and improving the same, the municipalities which are to own the said waterworks or the enlargements, extensions and improvements to the same are hereby authorized to issue bonds jointly in the names of all such municipalities, in the same manner and pursuant to the same provisions of law that apply to the issuance of other municipal bonds, and each such municipality shall adopt such ordinances and resolutions and cause such bonds to be sold, executed and delivered

Bond issue.

Joint issue.

Proceeds.	as if such bonds were its own separate obligations. The proceeds of sale of said bonds shall be received by the treasurers of said municipalities and immediately be transferred to the said commission or any succeeding commission then in office. The power to issue said bonds and their validity shall not be dependent on or affected by the validity or regularity of the proceedings to establish the commission or to acquire the waterworks or to make the enlargements, extensions or improvements thereof. The bonds so issued shall be the joint and several obligations of the municipalities in whose names they are issued, but the municipalities shall be liable as among themselves for the payment of the principal and interest thereon in the proportion that the assessed value for taxation of all the real estate in each of the municipalities for the year preceding the time when such waterworks shall be acquired bears to the total assessed value for said year of all the real estate in all of the municipalities joining in the issuance of said bonds; and the amount of said bonds, or any portion thereof, shall not be taken into account in ascertaining the amount of indebtedness that any of the municipalities may now, or at any time hereafter, be authorized to incur by any law of this State.
Validity of bonds.	
Joint obligation.	
Proportional liability.	
Section (8a) added.	2. The act to which this act is an amendment is hereby further amended by adding a new section, numbered 8a, reading as follows:
Consent of governing necessary.	8a. The commission shall have no power or authority to incur any liability on behalf of the municipalities and none of its debts, expenses or liabilities shall bind the municipalities except with their consent expressed by resolution of their respective governing bodies. The municipalities shall have power from time to time to make appropriations for the commission upon such terms and conditions as may be determined.
Section (8b) added.	3. The act to which this act is an amendment is hereby further amended by adding a new section, numbered 8b, reading as follows:
Constitutionality of act.	8b. If 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, no other section or provision of this act shall be affected thereby.

4. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 284.

An Act fixing the boundaries of the city of Brigantine,  
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 Brigantine, in the county of Atlantic and State of New Jersey, shall be as follows: Boundaries of city of Brigantine.

Beginning at point where the northeasterly boundary line of the city of Atlantic City intersects the exterior line as far as the jurisdiction of the State of New Jersey extends in the Atlantic ocean thence northeastwardly along said exterior line of the State to a point where the center line of Brigantine channel, if extended, intersects said exterior line; thence westwardly along the said center line of Brigantine channel to the center line of Grassy bay; thence southwardly along the center line of Grassy bay, Eagle bay and the State Inland waterway, through the island known as Boot or Fish Tail island to the center line of Main channel, which forms the northeasterly boundary line of the city of Atlantic City; thence southwardly along the said northeasterly boundary of Atlantic City to the point of beginning.

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

Approved March 29, 1926.

## CHAPTER 285.

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, nineteen hundred and four, as amended by act approved April fifteenth, nineteen hundred and nineteen and as amended by act approved March twenty-first, nineteen hundred and twenty-five.

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

## ARTICLE III.

## SECTION 1.

Section 90  
amended.

Height of  
building.

PROVISO.

Exceptions.

Setback in-  
cluded in width  
of street.

Height for  
setback.

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

90. The height of a tenement house hereafter erected shall not exceed twice the width of the widest street on which it stands, measured between building lines; such height shall be the perpendicular distance measured in a straight line from the curb level to the highest point of the roof beams; *provided*, that where there are bulkheads exceeding ten feet in height or exceeding in area ten per centum of the area of the roof, the measurements shall be taken to the top of the bulkhead; but this shall not apply to elevator enclosures not exceeding fifteen feet in height, nor shall it apply to any cornice or parapet wall which is not more than five and one-half feet ( $5\frac{1}{2}'$ ) in height; the measurements in all cases shall be taken through the center of the facade of the house. Where any tenement house hereafter erected is set back of the building line the depth of such setback may be construed as increasing the width of the street. Where a tenement house is hereafter erected



to the total height prescribed in this paragraph, there may be added at this point three feet (3') to the height of the building for each one foot (1') that the front wall of such upper portion of said building is set back from the front wall of the lower portion of said building. Any street located in any municipality which measures from twenty-two feet (22') to thirty feet (30') between building lines shall be deemed, for the purpose of this paragraph, as a thirty-foot (30') street.

2. Paragraph one hundred and eighteen of the act to which this act is amendatory be and the same hereby is amended to read as follows:

118. In every tenement house hereafter erected which is occupied or arranged to be occupied by more than two families, on any floor, or which exceeds four stories in height, every public hall shall have at least one window opening directly upon the street, or upon a yard or court; either such window shall be at the end of said hall, with the plane of the window at right angles to the axis of the said hall, or there shall be at least one window opening directly upon the street, or upon a yard or court in every twenty feet in length or fraction thereof of said hall; but this provision for the window in every twenty feet of hallway shall not apply to that portion of the entrance hall between the entrance and the first flight of stairs; *provided*, that the entrance door contains not less than five square feet of glazed surface; in every public hall in such tenement house recesses or returns, the length of which does not exceed twice their width, will be permitted without an additional window, but wherever the length of such recess or return exceeds twice its width, the above provisions in reference to one window in every twenty feet of hallway shall be applied; any part of a hallway which is shut off from any other part of said hall by a door or doors shall be deemed a separate hall, within the meaning of this paragraph; in every tenement house hereafter erected where the public hall is not provided with a window opening directly to the outer air as above provided, there shall be a stair-well not less than twelve inches wide in the clear, extending from the entrance floor to the roof, and all doors leading from

30' street.

Section 118 amended.

Hall windows.

Proviso.

Separate halls.

Stair wells.

such public halls shall be provided with translucent panels of wire glass having an area of not less than five square feet for each door and also with fixed transoms of translucent wire glass over such door. In every tenement house hereafter erected not more than two stories in height a skylight of the size provided in paragraph one hundred and twenty-four of this act may be accepted in lieu of a window if, in the opinion of the board, it adequately lights all parts of the hall. In fire-proof tenement houses hereafter erected which are equipped with passenger elevators, in lieu of the window requirements as provided for in this section, electric light may be substituted in all public halls and any elevator vestibule. Such electric light shall burn continuously and shall adequately light all portions of these halls and shall be maintained to the satisfaction of the board. In addition to the regular electric supply an approved auxiliary electric lighting system shall be installed which shall adequately light these halls during any interruption of the regular service.

Skylight.

Lighting halls.

Continuous lighting.

Auxiliary lighting system.

## ARTICLE IV.

## SECTION 1.

Section 162 amended.

As to water-closets.

Window.

Ventilation.

3. 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:

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 such compartment 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 hereafter constructed, which contains or is intended to contain an individual water closet, as hereafter described, shall be made waterproof with asphalt, tile, stone or other approved waterproof material, and such 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 provisions 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 such 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 lot occupied, nor be subject to the provisions of paragraph one hundred and thirteen of this act.

Exhaust.

Floor.

Enclosing.

Lighting.

Yard facilities.

Height.

Approved March 29, 1926.

## CHAPTER 286.

An Act to enable certain inhabitants of certain municipalities in this State to utilize the sewerage system of an adjoining municipality in certain cases.

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

Ceasing pollu-  
tion of stream.

1. Whenever any duly authorized body or board in this State shall notify any person, firm or corporation to cease polluting any river, stream, or watercourse by discharging the effluent from the factory or premises of such person, firm or corporation into such river, stream or watercourse, and there is no sewer in the municipality in which said premises are situated, or no sewer therein nearer to said premises than two thousand feet, and there is a sewer in the adjoining municipality nearer to said premises than said two thousand feet, it shall be lawful for such person, firm or corporation to discharge said effluent into said sewer in the manner hereinafter provided.

Use of sewer.

Application to  
use sewer.

2. Said person, firm or corporation shall first apply to the governing body of said adjoining municipality for permission to discharge said effluent into said sewer, and said governing body is authorized to grant such permission upon such terms as said body may determine.

If refusal,  
commission to  
determine  
terms of use.

3. If said governing body shall refuse such permission or shall grant it upon terms not satisfactory to such applying person, firm or corporation, the said person, firm or corporation may apply to the justice of the Supreme Court holding the circuit in the county in which said premises are situated, setting forth that said firm, person or corporation has been notified to cease polluting a stream, river or watercourse as aforesaid, and that there is no sewer in the said municipality, or none nearer than two thousand feet, and that there is a sewer in an adjoining municipality nearer than two thousand feet, and that the governing body of such municipality has refused to permit such petitioner to make

use of said sewer, or has fixed terms for such use not satisfactory to such petitioner, and requesting said justice to appoint commissioners to determine the terms upon which said petitioner may use said sewer; and thereupon said justice shall appoint three persons citizens of said county, one of whom shall be a citizen of said adjoining municipality, who shall after a hearing determine the terms upon which said petitioner may use said sewer as aforesaid; said commissioners shall be guided in determining said terms by the same principle they would use if they were making an original assessment against the premises of said applicant for the proportionate cost of such sewer.

Hearing.

4. The said justice upon the coming in of said report shall confirm the same, and thereupon it shall be lawful for the said applicant to make use of said sewer for the purposes aforesaid.

Confirmed report.

5. This act shall take effect immediately.

Approved March 29, 1926.

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#### CHAPTER 287.

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

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

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

Section 1 amended.

Permanency  
of those who  
served in mili-  
tary capacity.

Removal for  
cause only.

Repealer.

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

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

Approved March 29, 1926.

## CHAPTER 288.

An Act to amend an act entitled "An act to amend the title and body of an act entitled 'An act in relation to the lien of spinners, throwsters, manufacturers, bleachers, mercerizers, dyers, printers or finishers of cotton, wool, silk or artificial silk, or goods of which cotton, wool, silk or artificial silk form a component part,' approved April eighth, one thousand nine hundred and twenty-one," approved March twelfth, one thousand nine hundred and twenty-four.

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

1. The title of an act entitled "An act to amend the title and body of an act entitled 'An act in relation to the lien of spinners, throwsters, manufacturers, bleachers, mercerizers, dyers, printers or finishers of cotton, wool, silk or artificial silk, or goods of which cotton, wool, silk or artificial silk form a component part,' approved April eighth, one thousand nine hundred and twenty-one," approved March twelfth, one thousand nine hundred and twenty-four, be and the same is hereby amended so as to read as follows: Title amended.

An act in relation to the lien of spinners, throwsters, manufacturers, bleachers, mercerizers, dyers, printers, finishers, dressers or scrapers of linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides, or goods of which linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides form a component part. New title.

2. Section one of the act to which this act is an amendment as the same was amended by chapter 199 of the Laws of nineteen hundred and twenty-four be and the same is hereby amended to read as follows: Section 1 amended.

1. All persons or corporations engaged in the business of spinning, throwing, manufacturing, bleaching, mercerizing, dyeing, printing, finishing, dressing or scraping linen, cotton, wool, silk, artificial silk, skins, Lien on goods in possession for certain purposes.

pelts, furs or hides or goods of which linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides form a component part shall be entitled to a lien upon the goods or property of others that may come or may have come into their possessions for the purpose of being spun, thrown, manufactured, bleached, mercerized, dyed, printed, finished, dressed or scraped for the amount that may be due to them from the owners of such linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides for a component part by reason of any work or labor performed or material furnished in and about the spinning, throwing, manufacturing, bleaching, mercerizing, dyeing, printing, finishing, dressing or scraping or otherwise treating or processing of the same or other goods of such owner or owners.

Section 3  
amended.

3. Section three of the act to which this act is an amendment as the same was amended by chapter 199 of the Laws of nineteen hundred and twenty-four be and the same is hereby amended to read as follows:

Sale of goods  
for amount of  
lien.

3. When any person or corporation engaged in the business of spinning, throwing, manufacturing, bleaching, mercerizing, dyeing, printing, finishing, dressing or scraping linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides or goods of which linen, cotton, wool, silk, artificial silk, skins, pelts, furs or hides form a component part may have a lien on the goods and property of others that may have come into their possession for the purpose of being spun, thrown, manufactured, bleached, mercerized, dyed, printed, finished, dressed or scraped or otherwise treated and processed and the amount due thereon shall remain due and unpaid either in whole or in part, for the space of three months after the same becomes due and payable, it shall be lawful for the person or corporation having such lien to expose said linen, cotton, wool, silk, artificial silk, skins, pelts,

Notice of sale.

furs or hides or goods and property for sale at public auction, upon a notice of sale being first published for the space of two weeks, at least once in each week, preceding the day of sale, in some newspaper published in the county in which the said goods or property are located, and also five days' notice of sale set up in five or more public places in said county, one whereof shall



be in the township, borough, ward or city in which said goods or property are located, and if the residence can be ascertained of said owner or owners a copy of the printed notice be mailed to the said owner or owners at least five days before the day of sale; and the proceeds of said sale shall be applied to the payment of such lien and the expenses of such sale; and no more of such goods or property shall be sold, if they are easily separated or divided, than shall be necessary as near as may be, to pay such lien and expenses, and the balance of the proceeds of sale of said goods or property, if any, shall be paid to or delivered to the owner or owners entitled thereto. Nothing in this section contained shall be construed to be in derogation of the right of the lienor to enforce the lien by any other lawful procedure.

4. This act shall take effect immediately.  
Approved March 29, 1926.

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#### CHAPTER 289.

An Act validating certain sales of lands, tenements, hereditaments and real estate sold for unpaid taxes assessed pursuant to an act of the Legislature of the State of New Jersey, entitled "An act for the assessment and collection of taxes," approved April eighth, one thousand nine hundred and three.

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

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by the collector of any taxing district in this State shall be invalid by reason of any erroneous description of such lands, tenements, hereditaments or real estate inserted in the certificate of sale delivered by such collector to the purchaser at such sale; *provided*, that such purchaser, or his assigns,

Proceeds of sale.

Validating sales of land by collector of taxes.

Proviso.

shall have foreclosed said certificate by a bill in equity, which correctly describes said lands, tenements, hereditaments or real estate, as the same were assessed, and in that event such sale shall be confirmed.

2. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 290.

An Act to amend an act entitled "An act respecting the fees of surrogates, registers of deeds and mortgages, county clerks and sheriffs in certain counties of this State, and providing salaries for such officers," approved March thirtieth, one thousand nine hundred and six.

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

Section 4  
amended.

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

Salaries of of-  
ficers of coun-  
ties bordering  
on ocean.

4. In counties bordering on the Atlantic ocean having less than thirty thousand inhabitants and over nineteen thousand inhabitants, according to the State census of one thousand nine hundred and twenty, the surrogate, county clerk and sheriff shall receive in lieu of all other compensation annual salaries of three thousand five hundred dollars each, to be paid by the proper disbursing officer in equal semimonthly payments, such salaries shall be determined and paid upon a basis of population shown at the last national census, promulgated without regard to the date of election or appointment of such sheriffs, county clerks and surrogates; *provided*, that nothing herein contained shall be applied to affect a reduction in the salary of any sheriff, county clerk or surrogate during the term of office to which he has been or may be elected or appointed.

Proviso.

2. All acts and parts of acts inconsistent with this Repealer.  
act be and the same are hereby repealed.
3. This act shall take effect immediately.  
Approved March 29, 1926.

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## CHAPTER 291.

An Act to permit the retirement on pension from public office or position of deputy clerks of District Courts in cities of the first class after thirty years' continuous service in such public office or position and after having attained the age of sixty-five years, or after serving twenty years and having attained the age of sixty years, where such deputy clerk is incapacitated, and defining the manner of payment of such pension.

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

1. Whenever the deputy clerk of the District Court in any city of the first class in this State has or shall have been for thirty years continuously in such public office or position in such city, and has or shall have attained the age of sixty-five years, the board of city commissioners of any city of the first class shall allow the retirement of any person in the aforesaid public office or position from service upon his or her request; *provided, however,* that it shall be made to appear that such deputy clerk has or shall have been for twenty years continuously in such public office or position in such city, and that he or she has or shall have attained the age of sixty years and that he or she has become incapacitated for service in such office or position, which physical or other disability shall have developed during his or her term of service, such deputy clerk, in that event may be retired from service for the reasons stated herein, upon informing the judge of the court wherein

Deputy clerk  
of District  
Court retired  
on pension.

Proviso.

Medical examination.

Certificate of finding.

Amount of pension.

the said deputy clerk is serving, or upon such information being given in his or her behalf, of his or her desire to do so, and of his or her disability, and if such judge finds that disability exists, it shall then be the duty of such judge to appoint a physician of skill and repute in his profession, and resident in this State, he shall then examine the person proposed for retirement and make report of his or her physical condition or other disability, as to whether, in all probability, if he finds such disability to exist, it will continue permanently, and does and will prevent the applicant from properly performing the duties of his or her office or position, upon the coming in of such physician's reports the judge of the court wherein the applicant is deputy clerk, shall certify and send the same to the officer of finance in any such city, there to remain a record, and thereupon such applicant may file his or her resignation in such office, and he or she shall be entitled to the benefit of this act as a retired deputy clerk.

2. In case of such retirement, the person so retired shall be entitled, for and during his or her natural life, to receive by way of pension, such sum as said board of city commissioners may by resolution determine, not less, however, than one-half of the salary then being received by him or her for such service, the same to be paid in the same manner and in the same installments in which such salary has heretofore been payable.

3. This act shall take effect immediately.

Approved March 29, 1926.

## CHAPTER 292.

An Act providing for the pensioning of county probation officers in counties of the first class in this State.

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

Pensioning probation officers in first class counties.

1. In counties of the first class of this State, now or hereafter having county probation officers who have

served as such for a continuous period of twenty years, and shall have reached the age of sixty years, shall, upon their application in writing to the judge of the Court of Common Pleas of his county, be retired upon one-half pay.

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

Any county probation officer who shall have served as such for a continuous period of twenty years, whether he has reached the age of sixty years or not, who shall be found, as hereinafter provided, to be physically unfit for further service, shall, upon application in writing to the judge of the Court of Common Pleas of his county, be retired upon one-half pay. Unfitness.

Any county probation officer who shall have received a permanent disability by reason of injury, accident or sickness, incurred at any time in the service, which shall permanently incapacitate him from further duty, shall, upon the certification of the fact of such disability by three physicians designated as hereinafter provided, be retired upon one-half pay. Disability.

Physical unfitness or incapacity for further duty of any county probation officer shall, for all purposes of this act, be established and determined by a board of three physicians who shall be designated for that purpose by the judge of the Court of Common Pleas of such county. The three physicians so designated shall examine the county probation officer applying for retirement upon one-half pay because of physical unfitness or incapacity for further duty, and if they, or a majority of them, find him physically unfit or incapacitated for further duty, they or a majority of them shall make and sign a certificate to that effect and file the same with the county treasurer, and thereupon the applicant shall be retired upon one-half pay. Determination by medical board.

The widow of any county probation officer who shall lose his life in the performance of his duty shall receive a pension, so long as she shall remain unmarried, equal to one-half the amount of the annual salary of such county probation officer at the time of his death. Examination.

Certificate of finding.

Pension to widow if life lost on duty.

Pension to  
widow after  
officer's death.

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

Payments.

Persons who may become entitled to pensions under this act shall be paid such pensions in the same manner and at the same time as county probation officers in active service in the several counties are respectively paid.

Provision for  
pension fund.

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 each county probation officer three per centum of the amount thereof, then there shall be contributed annually by the county an amount equivalent to three per centum of the said probation officers' salaries; to said sum there shall be added all moneys donated for the purpose of such fund, and all rewards which may be paid to any county probation officer while acting as such county probation officer, all of which moneys and rewards shall be paid over to the board of chosen freeholders of the county to be deposited in such fund. In case, at any time, there shall not be sufficient money in such pension fund to pay such pensions the board of chosen freeholders of the county shall, from time to time, include in any tax levy a sum sufficient to meet the requirements of such pension fund. Whenever such pension fund shall exceed an amount which the board of chosen freeholders of such county shall by resolution from time to time determine to be adequate for such pension fund, no moneys, except the three per centum specified in this act, and the moneys given or donated as herein mentioned and any aforementioned rewards, shall be paid into such fund, unless and until the amount of such fund shall fall below the amount thus determined to be adequate.

County's  
share.

If fund ex-  
ceeds amount  
needed.

Management  
of fund.

The board of chosen freeholders of said county shall have the management and control of said fund and is hereby empowered to make all necessary rules and regu-

lations concerning the same not inconsistent with this act; all moneys not needed for the immediate payment of such pension shall be invested by said board of chosen freeholders in interest-bearing bonds of any municipality in this State or in any other interest-bearing securities in which savings banks of this State are authorized to invest their funds. Investments.

2. This act shall take effect immediately.

Approved March 29, 1926.

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### CHAPTER 293.

An Act to validate acknowledgments or proofs of deeds.

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

1. All acknowledgments or proofs of 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. Validating acknowledgments of deeds. Proviso.

Approved March 29, 1926.

## CHAPTER 294.

An Act to amend an act entitled "An act to tax the transfer of property, of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine.

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

Section 1  
amended.

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

Transfer tax  
on decedents'  
property over  
\$500.

1. A tax shall be and is hereby imposed upon the transfer of any property, real or personal, of the value of five hundred dollars or over, or of any interest therein or income therefrom, in trust or otherwise, to persons or corporations, except as hereinafter provided, in the following cases:

Resident of  
State.

First. When the transfer is by will or by the intestate laws of this State from any person dying seized or possessed of the property while a resident of the State.

Nonresident.

Second. When the transfer is by will or intestate law of real property within this State or of goods, wares and merchandise within this State, and the decedent was a nonresident of the State at the time of his death.

Of property  
transferred be-  
fore death to  
take effect  
afterwards.

Third. When the transfer is of property made by a resident, or is of real property within this State, or of goods, wares and merchandise within this State, made by a nonresident, by deed, grant, bargain, sale or gift made in contemplation of the death of the grantor, vendor or donor, or intended to take effect in possession or enjoyment at or after such death. Every transfer by deed, grant, bargain, sale or gift, made within two years prior to the death of the grantor, vendor or donor, of a material part of his estate, or in the nature of a final disposition or distribution thereof, and without an adequate valuable consideration, shall in the absence of proof to the contrary, be deemed to have been made

Transfer in  
contemplation  
of death.



in contemplation of death within the meaning of this section.

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.

Estate in expectancy.

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 depositaries in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons, the right of the surviving joint tenant or joint tenants, person or persons, to the immediate ownership or possession and enjoyment of such property shall be deemed a transfer taxable under the provisions of this act in the same manner as though the whole property to which such transfer relates belonged absolutely to the deceased joint tenant or joint depositor and had been devised or bequeathed to the surviving joint tenant or joint tenants, person or persons, by such deceased joint tenant or joint depositor by will, excepting therefrom such part thereof as may be proved to the satisfaction of the Comptroller of the Treasury by the surviving joint tenant or joint tenants, person or persons, to have originally belonged to him or them and never to have belonged to the decedent; *provided, however,* that in case of a nonresident decedent this paragraph shall apply only to real property within this State or goods, wares and merchandise within this State.

As to joint possession.

Proviso.

All taxes imposed by this act shall be at the respective rates hereinafter specified upon the clear market value of such property, to be paid to the Treasurer of the State of New Jersey, for the use of said State, and all administrators, executors, trustees, grantees, donees or vendees, shall be personally liable for any and all such

Liability of executors, etc.

Fixing market value.	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
Proviso.	decedent owing at the date of death; <i>providing, however</i> , 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.
Deductions.	<i>Providing, further, however</i> , the amount due or paid the government of the United States as a Federal estate tax shall not be considered as an expense of administration and shall not be allowed as a deduction.
Proviso.	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, shall be exempt from taxation under this act. 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.
Rates of taxation set out.	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, or the issue of any child or legally adopted child of a decedent shall be taxed at the

rate of five per centum on any amount up to three hundred thousand dollars;

Six per centum on any amount in excess of three hundred thousand dollars, up to seven hundred thousand dollars;

Seven per centum on any amount in excess of seven hundred thousand dollars, up to nine hundred thousand dollars;

Nine per centum on any amount in excess of nine hundred thousand dollars, up to one million one hundred thousand dollars;

Eleven per centum on any amount in excess of one million one hundred thousand dollars, up to one million four hundred thousand dollars;

Thirteen per centum on any amount in excess of one million four hundred thousand dollars, up to one million seven hundred thousand dollars;

Fourteen per centum on any amount in excess of one million seven hundred thousand dollars, up to two million two hundred thousand dollars;

Sixteen per centum on any amount in excess of two million two hundred thousand dollars.

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, shall be taxed at the rate of one per centum on any amount in excess of five thousand dollars, up to fifty thousand dollars;

Two per centum on any amount in excess of fifty thousand dollars up to one hundred thousand dollars;

Three per centum on any amount in excess of one hundred thousand dollars up to one hundred and fifty thousand dollars;

Four per centum on any amount in excess of one hundred and fifty thousand dollars up to two hundred thousand dollars;

Five per centum on any amount in excess of two hundred thousand dollars, up to three hundred thousand dollars;

Six per centum on any amount in excess of three hundred thousand dollars, up to five hundred thousand dollars;

Seven per centum on any amount in excess of five hundred thousand dollars, up to seven hundred thousand dollars;

Eight per centum on any amount in excess of seven hundred thousand dollars, up to nine hundred thousand dollars;

Nine per centum on any amount in excess of nine hundred thousand dollars, up to one million one hundred thousand dollars;

Ten per centum on any amount in excess of one million one hundred thousand dollars, up to one million four hundred thousand dollars;

Eleven per centum on any amount in excess of one million four hundred thousand dollars, up to one million seven hundred thousand dollars;

Twelve per centum on any amount in excess of one million seven hundred thousand dollars, up to two million two hundred thousand dollars;

Thirteen per centum on any amount in excess of two million two hundred thousand dollars, up to two million seven hundred thousand dollars;

Fourteen per centum on any amount in excess of two million seven hundred thousand dollars, up to three million two hundred thousand dollars;

Fifteen per centum on any amount in excess of three million two hundred thousand dollars, up to three million seven hundred thousand dollars;

Sixteen per centum on any amount in excess of three million seven hundred thousand dollars.

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;

Ten per centum on any amount in excess of nine hundred thousand dollars, up to one million one hundred thousand dollars;

Twelve per centum on any amount in excess of one million one hundred thousand dollars, up to one million four hundred thousand dollars;

Fourteen per centum on any amount in excess of one million four hundred thousand dollars, up to one million seven hundred thousand dollars;

Sixteen per centum on any amount in excess of one million seven hundred thousand dollars;

*provided, however,* that nothing in this act contained shall be construed to repeal or in anywise impair the provisions of an act entitled "An act to provide for the payment to counties of five per centum of transfer taxes collected," approved April twenty-first, one thousand nine hundred and nine, but the said act shall remain in full force and effect as though this act had not been passed. *Provided, further, however,* that the provisions of this section shall have application only to the estate of a person whose death occurs on or after July first, nineteen hundred and twenty-six. The estate of a person whose death occurred prior to July first, nineteen hundred and twenty-six, 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.

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

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 Treasurer of this State 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

Proviso.

Proviso.

Section 12  
amended.

Tax on transfer of stocks by foreign executor.

Corporations to give notice of intended transfer.

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 Comptroller of the Treasury of this State 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, 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 Comptroller of the Treasury consents thereto in writing. And it shall be lawful for the said Comptroller of the Treasury, 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

Transferer to retain sufficient to meet to pay tax.

Examination of securities.

Liability for amount of tax.

Corporation penalized.

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, 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. Proviso.

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 Comptroller of the Treasury of this State at least ten days prior to such transfer, nor until said Comptroller shall consent thereto in writing. Any corporation making such a transfer without first obtaining the consent of the Comptroller of the Treasury 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.  
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 Exceptions to act.

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 Comptroller of the Treasury of this State or shall require the consent in writing of said Comptroller thereto.

Proportional  
tax in case of  
nonresident de-  
cedent.

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 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.

Act effective.

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

Approved March 29, 1926.

## CHAPTER 295.

An Act concerning deeds heretofore made by married women, and the estates taken and vested thereunder.

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

Validating  
deed by mar-  
ried woman.

1. Any deed hertofore made, executed and delivered by a married woman, conveying lands in this State owned by her in fee-simple, which deed the husband of the said married woman has not signed, joined in, or executed, shall as to the grantee or grantees, and all persons claiming under him or them be as valid and effectual in law as if the said husband had signed, joined



in and executed the said deed; *provided*, the said husband is now deceased; *and provided, further*, the said deed has been of record in the office of the county clerk or register of deeds of the county wherein the said lands are situate for a period of at least fifteen years last past; *and provided, further*, that this act shall not affect the title of any person or persons in possession of such lands who do not claim under the said grantee or grantees, his or their heirs or assigns. Proviso.

2. This act shall take effect immediately. Proviso.

Approved March 29, 1926.

## CHAPTER 296.

An Act authorizing cities of the first class in this State to exchange riparian lands owned by them for other riparian lands located in said municipality.

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

1. Any city of the first class in this State owning any riparian lands which have heretofore ceased to be or may hereafter cease to be suitable or convenient for the use for which they were acquired may exchange said riparian lands for other riparian lands located in said municipality, which, in the judgment of the governing body thereof, are more suitable or convenient for public use, and in making such exchange may grant and convey any and all rights which it may have acquired in said riparian lands or any buildings or structures erected thereon; *provided*, that such exchange shall be approved by the Board of Commerce and Navigation. Exchange of riparian lands by cities of first class.

2. No exchange of riparian lands, or any part thereof, or any buildings or structures erected thereon, shall be made unless and until an ordinance setting forth the terms of such exchange, describing the lands and buildings or structures erected thereon to be conveyed by such city and describing the lands and buildings or Proviso.

Procedure by ordinance.

- structures erected thereon to be received by or conveyed to such city as the result of such exchange, shall be adopted. Before the passage of any such ordinance, public notice shall be given of the intention of the governing body to consider the passage thereof, which such notice shall state the time when and the place where such governing body is to consider the said ordinance, and which said notice shall describe the riparian lands, buildings and structures to be affected thereby, both to be conveyed by and to the city.
- Notice of intention.
- Publication of notice.
- Hearing.
- Consideration and determination.
- Such notice shall be published twice in two newspapers circulating in the municipality, the last of which publications shall be at least ten days and not more than thirty days prior to the date upon which said governing body is to consider such ordinance. At the time and place so specified in such notice, or at any time and place to which the meeting shall be adjourned, all persons interested therein shall be given an opportunity to be heard concerning such proposed exchange of riparian lands.
- After according persons appearing at such meeting an opportunity to be heard, said board or body may proceed to consider and to pass or reject such ordinance. If the same is rejected, it shall not be considered until such notice of the intention so to do is given in the same manner as the original notice of hearing provided for.
3. This act shall take effect immediately.
- Approved March 29, 1926.

## CHAPTER 297.

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

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

1. The board of chosen freeholders of any county of the first class in this State which has adopted the provisions of the act to which this is a supplement may, by resolution, change the designation or title of the position of any person or persons heretofore appointed and serving as of the time of the passage of this act as secretary in any office, department, institution or agency of said county under the provisions of subdivision (4), section thirteen of the act to which this is a supplement to the designation or title of clerk. Upon the adoption of such resolution by any such board of chosen freeholders and upon the filing of a certified copy thereof in the office of the Civil Service Commission, the person or persons thereby designated as clerks shall be classified in the competitive class of the civil service and entitled to all of the rights, privileges and protection in tenure as is now provided for persons in such competitive class; *provided, however,* that any such person or persons heretofore serving under the title of secretary and designated under the provisions of this act as clerk shall not be thereafter transferred to any other position or employment in the county service; *and provided, further,* that no other person or persons shall be appointed in the same office, department, institution or agency under the provisions of said subdivision (4), section thirteen of the act to which this is a supplement, while the person or persons whose designations or titles have been so changed are still employed in the said office,

Changing designation of position under civil service.

Classification.

Proviso.

Proviso.

department, institution or agency of the said county government.

**Construing act.** 2. This act shall not be construed to affect in anywise the pay or compensation of any person or persons whose designation or title is changed in accordance with the provisions thereof.

**Repealer.** 3. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved March 31, 1926.

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## CHAPTER 298.

An Act to prevent willful trespasses upon cultivated lands.

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

**Trespassing on cultivated land.**

1. It shall be unlawful for any person or persons to trespass upon the cultivated lands of any other person or persons within this State after public notice on the part of the owner, occupant, lessee or licensee thereof forbidding such trespass, such notice bearing the name of said owner, occupant, lessee or licensee being posted conspicuously on the corners of said property or along the roads or highways abutting said property and on all boundary lines bordering on adjoining lands and at each point where a stream enters upon or leaves said property, and every person violating this act shall be punished by a fine not exceeding twenty dollars and costs, and every justice of the peace, police court or recorder shall have jurisdiction to try such offenders and pronounce sentence as herein provided.

**Land posted.**

**Penalty.**

**Trespassing forbidden.**

2. It shall be unlawful for any person or persons to trespass upon the cultivated lands of any other person or persons within this State after being forbidden so to trespass by the owner, occupant, lessee or licensee thereof; and every person violating this act shall be punished

by a fine not exceeding twenty dollars and costs, and every justice of the peace, police court and recorder shall have jurisdiction to try such offenders and pronounce sentence as herein provided. Penalty.

3. Any person guilty of violating any of the provisions of this act may be arrested without warrant by the owner, occupant, lessee or licensee, or any officer of the law and taken for trial before any of the justices or courts mentioned in this act as having jurisdiction. Arrest.

On failure of any person convicted of violating the provisions of this act to pay a fine imposed as provided in this act, the said justice or court before whom the conviction is had may commit such persons to the county jail until such fine is paid. In any prosecution for violation of the provisions of this act, the failure of the defendant to produce a written permit to enter upon the lands upon which he is charged with trespassing, signed by the owner, occupant, lessee or licensee thereof, shall be prima facie proof that he was forbidden so to trespass by such owner, occupant, lessee or licensee. Jailed to enforce payment of penalty.

4. For the purpose of this act, the term "cultivated lands" shall be construed to mean pasture fields seeded with cultivated grass or land on which planted crops or fruit trees are growing. "Cultivated lands" defined.

5. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 299.

An Act to repeal an act entitled "An act to prevent willful trespass upon lands," approved February seventeenth, one thousand eight hundred and fifty-seven.

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

Act repealed.

1. The act entitled "An act to prevent willful trespasses upon lands," approved February seventeenth, one thousand eight hundred and fifty-seven, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 31, 1926.

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CHAPTER 300.

A Further Supplement to an act entitled "An act relating to the appointment of court attendants in certain counties, and placing such attendants in the competitive class of the civil service," approved May second, one thousand nine hundred and eleven.

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

Driver of  
prison van  
rated as court  
attendant.

1. Any person or persons regularly appointed as chauffeur in the classified civil service in counties of the first class who may be at the time of the passage of this act engaged in the driving of any vehicle or vehicles used for the transportation of persons charged with or convicted of crime to the county courthouse from the various county and State institutions or from the county courthouse to the various county or State in-

stitutions shall be entitled to and receive the same rate of pay or compensation as court attendants serving in the county courts of the said counties.

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

Approved March 26, 1926.

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#### CHAPTER 301.

An Act validating, ratifying and confirming school bonds and other obligations of cities of the third class and the proceedings for and upon which is based, the authorization and issuance of such bonds and obligations.

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

1. All proceedings for the authorization and issuance by cities of the third class of bonds or other obligations for the erection, construction, enlargement, repair or furnishing of a schoolhouse or schoolhouses, and for the purchase of lands for school purposes, in pursuance 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 enlargement thereof,' approved October nineteenth, one thousand nine hundred and three," the said supplementary act having been approved March twenty-third, one thousand nine hundred and twenty-three, and being chapter 185 of the Laws of 1923, are hereby validated, ratified and confirmed. Validating school bonds in cities of third class.

2. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 302.

An Act to validate ordinances adopted by municipalities on or after March sixteenth, nineteen hundred twenty-five.

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

Ordinances  
validated.

Proviso.

1. All ordinances adopted by any municipality on or after March sixteenth, nineteen hundred twenty-five, are hereby validated, ratified and confirmed; *provided*, said ordinances were published, together with a notice of the introduction thereof and of the time and place when and where such ordinance would be considered for final passage, at least two days prior to the time so fixed in said notice.

2. This act shall take effect immediately.

Approved March 31, 1926.

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CHAPTER 303.

An Act concerning the appointment and term of office of deputy tax receivers in cities of this State.

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

Appointing  
deputy tax re-  
ceiver.

Proviso.

1. In all cities of this State now having a population of not less than one hundred and thirty-five thousand nor more than two hundred thousand, and which now has an officer known as deputy tax receiver, said officer shall continue to be appointed as heretofore; *provided, however*, said appointment shall continue during the good behavior of said appointee.



2. All such officers now in office shall continue ~~there-~~ Tenure of in-  
in, and their term of office is hereby extended, during cumbents.  
the good behavior of the present incumbents.

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

4. This act shall take effect immediately.

Approved March 31, 1926.

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#### CHAPTER 304.

An Act validating and confirming certain deeds or con-  
veyances made by municipalities.

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

1. Any deed heretofore made by any municipality of Deeds vali-  
this State, which shall have stood unchallenged upon dated.  
the records of the county where the lands therein de-  
scribed are situated for five years or more, shall be and  
the same is hereby declared to be sufficient and effectual  
to convey to the grantee therein any and all interest of  
such municipality in the premises therein described so  
attempted to be conveyed, notwithstanding said prem-  
ises shall have been sold by said municipality at private  
instead of public sale, unless such municipality shall with-  
in six months from the adoption of this act bring a  
proper proceeding to set aside said deed.

2. This act shall not affect any proceeding now pend- Pending pro-  
ing, the object of which is to set aside any conveyance as ceedings ex-  
described in the first section of this act. cepted.

3. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 305.

An Act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the investments of moneys and the retention of investments in certain cases," approved April nineteenth, one thousand nine hundred and twenty,' " and further amend chapter 144 of the Laws of 1922.

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

Section 1  
amended.

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

Investment on  
bond and  
mortgage.

1. Any executor, administrator, guardian or trustee whose duty it may be to loan moneys entrusted to him in addition to the securities in which he may invest the same under the provisions of the act to which this is a supplement, may invest the same in shares or parts of bonds secured by mortgage or bonds secured by trust mortgage, and in participation certificates or coupon bonds which shall entitle the holder to a proportionate share in a series or number of mortgages and bonds or extensions or renewals thereof, deposited under a trust agreement with a trust company, bank or title guarantee corporation, which shall be a first lien upon improved real estate, provided the amount of such mortgages shall not at the time of the making of such loan exceed sixty per centum of the estimated worth of the real estate covered by such respective mortgages at a rate of interest not less than three per centum nor greater than six per centum per annum; *provided*, that any share or part of such bonds and mortgages or bonds secured by such trust mortgage so held shall not be subordinate to any other bonds issued thereunder and shall not be subordinate to any prior interest therein; *and provided, further*, that bonds and mortgages in parts of which any fiduciary may invest trust funds or, in the case of trust mortgages, the trust mortgage, together with any guar-

Proviso.

Proviso.

antees of payment, insurance policies and other instruments and evidences of title relating thereto shall be held for the benefit of such fiduciary and of any other persons interested in such bonds and mortgages by a trust company, bank or title guarantee corporation organized under the laws of this State, or jointly by such a corporation, and an individual who is a citizen and bona fide resident of this State, and in mortgages other than trust mortgages, that a certificate setting forth that such corporation, or such corporation and such individual jointly as the case may be, holds such instruments for the benefit of such fiduciary and of any other persons who may be interested in such bond and mortgage among whom the corporation or the individual jointly holding such instruments may be included, be executed by such corporation and delivered to each person who becomes interested in such bond and mortgage. Every corporation, or corporation and individual jointly, issuing any such certificates, shall keep a record in proper books of account of all certificates issued pursuant to the foregoing provisions. An executor, administrator, trustee or other person holding trust funds may require such bonds or guarantees of payment to accompany investments as may seem prudent, and all premiums paid on such guarantees may be charged to or paid out of income, providing that such charge or payment be not more than at the rate of one per centum per annum on the par value of such investment. Any trust company, title company or bank, incorporated under the laws of this State and authorized by its charter to transact the business of loaning money on bond and mortgage upon improved real estate, which are first liens thereon, may issue participation certificates or coupon bonds with a guarantee of payment of principal and interest and secured by a trust mortgage or trust agreement deposited with a trust company, bank, or title company organized under the laws of this State, which trust mortgage or agreement may include a number of bonds and mortgages and shall designate them as a series set apart as security for such participation certificates or coupon bonds and refer to them by brief description of dates, parties, amounts, reference to location of property, ma-

Certificate.

Records.

Guarantees of investments.

Participation certificates.

As to details. turity and rate of interest. Such trust agreement or mortgage shall contain suitable provisions for substitution and extension of mortgages and bonds secured thereby and it shall not be necessary to insert such details in the participation certificates or coupon bonds other than by reference to such trust mortgage or agreement.

2. This act shall take effect immediately.

Approved March 31, 1926.

#### CHAPTER 306.

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

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

Section 251  
amended.

1. Section two hundred and fifty-one of Article XXVII referred to in the act to which this act is an amendment be and the same is hereby amended to read as follows:

Retirement at  
62 years.

251. (1) A member who has attained the age of sixty-two (62) may retire upon his request or, upon the request of his employer, shall be retired from the service if a written statement duly attested is filed by him or by his employer with the board of trustees setting forth at what time subsequent to the execution and filing thereof he or his employer desires such retirement. The board of trustees shall retire said member at the

time specified or at such other time within thirty days after the date so specified as the board of trustees may find advisable. Any present-entrant who is not covered by the tenure of office law who prior to the first day of November, one thousand nine hundred and nineteen, shall become a member of the retirement system, and who shall be credited in his prior-service certificate with thirty-five or more years of service, who shall lose his position before attaining the age of sixty-two (62) years, shall be retired on a total retirement allowance of one-half of his average salary. *Provided, however,* Proviso. that any present-entrant, irrespective of his or her age, who so desires and who has had thirty-five years of service as a teacher to his or her credit, the last twenty-five years of which service shall have been performed in this State, shall be retired from active service and shall receive all the benefits of this act as now provided for members over the age of sixty-two (62) years as if said member were over the age of sixty-two (62) years; excepting that such retirement allowance (other than the additional pension provided by paragraph (d) subsection (3) of this section) shall not exceed one-seventieth the average of the salary of such member, for the last five years, for each year of service.

(2) After the first day of January, of the year nineteen hundred twenty-eight, every county superintendent who is a member and who has attained or shall attain the age of seventy years (70), and after the first day of January, of the year nineteen hundred and twenty-six, each and every other member who has attained or shall attain the age of seventy (70) years shall be retired by the board of trustees from the service forthwith or at such time within a year thereafter as it shall deem advisable. Retirement at 70 years.

(3) Upon superannuation retirement a present-entrant shall receive a retirement allowance which shall consist of: Allowance to present-entrant:

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement. Annuity;

(b) A pension in addition to the annuity, of one one-hundred and fortieth (1/40th) of his average salary Pension;

multiplied by the number of years of service he has rendered since he became a member.

Further pension;

(c) A further pension of one-seventieth (1/70th) of his average salary multiplied by the number of years of service certified on his prior-service certificate.

Additional pension.

(d) And if such person shall have been a member of the Teachers' Retirement Fund prior to his becoming a member of the retirement system, a further additional pension which shall be the actuarial equivalent of the contributions without interest, which he paid to the Teachers' Retirement Fund prior to the first day of September, nineteen hundred and nineteen, which he has not otherwise received.

Allowance to new-entrant:

(4) Upon superannuation retirement a new-entrant shall receive a retirement allowance which shall consist of:

Annuity;

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement, and

Pension;

(b) A pension, in addition to the annuity, of one one-hundred and fortieth (1/140th) of his average salary multiplied by the number of years of his total service.

Minimum allowance.

(5) The total retirement allowance granted to a person with twenty or more years of service who has attained the age of sixty-two (62) shall in no case be less than four hundred dollars per annum.

#### Disability Retirement.

Retirement for disability.

(6) Retirement for disability of a teacher who is a member shall be made by the board of trustees upon the application of his employer or upon his own application or that of a person acting in his behalf, on a disability allowance if he is under the age of sixty-two (62) years; *provided*, the board of trustees, after a medical examination of said member, made at the place of his residence within the State or other place mutually agreed upon, by a physician or physicians designated by said board, shall determine upon the basis of a report submitted by said physician or physicians that the said member is physically or mentally incapacitated for the performance of duty and that said member ought to be retired; *and further provided*, that the said member

Proviso.

Proviso.

has rendered ten years of service as a teacher in New Jersey, and if he is a new-entrant, has also been a member of the retirement system for ten years.

Should the applicant for a disability retirement be dissatisfied with the decision of the board of trustees, appeal may be made to the State Board of Education and the decision of the latter shall be final and binding upon all parties.

Right of appeal.

(7) On retirement for disability a teacher who is a member shall receive a retirement allowance which shall consist of:

Retirement allowance for disability:

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement.

Annuity;

(b) A pension which together with his annuity provided under the paragraph immediately preceding shall be sufficient to produce a retirement allowance of one-seventieth of his average salary multiplied by the number of years of his total service, but not less than three hundred dollars per annum or thirty per centum of said average salary, with the exception that in no case shall the allowance exceed nine-tenths of the rate of retirement allowance to which he might have been entitled had retirement been deferred until the age of sixty-two (62).

Pension;

(c) And if such person shall have been a member of the Teachers' Retirement Fund prior to his becoming a member of the retirement system, a further additional pension, which shall be the actuarial equivalent of the contributions without interest, which he paid to the Teachers' Retirement Fund prior to the first day of September, nineteen hundred and nineteen, which he has not otherwise received.

Further pension.

(8) Once each year during the first five years following the retirement of the teacher on a disability allowance and once in every three-year period thereafter, the board of trustees may, and upon his application shall, require any disability beneficiary who is under the age of sixty-two (62) years to undergo medical examination by a physician or physicians designated by the board of trustees, said examination to be made at the place of residence of said beneficiary or other place mutu-

Medical examination of teacher retired for disability.

- If found able to work. ally agreed upon. Should such physician or physicians thereupon report and certify to the board of trustees that such disability beneficiary is not totally incapacitated either physically or mentally for the performance of duty and that such disability beneficiary is engaged or is able to engage in a gainful occupation and should the board of trustees concur in such report, then the amount of his retirement allowance shall be reduced to an amount which, when added to the amount then earned by him shall not exceed the amount of his average salary.
- Change of allowance. Should his earning capacity be later changed then the amount of his retirement allowance may be further altered; *provided*, that the new retirement allowance shall not exceed the amount of the retirement allowance originally granted or an amount which when added to the amount earned by the beneficiary, exceeds the amount of his average salary.
- Refusal to work. Should a disability beneficiary who is under the age of sixty-two (62) years refuse to engage in a gainful occupation when qualified so to do and further refuses a position in the public schools offered to him, the board of trustees may reduce his retirement allowance to half of its former rate.
- Refusal to be examined. (9) Should any disability beneficiary, under the age of sixty-two (62) years, refuse to submit to a medical examination as provided in the subsection immediately preceding, his retirement allowance may be discontinued his withdrawal of such refusal, and should such refusal continue for one year, all his rights in and to such retirement allowance may be forfeited.
- Restoration service. (10) Should a disability beneficiary be restored to active service at a salary equal to that formerly received, his retirement allowance shall cease, and he shall again become a member of the retirement system, and his annuity reserve shall be transferred from the annuity reserve fund to the annuity savings fund, and credited to his individual account as a part of his accumulated deduction in the latter fund, and he shall contribute to the said fund thereafter in the same manner and at the same rate as he paid upon his disability. Upon his restoration to active service his pension reserve in the pension reserve fund shall be transferred to the pension accumulation fund. His prior-service certificate on the basis of



which his service was computed at the time of his retirement shall be renewed and shall again be in full force and effect, and in addition, upon his subsequent retirement, he shall be credited with all his service as a member subsequent to the period covered by his prior-service certificate, anything to the contrary in this act notwithstanding.

#### Withdrawal and Death Benefits.

(11) A contributor who withdraws from the service or ceases to be a teacher for any cause other than death or retirement shall be paid on demand the accumulated deductions standing to the credit of his individual account in the annuity saving fund. Paid accumulated deductions.

(12) The board of trustees may, in its discretion, withhold for not more than one year after a member last rendered school service all or part of his accumulated deductions, if, before he last became a member, he withdrew from the annuity savings fund all or part of his accumulated deductions and failed to redeposit such withdrawn amount to the credit of his individual account in such fund. Withholding deductions.

(13) Should a contributor die before retirement, his accumulated deductions shall be paid to his estate or to such person having an insurable interest in his life as he shall have nominated by written designation duly executed and filed with the board of trustees. Dying before retirement.

#### Optional Benefits.

(14) At the time of his retirement, any contributor may elect to receive his benefits in a retirement allowance payable throughout life, or he may, on retirement, elect to receive the actuarial equivalent at that time of his annuity, his pension or his retirement allowance in a lesser annuity, or a less pension, or a less retirement allowance, payable, throughout life with the provision that: Exercise option at retirement:

Option 1. If he dies before he has received in payments the present value of his annuity, his pension or his retirement allowance as it was at the time of his retirement, the balance shall be paid to his legal representatives or to such person having an insurable interest Option 1;

in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees.

Option 2;

Option 2. Upon his death, his annuity, his pension or his retirement allowance shall be continued throughout the life of and paid to such person having an insurable interest in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees at the time of his retirement.

Option 3;

Option 3. Upon his death, one-half of his annuity, his pension or his retirement allowance shall be continued throughout the life of and paid to such person having an insurable interest in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees at the time of his retirement.

Option 4.

Option 4. Some other benefit or benefits shall be paid either to the member or to such person or persons as he shall nominate, provided such other benefit or benefits, together with the lesser annuity or lesser pension or lesser retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his annuity, his pension or his retirement allowance and shall be approved by the board of trustees.

#### Benefits of Teachers Now Retired.

Payments from  
pension fund.

(15) All pensions payable prior to the month of September, nineteen hundred and nineteen, by the State under the provisions of chapter 268, P. L. 1914, shall, beginning with said month, be paid from the pension fund created by this article and all such pensions as are below four hundred dollars shall be increased to and be paid at the rate of four hundred dollars.

If retirement  
fund fails.

(16) Should the Teachers' Retirement Fund by reason of insolvency or liquidation cease to pay in full the annuities granted and theretofore paid by said fund, there shall be paid out of the pension fund created by this article to persons who shall have been annuitants of said Teachers' Retirement Fund from a date prior to the first day of September, nineteen hundred and nineteen, such part or all of said annuities as the said Teachers' Retirement Fund shall have ceased to pay; *provided*, that neither all nor any part of the amount of any reduction in the annuity therefore payable by the said Teach-

Proviso.

ers' Retirement Fund shall be paid out of the said pension fund, unless there is in effect a corresponding and proportionate reduction by the said Teachers' Retirement Fund in the annuity of, and payment thereof to, each and every person retired by the retirement fund; *provided, further*, that the board of trustees shall be the sole judge as to whether the amount of any allowance which would thereby become payable out of the pension fund corresponds to the amount of reduction by the Teachers' Retirement Fund in the allowance of the same person due to the insolvency or liquidation of said fund. Proviso.

2. This act shall take effect immediately.

Approved March 31, 1926.

#### CHAPTER 307.

An Act fixing the compensation of the surrogates, county clerks and sheriffs in counties of this State bordering on the Atlantic ocean, having a population of more than seventy-five thousand and less than one hundred thousand.

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

1. Whenever the population of any county in this State, bordering on the Atlantic ocean, as ascertained by the latest State or National census promulgated without regard to the date of election or appointment of such surrogates, county clerks, and sheriffs, is more than seventy-five thousand and is less than one hundred thousand, the said surrogates, county clerks and sheriffs shall receive an annual salary of seventy-five hundred dollars (\$7,500.00), which salary shall be paid in the manner as heretofore provided by law. Salary of county officers in certain counties.

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

Approved March 31, 1926.

## CHAPTER 308.

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

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

Salaries of  
county judges.

The annual salary of judges of the Courts of Common Pleas in the several counties of this State shall be as follows:

According to  
population.

1. In counties, now or hereafter, having a population of not less than two hundred and ten thousand nor more than three hundred thousand inhabitants, a salary of ten thousand dollars; in counties, now or hereafter, having a population of not less than one hundred thousand nor more than two hundred and ten thousand inhabitants, a salary of nine thousand dollars; in counties, now or hereafter, having a population of not less than eighty-two thousand nor more than one hundred thousand inhabitants, a salary of six thousand five hundred dollars; in counties now or hereafter having a population of not less than seventy thousand nor more than eighty-two thousand inhabitants, a salary of five thousand dollars; in counties now or hereafter having a population of not less than sixty thousand nor more than seventy thousand inhabitants, a salary of five thousand five hundred dollars; in counties now or hereafter having a population of not less than forty-eight thousand nor more than sixty thousand inhabitants, a salary of four thousand five hundred dollars; in counties, now or hereafter, having a population of not less than thirty-seven thousand nor more than forty-eight thousand inhabitants, a salary of four thousand dollars; in counties, now or hereafter, having a population of not less than twenty thousand nor more than thirty-seven thousand inhabitants, a salary of three thousand five hundred dollars; in counties, now or hereafter, having a population

of less than twenty thousand inhabitants, a salary of two thousand seven hundred dollars.

2. Such salaries shall be paid by the treasurers of the respective counties in equal semimonthly installments, and shall be in lieu of all fees and compensation whatsoever for the services of the said judges in their respective Courts of Common Pleas, Orphans' Courts, Courts of Oyer and Terminer, Quarter Sessions and Special Sessions. Such salary shall be paid upon the basis of population as shown by the preceding Federal census without regard to the date of the appointment of any such judge. Payments.

3. This act shall not be construed to repeal, or in anywise affecting the provisions of chapter one hundred and eight of the Laws of one thousand nine hundred and four, or of section eight, Article XXX of chapter three hundred and forty-nine of the Laws of one thousand nine hundred and twenty, or of chapter one hundred and eighty-five of the Laws of one thousand nine hundred and twenty-four. Construing act.

4. This act shall take effect immediately.

Approved March 31, 1926.

#### CHAPTER 309.

A Supplement to an act entitled "An act respecting the fees of surrogates, registers of deeds and mortgages, county clerks and sheriffs in certain counties of this State, and providing salaries for such officers," approved March thirtieth, one thousand nine hundred and six, approved March third, one thousand nine hundred and twenty-four.

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

1. In all counties of this State which now or may hereafter have a population of not less than fifty thou- Salaries of county officers in certain counties.

sand nor more than seventy-five thousand inhabitants, as ascertained by the preceding Federal census, the surrogates, sheriffs, registers of deeds and mortgages, and county clerks of such counties shall be entitled to have and receive a salary of forty-five hundred dollars per annum. Such salaries to be paid by the county treasurers of such counties in equal semimonthly installments.

2. This act shall take effect immediately.

Approved March 31, 1926.

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### CHAPTER 310.

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, amended March seventeenth, one thousand nine hundred and twenty-two.

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

Section 3  
amended.

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

Organization.

Headquarters  
troops and  
salaries.

3. The Department of State Police shall consist of a headquarters troop, composed of the following personnel: One captain, with an annual salary of two thousand four hundred dollars, payable monthly; one lieutenant at an annual salary of two thousand dollars, payable monthly; one sergeant-major, at an annual salary of one thousand five hundred dollars, payable monthly; one supply sergeant, at an annual salary of one thousand

five hundred dollars, payable monthly; one first sergeant, at an annual salary of one thousand five hundred dollars, payable monthly; one signal sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one stable sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one medical sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one corporal, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal-clerk, at an annual salary of one thousand three hundred dollars, payable monthly; one signal corporal, at an annual salary of one thousand three hundred dollars, payable monthly; two clerks, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; one medical trooper, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; four troopers, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; and two troops, which shall each be composed of the following personnel: One captain, at an annual salary of two thousand four hundred dollars, payable monthly; one lieutenant, at an annual salary of two thousand dollars, payable monthly; one first sergeant, at an annual salary of one thousand five hundred dollars, payable monthly; four sergeants, at an annual salary of one thousand four hundred dollars, payable monthly; four corporals, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal saddler, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal horseshoer, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal mechanic, at an annual salary of one thousand three hundred dollars, payable monthly; one clerk, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; four troopers, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; forty troopers, at an annual salary of one thousand two hundred dollars, payable monthly; *and provided*, that during their first enlistment all men hereafter becoming members of the State Police shall for the first three months, while in

Two troops,  
how composed  
and salaries.

Proviso.

training, receive the proportionate part of an annual salary of six hundred dollars, payable monthly; *and provided, further*, that for the fourth, fifth and sixth months of their service with said department, which shall be held the probationary period, they shall receive the proportionate part of an annual salary of nine hundred dollars, payable monthly, and at the beginning of their seventh month of service, and thereafter their compensation shall be determined on the basis of an annual salary of one thousand and two hundred dollars.

Appointment  
and removal.

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

Proviso.

Proviso.

Proviso.

Increase of  
pay.

All the troopers constituting the State Police as enumerated in this section shall receive an increase of two hundred dollars 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 per annum shall have been reached.

2. This act shall take effect immediately.

Approved March 31, 1926.



## CHAPTER 311.

An Act to amend an act entitled "A supplement to an act entitled 'An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties,' " approved April tenth, one thousand nine hundred and eight, which said supplement was approved March twenty-third, one thousand nine hundred and seventeen, 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 two of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows: Section 2  
amended.

2. The president of the said Civil Service Commission shall receive a salary of four thousand dollars per annum, and each of the other commissioners shall receive a salary of thirty-five hundred dollars per annum, payable semimonthly out of the treasury of this State on the warrant of the Comptroller. In addition each commissioner shall be entitled to be paid out of the treasury of this State, on warrant of the Comptroller, such sums as shall be incurred for necessary traveling and other expenses; but no money shall be paid out of the treasury for any such purpose except on bills presented to the Treasurer duly verified by the oath of the persons presenting the claim. Salary of  
Civil Service  
Commissioners.  
  
Expenses.

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

3. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 312.

An Act authorizing and empowering townships and boroughs in this State to appoint a board of assessors to make assessments for taxes therein, and to regulate the salaries and compensation of the members thereof.

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

Appointment  
of assessors.

Residents.

Duties.

Assessments  
verified.

Application of  
act.

Chairman and  
secretary.

Terms.

1. From and after the passage of this act, and its acceptance or adoption as hereinafter provided, it shall be lawful for any township or borough by its township committee or its mayor and council to appoint a board of three assessors of taxes to appraise and value the property of said township or borough. The members of such board to be residents and citizens of such township or borough. Such board of assessors shall perform all the duties imposed by law upon assessors in townships and boroughs. All assessments made by such board of assessors shall be concurred in by a majority of the board. The assessment list and duplicate shall be verified by at least two members of the board. This act shall not affect townships and boroughs governed by a board of commissioners, under the provisions of an act entitled "An act relating to, regulating and providing for the government of cities, towns, boroughs and other municipalities within this State, approved April twenty-fifth, one thousand nine hundred and eleven.

2. The members of the board shall be appointed by the township committee or by the mayor with the consent of the council. One of such persons so appointed shall be designated by the chairman of the township committee or the mayor as secretary. The members of the first board of assessors appointed after the acceptance or adoption of this act shall be appointed for terms of one, two, and three years, respectively, and thereafter the term of office of each member of the board of assessors shall be three years. The term of office of the members of the board of assessors shall commence on the

first day of July next succeeding the acceptance of this act. Vacancies shall be filled by the members of the governing body of the municipality in the same manner as original appointments are made herein. Vacancies.

3. The members of the board of assessors shall receive such salary or compensation as the governing body, by ordinance or resolution may from time to time fix; *provided*, that the compensation of any member of such board shall not be decreased during his term of office without his written consent. Salary.  
Proviso.

4. This act shall only become operative in any township or borough when its provisions are accepted by ordinance enacted by the governing body of such township or borough and upon the enactment of such ordinance, the office of assessor shall be abolished on and after June thirtieth next succeeding the enactment thereof. When act  
operative.

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

Approved March 31, 1926.

#### CHAPTER 313.

An Act to provide for the transfer from one system to another of officers and employees who are members of and entitled to benefits in any retirement system or pension fund, subject to contributions thereto by such members, operated in whole or in part by the State of New Jersey; including employees of municipalities and counties who have, or shall have become members of any such system or fund.

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

1. Any officer or employee who is a member of and entitled to benefits in any retirement system or pension fund operated in whole or in part by the State of New Jersey, in which such system or fund the member there- Transfer of  
members of re-  
tirement sys-  
tem.

of contributes thereto, including employees of municipalities and counties who have, or shall have become members of any such system or fund, may transfer his membership to such other retirement system upon accepting office or a position in another branch of service, when such transfer of office or employment would make it impossible for him to continue in the retirement system or pension fund of which he has been a member and by such transfer make it possible for him to participate in such other system.

As to withdrawal.

Entry into another system.

Credits and contributions.

Expenses to effect change.

2. When such member upon transfer of office or employment is a member of any such retirement system of this State, changes his office or employment, or is transferred in such manner as to require his withdrawal from any such retirement system or pension fund to such an office or position which entitles him to becoming a member of such other retirement system or pension fund, he shall give notice to the administrative head of the retirement system of which he is a member, prior to or at the time of his withdrawal from such system, of his intention to enter such other retirement system or pension fund. Upon his entry into such other system he shall be admitted with such credit for prior service as he was entitled to in the system or fund from which he has or shall have withdrawn and he shall be permitted to deposit in the second retirement system or pension fund the total amount of his contributions so withdrawn from the first retirement system and the board or administrative head of such first retirement system is authorized and empowered to transfer to said second retirement system or fund such funds or credit to which said member so withdrawing from such first retirement system was entitled and he shall thereupon as a member of the second retirement system be entitled to such credit in the way of pension and annuity as is provided by law in such second retirement system, with such prior service credit as he was originally entitled to in the said first retirement system.

3. It shall be lawful for such board or body administering such second retirement system or pension fund to appropriate and expend such sum or sums of money as may be necessary to effectuate the purposes of this

act and the State Treasurer, on the warrant of the Comptroller, is authorized to honor requisitions made pursuant hereto by such administrative board, body or person; *providing, however*, that such funds have been appropriated and placed at the disposal of such pension fund or retirement system as otherwise provided by law. Proviso.

4. This act shall take effect immediately.

Approved March 31, 1926.

#### CHAPTER 314.

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. There shall henceforth be vested in the Commissioner of Education the control and management of all State institutions maintained wholly or in part by State appropriations, whose purpose and object is the training of teachers for the public schools of the State; *provided*, no plans or policies concerning such State institutions shall be put into operation until approved by the State Board of Education. Such State institutions shall include the State normal schools and the summer schools for the training of public school teachers, the establishment and maintenance of which are provided for in the act and a supplement to the act to which this act is a supplement. Control of  
normal schools.  
  
Proviso.

2. The Commissioner of Education shall by and with the approval of the State Board of Education appoint such principals, expert assistants and other persons as he may from time to time deem necessary to assist him Schools in-  
cluded.  
  
Principals and  
assistants.

in the proper control and management of the said State institutions for teacher training.

Moneys needed  
appropriated.

3. No expense shall be incurred or moneys expended under the provisions of this act in addition to appropriations already made or to be made for the maintenance of said State normal schools and summer schools until an appropriation therefor shall have been made in the annual appropriation bill.

Repealer.

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

5. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 315.

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

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

Determination  
of effect of  
ordinance.

1. Whenever in any municipality there shall be established a board of adjustment as authorized by the act to which this act is a supplement, such board of adjustment in addition to the powers now vested in it shall have power to determine, on appeal to it, whether any ordinance adopted by such municipality pursuant to the provisions of said act, so far as such ordinance affects the use of any property in relation to which such appeal is taken, tends to promote the public morals, health, safety or welfare; and if such board of adjustment shall determine on any such appeal that such ordinance does not, in such instance, so tend, such board of adjustment may modify or vary any requirement of said ordinance

Ordinance may  
be modified.

so far as it affects the user of the property in relation to which said appeal is taken.

2. Any decision of the board of adjustment shall be subject to judicial review; *provided, however*, that no writ of certiorari for that purpose shall issue unless application therefor be made within thirty days after notice given to owner of property affected by such decision of the filing of the decision of such board in the office of such board, nor shall the allowance of any such writ stay proceedings upon the decision appealed from unless so ordered by the court.

Decision re-  
viewable.  
Proviso.

3. This act shall take effect immediately.

Approved March 31, 1926.

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#### CHAPTER 316.

An Act providing for removing stumps, danger points and purging in the navigable waters of Cranberry lake, and providing an appropriation for the cost and removal thereof.

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

1. The Morris Canal and Banking Company shall remove all stumps and other dangerous points in Cranberry lake as in its judgment may be necessary and expedient, the said company shall also stop the purging of the lake by treating the water by scientific corrections.

Improving  
navigation.

2. For the purpose of paying the cost and removal thereof, the sum of ten thousand (10,000) dollars is hereby appropriated when included in the annual appropriation bill.

Appropriation.

3. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 317.

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," approved February twenty-eighth, one thousand nine hundred and eighteen, and the various amendments and supplements thereto.

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

Petty cash  
fund.

1. The board now designated as the Board of Children's Guardians may establish a petty cash fund for the purpose of paying such current expenses as require a prompt cash outlay and for traveling expenses.

Amount.

2. The State Treasurer, upon the warrant of the State Comptroller, may for the purpose aforesaid, pay to the treasurer of said board of guardians, or to the person or official acting as such, from its annual appropriation of State funds an amount necessary therefor not exceeding five thousand dollars upon the application in writing by the management of said board.

Reimburse-  
ment.

Accounting.

3. Upon the presentation of the vouchers for money expended from said petty cash funds, the fund shall be reimbursed to the amount so expended. The treasurer of said board, or the person or official acting as such shall file an account showing all expenditures from said fund and attach thereto all vouchers for said expenditures, and shall devote the sum thereof when received from the State Treasurer to the reimbursement of said fund.

Settling  
questions.

4. Any question arising in regard thereof with reference to the amount to be allowed, the expenditure thereof, the accounting thereof, and the repayment thereof



to the State Treasurer, shall be finally determined by the ruling of the State Comptroller.

5. This act shall take effect immediately.

Approved March 31, 1926.

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## CHAPTER 318.

An Act to further amend and to further supplement an act entitled "An act concerning corporations (Revision of 1896)," approved April twenty-first, one thousand eight hundred and ninety-six, as heretofore amended and supplemented.

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

1. Section seven, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Section 7  
amended.

7. Unless otherwise provided in its certificate of incorporation or charter, any corporation of this State, heretofore or hereafter organized under the laws of this State, may conduct business, have one or more offices, and hold, purchase, mortgage and convey real and personal property outside of this State in any of the several States, territories, possessions and dependencies of the United States, the District of Columbia, and in foreign countries.

May conduct  
business and  
have property  
outside State.

2. Section nine, as heretofore amended, of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 9  
amended.

9. The certificate of incorporation shall be proved or acknowledged as required for deeds of real estate, and recorded in a book to be kept for that purpose in the office of the clerk of the county where the principal office of such corporation in this State shall be established, and after being so recorded, shall be filed and recorded in the office of the Secretary of State; said

Certificate to  
be filed and  
recorded.

Copy in evidence.	certificate, or a copy thereof, duly certified by the Secretary of State, shall be evidence in all courts and places; and any certificate of incorporation acknowledged or proved by a feme covert as deeds for real estate are required to be acknowledged or proved by a feme sole shall be valid and effectual in law; and any certificate of incorporation which has been heretofore acknowledged by a feme covert not upon private examination apart from her husband and shall have been in all other respects valid and effectual, is hereby confirmed and made valid and effectual in law.
Acknowledgment by feme covert.	
Section 1 amended.	3. Section one of an act entitled "A supplement to an act entitled 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," approved April nineteenth, one thousand eight hundred and ninety-eight, is hereby amended to read as follows:
Amended certificate filed and recorded.	1. It shall be lawful for the incorporators of any corporation, before the payment of any part of its capital, to record with the clerk of the county in which the original certificate of incorporation was recorded and file and record with the Secretary of State, an amended certificate duly signed by the incorporators named in the original certificate of incorporation, and duly acknowledged or proved as required for certificates of incorporation under the act to which this is a supplement, modifying, changing or altering its original certificate of incorporation, in whole or in part, which amended certificate shall take the place of the original certificate of incorporation, and shall be deemed to have been filed and recorded on the date of the filing and recording of the original certificate; <i>provided, however</i> , that nothing herein shall permit the insertion of any matter not in conformity with the act to which this is a supplement; <i>and provided, however</i> , that this act shall not in any manner affect any proceedings pending in any court; for filing said amended certificate of incorporation, the Secretary of State shall charge a fee of twenty dollars; <i>provided</i> , that where the total authorized capital stock of the corporation is increased by said amended certificate the Secretary of State shall charge the prescribed fees for any such increase in stock.
Proviso.	
Proviso.	
Proviso.	

4. Section twelve, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Section 12  
amended.

12. The business of every corporation shall be managed by its directors, who shall respectively be shareholders therein; or shareholders in a corporation holding twenty-five per centum or more of its capital stock; they shall not be less than three in number, and, except as hereinafter provided, they shall be chosen annually by the stockholders, at the time and place provided in the by-laws, and shall hold office for one year and until others are chosen and qualified in their stead; but by so providing in its certificate of incorporation, any corporation organized under this act may classify its directors in respect to the time for which they shall severally hold office, the several classes to be elected for different terms; *provided*, that no class shall be elected for a shorter period than one year or for a longer period than five years, and that the term of office of at least one class shall expire in each year; any corporation which shall have more than one kind of stock may, by so providing in its certificate of incorporation, confer the right to choose the directors of any class upon the stockholders of any class or classes, to the exclusion of the others. If so provided in the certificate of incorporation or by-laws, an executive committee may be from time to time appointed by the directors from among their members, which committee, subject to the provisions of the certificate of incorporation or by-laws, may exercise the powers of the directors in the management of the business, affairs and property of the corporation during the intervals between the meetings of the directors.

Corporations  
managed by  
board of direc-  
tors.

Chosen annu-  
ally by stock-  
holders.

Proviso.

Management  
by executive  
committee.

5. Section seventeen, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Section 17  
amended.

17. Stockholders may vote at all meetings by proxy in writing; and every corporation may determine by its certificate of incorporation or by-laws the manner of calling or conducting all meetings, what number of shares shall entitle the stockholders to one or more votes, what number of stockholders shall attend, either in person or by proxy, or what number of shares or amount

Absent stock-  
holders may  
vote by proxy.

Assent by two-thirds in interest.	of interest shall be represented at any meeting in order to constitute a quorum; and may by its original or amended certificate of incorporation provide that any action which, at any meeting of stockholders, requires the vote, assent or consent of two-thirds in interest of all of the stockholders, or of two-thirds in interest of each class of stockholders having voting powers, or which requires such assent or consent in writing to be filed, may be taken upon the assent of and the assent given and filed by two-thirds in interest of the stockholders present and voting at such meeting in person or by proxy; <i>provided</i> , that where assent by classes is required such assent shall be given by two-thirds in interest of each class so present and voting; <i>and provided, further</i> , that in no case shall more than a majority of shares or amount of interest be required to be represented at any meeting in order to constitute a quorum; if the quorum shall not be so determined by the corporation, a majority in interest of the stockholders, represented either in person or by proxy, shall constitute a quorum.
Proviso.	The attendance at any meeting of a stockholder or stockholders who may have theretofore given a proxy or proxies shall not have the effect of revoking the same unless the stockholder or stockholders so attending shall in writing so notify the secretary of said meeting at any time prior to the voting of said proxy or proxies.
Proviso.	
Quorum.	
Attendance does not revoke proxy.	At any annual meeting for the election of directors any business may be considered and transacted which may properly be brought before a general meeting of the stockholders, and, if due notice be given, any business may be considered and transacted which under any of the provisions of this act may be considered and transacted at a special meeting of stockholders.
Business that may be transacted at annual meeting.	
Voting trustee.	In the case of any corporation organized under this act one or more stockholders may, by agreement in writing, deposit capital stock with or transfer capital stock to any person or persons, or corporations authorized to act as trustee, for the purpose of vesting in said person, persons or corporations the right to vote thereon, or for such other lawful purposes as may be agreed, for any period of the time determined by such agreement, not exceeding ten years, upon terms and conditions stated in
Term.	

such agreement, pursuant to which such person, persons or corporations shall act. After filing an unexecuted copy of such agreement in the principal office of the corporation in the State of New Jersey, which copy shall be open to the inspection of any stockholder of the corporation or any depositor under said agreement daily during business hours, the certificates of stock so transferred shall be surrendered and canceled, and new certificates therefor shall be issued to such transferee or transferees, who may be designated voting trustees, in which said new certificates it shall appear that they are issued pursuant to such agreement, and in the entry of such transferee or transferees as owners of such stock in the proper books of the issuing corporation that fact shall also be noted, and thereupon said transferree or transferrees may vote upon the stock so transferred during the period in such agreement specified; **stock standing** in the name of such voting trustees may be voted either in person or by proxy, and in voting said stock, such voting trustees shall incur no responsibility as stockholder, trustee, or otherwise, except for their own individual malfeasance. In any case where two or more persons are designated as voting trustees, and the right and method of voting any stock standing in their names at any meeting of the corporation are not fixed by the agreement appointing said trustees, the right to vote said stock and the manner of voting the same at any such meeting shall be determined by a majority of said trustees.

Surrender and  
cancellation of  
certificates of  
stock.

New certificate  
issued.

Voting stock  
held by voting  
trustees.

Determining  
manner of vot-  
ing.

6. Section eighteen, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Section 18  
amended.

18. Every corporation organized under this act shall have power to create two or more kinds of stock, any of which may be stock with par value or stock without par value, with full, limited or no voting powers, of such classes, with such designations, preferences, relative, participating, optional or other special rights, qualifications, limitations or restrictions thereof, as shall be stated and expressed in the certificate of incorporation or in any certificate of amendment thereof, but no stock with par value shall be created entitling the holders thereof to re-

Classes of  
stock.

Preferred divi-  
dend limited.

Changing capital.	ceive preferred dividends thereon in excess of eight per centum per annum. The power to increase, decrease or otherwise adjust the capital stock as in this act elsewhere provided shall apply to all or any of the classes of stock.
Redeeming stock.	Any preferred or special stock may be made subject to redemption at the time or times and at such price, not less than par in the case of stock with par value, and not less than the value received therefor by the corporation in the case of stock without par value, as shall be expressed in the certificate of incorporation or an amendment thereof pursuant to which the same shall have been issued. The holders of preferred or special stocks shall be entitled to receive dividends at such rates, on such terms, and at such times as shall be provided in the certificate of incorporation or an amendment thereof, payable in preference to or in such relation to the dividends payable on any other class or classes of stock as shall be so expressed, and such dividends may be made cumulative. The holders of such preferred or special stocks shall be entitled to such rights upon the dissolution of or any distribution of the assets of the corporation as shall be expressed in the certificate of incorporation or an amendment thereof. In the case of preferred or special stocks entitled to limited preferential dividends and to a fixed amount upon dissolution or upon any distribution of the assets of the corporation, the board of directors may be empowered by the certificate of incorporation or an amendment thereof to cause such stock to be issued in series with variations as to the rates of dividend payable thereon and as to the terms on which the same may be redeemed and as to the amount which shall be paid to the holders thereof in case of dissolution or any distribution of assets and as to the terms or amount of any sinking fund provided for the purchase or redemption thereof, but the stock of each such series of the same class shall in all other respects be equal. Upon the creation and issuance of any such series the designation, description and terms thereof shall be set forth in a certificate made by the corporation and filed in the office of the Secretary of State.
Dividends.	
Rights.	
Serial issues of stock.	
Variable dividends.	
Terms of series set forth.	
Redemption of stock.	Upon the redemption of any stock with par value, not more than the par value thereof shall be charged against

or paid out of the capital of the corporation, and, in case the same be without par value, not more than the amount of the capital received upon the issuance of such stock shall be charged against or paid out of the capital of the corporation. Upon the redemption of any stock the same shall be deemed to be retired and shall not be re-issued. In every such case the corporation shall within sixty days from the date of such redemption execute and file with the Secretary of State a certificate setting forth with particularity the kind and number of shares of the stock so redeemed.

Certificate of facts filed.

Any preferred or special stock may be made convertible into stock of any other class or classes upon such terms and conditions as shall be expressed in the certificate of incorporation or an amendment thereof, provided that stock without par value shall not be made convertible into stock with par value unless the stated capital received upon the issuance of such stock without par value shall be at least equal to the par value of the stock into which the same is made convertible.

Conversion of stock.

Every corporation organized under this act shall have power to create optional rights to purchase and subscribe to stock of any class or classes on such terms and at such price and in such manner and at such time or times as shall be expressed in the certificate of incorporation or an amendment thereof, and may issue such warrants or other evidence of such rights, but nothing herein contained shall authorize the issuance of any stock with par value at less than the par value thereof.

Optional rights.

7. 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:

Section 27 amended.

27. Every corporation organized under this act 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

Corporation may change its certificate, objects, powers, etc.

Create classes of stock.

Dividends in arrears.	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, provide for funding or satisfying rights in respect 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 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; <i>provided</i> , that such certificate of amendment, change or alteration shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, 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.
Reclassification.	
Procedure to amend charter.	
Proviso.	
Effect of section 28.	Nothing contained in section twenty-eight of this act shall in anywise limit or restrict the provisions of this section.



8. Section twenty-nine of the act to which this act is an amendment and supplement is hereby amended to read as follows:

29. The decrease of capital stock or of capital may be effected by retiring or reducing any class of the stock or by drawing the necessary number of shares of any class by lot for retirement, or by the exchange by stockholders of any class of stock of the stock held by them of such class for a decreased number of shares of stock of said class, or by reducing the par value of shares of any class, or by the exchange of shares of stock of any class for the same or a different number of shares of stock of any other class, or by the purchase of shares for retirement, either pro rata from all holders of shares of that class of stock or from time to time by purchase in the open market at not exceeding such price or prices as are fixed or approved by the stockholders entitled to vote upon the decrease to be effected in that manner, or by retiring shares owned by the corporation. If shares having a par value are retired, not more than the par value thereof shall be charged against or retired out of the capital of the corporation. If any such decrease shall result in the reduction of the capital of the corporation, a certificate in writing stating the fact of the reduction of the capital of the corporation and the manner of effecting the same and the terms and conditions thereof shall be published for three weeks successively, at least once in each week, in a newspaper published in the county in which the principal office of the corporation is located; the first publication to be made within fifteen days after the filing of the certificate of decrease in the office of the Secretary of State, and in default thereof the directors of the corporation shall be jointly and severally liable for all debts of the corporation contracted before the filing of the said certificate, and the stockholders shall also be liable for such sums as they may respectively receive of the amount so reduced; *provided*, no such decrease of capital stock or of capital shall release the liability of any stockholder, whose shares have not been fully paid, for debts of the corporation theretofore contracted, nor effect any reduction of the taxes that may be required to be paid by the charters of cor-

Section 29 amended.

Decrease of capital, how effected.

Decrease made public.

Proviso.

Proviso.	porations incorporated by special acts; <i>provided, further</i> , that no such publication shall be required if the authorized capital stock be decreased without reduction of the capital of the corporation.
Section 2 amended.	9. Section two of an act entitled "An act to amend an act entitled 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," approved March twenty-eighth, one thousand nine hundred and two, is hereby amended to read as follows:
Issue of convertible bonds on debentures.	2. Every corporation organized under this act shall have power, with the consent of two-thirds in interest of the holders of each class of stock having voting powers, to issue bonds, debentures or other obligations, convertible into stock of any class upon the terms, in the manner and under the conditions provided in an agreement to which the corporation shall be a party and under which the same are issued; <i>provided</i> , that bonds, debentures or other obligations convertible into stock with par value shall not be issued for less than the par value of such stock.
Proviso.	10. Section thirty-one of the act to which this act is an amendment and supplement is hereby amended to read as follows:
Section 31 amended.	31. Every corporation organized under this act may be dissolved in the manner following: The board of directors shall pass a resolution, declaring it advisable and most for the benefit of the corporation that it should be dissolved 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 all the stockholders, whether with or without voting powers and without regard to class, shall at such meeting or at any adjournment thereof consent in writing that the corporation should be dissolved and shall vote in favor of the dissolution of the corporation and consent thereto in writing, a certificate of such dissolution shall be made by the corporation under its seal and the hands of the president or vice-president and the secretary or assistant secretary, which certificate shall be acknowledged or proved
Procedure for dissolution of corporations.	
If two-thirds consent.	
Certificate filed.	

as in the case of deeds of real estate, and such certificate, together with the said consents in writing and together with a list of the names and residences of the directors or officers certified as aforesaid, shall be filed in the office of the Secretary of State, who shall thereupon issue a certificate that such certificates and consents have been filed, and upon the issuance of such dissolution certificate by the Secretary of State the corporation shall thereupon be dissolved except only as is hereinafter provided, and the board of directors shall proceed to settle up and adjust its business and affairs; *provided, however,* that the consent in writing of the stockholders may fix a date subsequent to the date of the issuance of such certificate by the Secretary of State as the date on which the dissolution shall take effect, which shall be stated in the certificate issued by the Secretary of State; *and provided, further,* that whenever all the stockholders shall consent in writing to a dissolution, no meeting or notice thereof shall be necessary, but on filing said consents in the office of the Secretary of State he shall forthwith issue a dissolution certificate. The board of directors shall in every case cause such certificate of the Secretary of State to be published for three weeks successively, at least once in each week, in a newspaper published in the county in which the principal office of said corporation was last located, and shall after the completion of such publication file proof thereof in the office of the Secretary of State.

Proviso.

Proviso.

Publication of dissolution.

Proof filed.

11. Section thirty-six of the act to which this act is an amendment and supplement is hereby amended to read as follows:

Section 36 amended.

36. Unless otherwise provided in the charter, certificate or by-laws of the corporation, at every election each stockholder, whether resident or nonresident, shall be entitled to one vote in person or by proxy for each share of the capital stock held by him, but no proxy shall be voted on after three years from its date; nor shall any share of stock be voted on at any election which has been transferred on the books of the corporation within twenty days next preceding such election. The board of directors shall have power to close the stock transfer books of the corporation for a period not ex-

Each share entitled to vote.

Proxies allowed.

Closing transfer books.

Proviso.	ceeding thirty days preceding the date of any meeting of stockholders or the date for payment of any dividend or the date for the allotment of rights or the date when any change or conversion or exchange of capital stock shall go into effect; <i>provided, further</i> , that in lieu of closing the stock transfer books as aforesaid, the by-laws may fix or authorize the board of directors to fix in advance a date, not exceeding thirty days preceding the date of any meeting of stockholders, or the date for the payment of any dividend, or the date for the allotment of rights, or the date when any change or conversion or exchange of capital stock shall go into effect, as
Record date.	a record date for the determination of the stockholders entitled to notice of and to vote at any such meeting, or entitled to receive payment of any such dividend, or any such allotment of rights, or to exercise the rights in respect to any such change, conversion or exchange of capital stock, and in such case only stockholders of record on the date so fixed shall be entitled to such notice of and vote at such meeting, or to receive payment of such dividend, or allotment of rights, or exercise such rights, as the case may be, and notwithstanding any transfer of any stock on the books of the corporation after any such record date fixed as aforesaid.
Stockholders of record notified.	
Section 38 amended.	12. Section thirty-eight of the act to which this act is an amendment and supplement is hereby amended to read as follows:
Stock owned by corporation not voted.	38. Shares of stock of a corporation belonging to said corporation shall not be voted upon directly or indirectly, but any shares disqualified from voting solely because of such ownership shall not be counted in determining the proportion of or the number of shares or votes required to pass or to vote upon or to consent or assent to any matter or in the number of shares required to constitute a quorum at any meeting of the stockholders.
Section 44 amended.	13. Section forty-four of the act to which this act is an amendment and supplement is hereby amended to read as follows:
Where meetings of stockholders held.	44. In all cases where it is not otherwise provided by law, the meetings of the stockholders of every corporation of this State shall be held at its principal office

in this State, but, if so provided in its certificate of incorporation or any amendment thereof, or in by-laws adopted by two-thirds in interest of the stockholders, any meeting or meetings of the stockholders of any corporation organized under this act may be held outside of this State, but only at such place or places as may be so provided. The directors may hold their meetings, and have an office, and keep the books of the corporation (except the stock and transfer books) outside of this State, unless otherwise provided by the by-laws or certificate of incorporation. Every corporation shall maintain a principal office in this State, and have an agent in charge thereof, wherein shall be kept the stock and transfer books for the inspection of all who are authorized to see the same, and for the transfer of stock; the Court of Chancery or the Supreme Court, or any justice thereof, may, upon proper cause shown, summarily order any or all of the books of said corporation to be forthwith brought within this State, and kept therein at such place and for such time as may be designated in such order, and the charter of any corporation failing to comply with such order may be declared forfeited by the court making such order, and it shall thereupon cease to be a corporation, and all its directors and officers shall be liable to be punished for contempt of court for disobedience of such order.

Acting outside  
State.

Principal office  
and agent.

Court may  
order books  
brought into  
State.

Failure to com-  
ply.

14. Section forty-seven, as heretofore amended, of the act to which this act is an amendment and supplement is hereby further amended to read as follows:

Section 47  
amended.

47. Unless otherwise provided in the original or amended certificate of incorporation, or in a by-law adopted by a vote of at least a majority of the stockholders, the directors of every corporation organized under this act shall have power in their discretion from time to time to fix and to vary the amount of the working capital of the corporation and to determine, what, if any, dividends shall be declared and paid to stockholders out of its surplus or net profits. Dividends may be declared and paid in capital stock with or without par value.

As to working  
capital and  
dividends.

Stock divi-  
dends.

If so provided in its certificate of incorporation or in an amendment thereof, every corporation organized

Creation of  
sinking fund.

under this act shall have the power to create a sinking fund of a specified amount or proportion of its net profits for the purchase, retirement or redemption of any class or classes of preferred stocks and to apply such sinking fund to such purpose.

Section 1  
amended.

15. Section one, as heretofore amended, of an act entitled "An act to supplement 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," approved April fifteenth, one thousand nine hundred and twenty, is hereby further amended to read as follows:

Article XV  
added.

1. The act to which this act is a supplement is hereby supplemented by the addition of the following article and sections, to be known as Article XV, and sections one hundred and twenty to one hundred and twenty-three, inclusive:

#### XV. SHARES OF STOCK WITHOUT STATED PAR VALUE.

Stock without  
par value.

120. Every corporation organized or hereafter to be organized under this act may provide for the issuance of one or more classes of stock without any nominal or par value of such number of shares, with such designations, preferences, if any, and voting powers or restrictions or qualifications thereof as shall be stated and expressed in the certificate of incorporation or in any certificate of amendment thereof. In any case in which the law requires to be stated in any certificate or paper the amount of capital authorized, issued, outstanding or with which the corporation will commence business, the par value of shares or the amount of the subscriptions of the incorporators thereof, there shall be stated in respect of such nominal or nonpar shares the number of such shares authorized, issued, outstanding or with which the corporation will commence business, that such shares are without par value, or the number of such shares subscribed for by the incorporators, as the case may be, and in cases where an original or amended certificate of incorporation provides only for shares issued without nominal or par value, such statement shall be in lieu of all requirements relating to the minimum

Details of is-  
sue stated.

amount of authorized capital stock and the minimum amount with which business may begin.

Any and all of the provisions of section eighteen, section twenty-seven and section twenty-nine of the said act entitled "An act concerning corporations (Revision of 1896)," approved April twenty-first, one thousand eight hundred and ninety-six, of which this act is a supplement, as now or hereafter in force, shall extend to and apply to all and any classes of stock without par value.

Application of certain sections of act.

121. Every such corporation may issue and may sell its authorized shares without nominal or par value, from time to time, for such consideration as may be prescribed in the certificate of incorporation or any amendment thereof, or, if so provided in the certificate of incorporation, as from time to time may be fixed by the board of directors, or, if no such provision is made in the certificate of incorporation, then with the consent of two-thirds of each class of the stockholders having voting powers given at a meeting called for that purpose. Such meeting shall be held on such notice as the by-laws provide, and in the absence of such provision upon ten days' notice given personally or by mail. Any and all shares without nominal or par value issued as permitted by this act shall be deemed fully paid and nonassessable, and the holder of such shares shall not be liable to the corporation or its creditors in respect thereof.

Sale of stock without par value.

Meeting to fix consideration.

122. Every share of stock without nominal or par value shall be equal to every other share of such stock of the same class, and shall rank, as respects any other class or classes of stock, according to the preferences given each and every class of stock under the terms of this act. Every certificate for such shares without nominal or par value shall have plainly written or printed upon its face the number of such shares which it represents, and shall state briefly the rights and preferences, if any, given to such shares, and no such certificate shall express any nominal or par value of such shares.

Rank of shares equal.

Certificate for shares.

123. The privileges and powers conferred by this act shall be deemed to be, in addition to any and all powers

Powers hereby conferred deemed additional.

and authority conferred by any other law or laws, and not in restriction or limitation of any of the powers now permitted to corporations of this State, and except as herein otherwise expressly provided, all of the provisions of the act to which this act is a supplement, and the acts amendatory thereof and supplemental thereto shall be applicable to any and all stock issued by virtue hereof.

Section 124  
added.

16. 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 one hundred and twenty-four, reading as follows:

Purchase of  
stock by  
stockholders.

124. Upon the issue of capital stock for cash, unless otherwise expressly provided in the certificate of incorporation, or in by-laws adopted by two-thirds in interest of each class of stockholders, every stockholder shall have a right (unless waived by him) according to the number of shares held by him to purchase his pro rata proportion of the stock to be issued, at such price (which may be in excess of the par value), within such time and on such terms as shall be fixed and determined by the board of directors; *provided*, that, unless otherwise expressly provided in the certificate of incorporation, or by-laws adopted by two-thirds in interest of each class of stockholders, a holder of preferred or special stock entitled to limited preferential dividends and to a fixed sum upon any distribution of the assets of the corporation shall have and be entitled to exercise such pre-emptive rights only in case of the issue of stock of the same class held by him or of any class which has preference or priority as to assets or dividends over the class of stock held by him. In any such case the board of directors shall have power to determine what disposition shall be made of any stock to be issued and which shall not be subscribed for by stockholders.

Proviso.

Disposition of  
stock not sub-  
scribed.

As to constitu-  
tionality of act  
or any section.

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



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

19. This act shall take effect immediately.

Approved March 31, 1926.

### CHAPTER 319.

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

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

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State and special funds, for the several purposes herein specified, to meet deficiencies in appropriations: Supplemental appropriations.

#### 1. SUPREME COURT.

Additional allowance for salaries of Circuit Court judges, .....	\$48,000 00	Supreme Court.

#### 2. COURT OF ERRORS AND APPEALS.

Additional allowance for compensation of judges of the Court of Errors and Appeals, at \$40.00 per diem, .....	\$20,000 00	Judges of Court of Errors.

#### 3. SECRETARY OF STATE, MOTOR VEHICLE DEPARTMENT.

Metal and materials for automobile markers, .....	\$70,000 00	Markers for automobiles.
Payment of above item in this account to be made from the receipts of the De-		

partment of Motor Vehicle Regulation  
and Registration, pursuant to chapter  
235, Laws of 1909.                     

4. STATE HOUSE COMMISSION.

State building at sesquicen- tennial exposi- tion.	For maintenance and furnishing of a per- manent State building at the exposition to be held in the city of Philadelphia, in 1926, pursuant to chapter 70, Laws of 1922, ..... <u><u>\$25,000 00</u></u>
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5. STATE NORMAL SCHOOL, GLASSBORO.

Glassboro normal school.	Drainage of property and roads, and dis- posing of roof rain water from school building, ..... <u><u>\$10,000 00</u></u>
	The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to chapter 65, Laws of 1909. <u><u>                    </u></u>

6. WATER POLICY COMMISSION.

Water Policy Commission.	For legal, engineering and other expenses in connection with the investigation con- ducted by the commission appointed pursuant to Joint Resolution No. 8, of the Session of 1925, to formulate a comprehensive policy for the State of New Jersey, in relation to the potable waters of the State, ..... <u><u>\$15,000 00</u></u>
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7. STATE PRISON.

State Prison Farm.	Additional allowance for storage and ice making equipment (Farm), ..... <u><u>\$1,600 00</u></u>
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8. WOODBINE COLONY FOR FEEBLE-MINDED MALES.

Woodbine col- ony.	Fire apparatus, ..... <u><u>\$427 75</u></u>
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## 9. SECRETARY OF STATE.

Advertising proposed constitutional amendments, .....	\$5,000 00	Proposed amendments.
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## 10. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Additional allowance for salaries, .....	\$4,345 00	Salaries.
Development of Washington Crossing park, .....	30,000 00	Washington Crossing park.
	<u>\$34,345 00</u>	

## 11. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH.

Purchase of additional property, stock and equipment, \$30,100 00		Bordentown school.
Ironer for laundry, .....	4,335 00	
	<u>\$34,435 00</u>	
Payments under this account to be made pursuant to chapter 65, Laws of 1909.		

## 12. BOARD OF COMMERCE AND NAVIGATION.

Additional allowance for legal services rendered, ....	\$500 00	Commerce and navigation.
Carrying out the provisions of Senate No. 243, provided said bill becomes a law, .....	10,000 00	
	<u>\$10,500 00</u>	
Appropriation for administration expenses of this board to be deducted from receipts, pursuant to chapter 223, Laws of 1922,		

## 13. AGRICULTURAL EXPERIMENT STATION.

Repairs to buildings and fences, at the egg-laying contests in Bergen and Cumberland counties, .....	\$6,000 00	Experiment station.
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## 14. SEA GIRT COTTAGE.

Governor's cot- tage.	For furniture and repairs, .....	\$2,500 00
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## 15. LEGISLATURE.

Additional leg- islative ex- penses.	Additional allowance for Manuals of the Legislature, \$1,976 00	
	Additional allowance for in- dexing Journal and Min- utes, and other incidental and contingent expenses, ..	5,000 00
	Additional allowance for compensation for officers and employees, .....	2,800 00
		<hr/> \$9,776 00 <hr/>

## 16. DEPARTMENT OF INSTITUTIONS AND AGENCIES.

State Use Fund.	The following sum is appropriated from the State fund for additions and im- provements for the State Use Indus- tries:	
	Gasoline roller, tractor and other equip- ment, .....	\$17,500 00
	The following sum is appropriated from the State Use Revolving fund, for fur- ther plant and equipment for State use industries, from the surplus in the Re- volving fund in excess of the amount of \$200,000.00:	
	Automobile tag industry, au- tomobile trucks, .....	\$11,000 00

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## 17. BOARD OF PUBLIC UTILITY COMMISSIONERS.

Telephone in- vestigation.	Amount due J. G. Wray & Company for services in connection with telephone rate investigation, .....	\$2,554 55
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## 18. DEPARTMENT OF AGRICULTURE.

Additional allowance for Gypsy moth extermination, .....	\$59,000 00	Moth extermination.
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## 19. TRENTON BATTLE MONUMENT.

For the State House Commission, for the renovation of the Trenton Battle Monument, .....	\$2,300 00	Cleaning monument.
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## 20. STATE NORMAL SCHOOL, TRENTON.

Additional allowance for fuel, light and power, .....	\$10,000 00	Trenton normal school.
Payment under this account to be made pursuant to chapter 65, Laws of 1909.		

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## 21. NATIONAL GUARD.

Technical equipment for Englewood Armory, 104th Engineers, .....	\$5,000 00	Military.
Rev. George H. Broening, in full settlement of all claims of the Broening family as a result of the accident in Newark, N. J., on December 4, 1922, .....	1,000 00	
Changes in the sewage disposal plant, at the State Camp Grounds, Sea Girt, .....	25,000 00	
City of Passaic, for proportionate cost of improvement on the Armory property, .....	12,367 85	
City of Camden, for paving assessment levied against Armory property, .....	1,210 03	
	<u>\$44,577 88</u>	

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22. COMMISSION TO INVESTIGATE SALARIES OF OFFICIALS  
AND EMPLOYEES.

Secretary of  
investigation  
commission.

To the Secretary of the commission appointed to investigate salaries of officials and employees, created by Assembly Concurrent Resolution No. 6, Session of 1925, for salary and expenses, \$1,000 00

23. STATE HOSPITAL, MORRIS PLAINS.

Hospital at  
Morris Plains.

Water supply survey or any water need, .....	\$20,000 00
Equipment and instruments for power plant, .....	10,600 00
Screen chambers, sludge bed and water line for sewer, .....	10,500 00
Purchase of land affected by sewer, on which sewage water flows, .....	12,500 00
Additional allowance for vehicular transportation supplies, .....	3,500 00
Additional allowance for postage, .....	600 00
Additional allowance for telephone and telegraph, ....	1,300 00
Additional allowance for traveling expenses, .....	600 00
	<u>\$59,600 00</u>

24. REFORMATORY FOR WOMEN.

Clinton re-  
formatory.

Additional allowance for food (for this purpose only), ..... \$1,000 00

25. STATE HOME FOR GIRLS.

Girls' home.

Addition to infirmary building, ..... \$33,500 00

Additional allowance for purchase of land, .....	20,000 00	
	<u>          </u>	\$53,500 00
		<u>          </u>

## 26. SANATORIUM FOR TUBERCULOUS DISEASES.

To eliminate red water trouble, .....	\$8,000 00	Glen Gardner hospital.
	<u>          </u>	

## 27. REFORMATORY.

Emergency repairs to roof on north wing, .....	\$17,000 00	Rahway reformatory.
Additional allowance for food (for this purpose only), .....	1,000 00	
	<u>          </u>	\$18,000 00
		<u>          </u>

## 28. STATE HOSPITAL, TRENTON.

Tool proof steel guards and partitions, to make criminal building secure, .....	\$18,750 00	Hospital at Trenton.
	<u>          </u>	

## 29. COUNTY TUBERCULOSIS HOSPITALS.

Additional allowance for support of patients in the following county hospitals:		County hospitals.
Monmouth county, ....	\$22,000 00	
Passaic county, .....	30,000 00	
Sussex county, .....	5,000 00	
	<u>          </u>	\$57,000 00
Said amounts to include payment of bills prior to current fiscal year.	<u>          </u>	

## 30. STATE HOUSE COMMISSION.

*State Printing Board.*

Additional allowance for Legislative printing, .....	\$28,000 00	Legislative printing.
	<u>          </u>	

31. NEW JERSEY INTERSTATE BRIDGE AND  
TUNNEL COMMISSION.

Bridge and  
tunnel.

For the purpose of carrying out the provisions of chapter 50, P. L. 1918, and acts amendatory thereof and supplemental thereto, .....\$2,000,000 00

For the aforesaid purpose there is hereby diverted from the Road Fund, created pursuant to the provisions of chapter 15, P. L. 1917, and the amendments and supplements thereto and appropriated therefrom the sum of, ..... 1,200,000 00

There is hereby appropriated from the General State Fund the sum of, ..... \$800,000 00

32. SOUTH JERSEY EXPOSITION.

South Jersey  
exposition.

Carrying out the provisions of Assembly joint resolution, providing a commission to arrange for State participation in South Jersey Exposition, and making appropriations therefor, ..... \$50,000 00

2. This act shall take effect immediately.  
Approved March 31, 1926.



## CHAPTER 320.

An Act concerning the vacation of streets and avenues in municipalities of this State.

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

1. Whenever the owner or owners of any land situate in any municipality of this State, or their predecessors in title, shall have heretofore caused the same to be laid out by a map or plan showing one or more streets, avenues or roads, and shall have caused the same to be recorded without having actually opened one or more said streets, avenues or roads, and without having had said streets, avenues or roads accepted by the governing body of the municipality, in the manner provided by law, and said land shall have remained unopened as a street, avenue or road by the subsequent owner or owners thereof and unworked and unused for public travel for a period of not less than ten years from the date of dedication, then, in such case, such streets, avenues or roads or such portion thereof as shall have been unused for public travel for the term aforesaid, shall be and hereby is declared to be vacated without notice and application or other proceedings; *provided*, Unused thoroughfares vacated. that the owner or owners of the lands on both sides of said streets, avenues or roads or said portion thereof, unused as aforesaid, shall file in the office of the clerk or register of deeds, as the case may be, of the county wherein such street, avenue or road or such portion of street, avenue or road lies, an assent in writing to said vacation, proven and acknowledged before some officer authorized to take the proof and acknowledgments of deeds in this State, and indorsed by said officer with his certificate thereto. Proviso.
2. That it shall be the duty of said clerk or register of deeds upon receiving said assent in writing to indorse upon it the date of its receipt in said office, and to record the same with the certificate of the proof or Assent given.  
Assent filed and recorded.

acknowledgment thereon indorsed, in the book or liber in which are recorded conveyances of lands in said county, and at the foot of the record to make a note of the time when said assent in writing was received for record in his said office.

3. This act shall take effect immediately.

Approved March 31, 1926.

## CHAPTER 321.

An Act concerning the veto power of the Governor over any action of any commissioner appointed from the State of New Jersey to the Port of New York Authority.

### Preamble.

WHEREAS, It is provided by the act entitled "An act to authorize a commission to enter into a compact or agreement with the State of New York for the development of the Port of New York," approved April seventh, one thousand nine hundred and twenty-one, that "each State reserves the right hereafter to provide by law for the exercise of a veto power by the Governor thereof over any action of any commissioner appointed therefrom;" now, therefore, to effectuate such provision:

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

### Minutes of meeting certified to Governor.

1. The minutes of every meeting of the Port of New York Authority held under or within the purview of the act entitled "An act to authorize a commission to enter into a compact or agreement with the State of New York for the development of the Port of New York," approved April seventh, one thousand nine hundred and twenty-one, shall be forthwith by, and under the certification of, the secretary thereof, be transmitted unto the Governor of the State of New Jersey at the Executive Chamber, State House, Trenton, and no action

taken at such meeting by any commissioner appointed from the State of New Jersey shall have force or effect for a period of ten days after such minutes shall have been so transmitted and delivered.

When action effective.

2. The Governor shall, within ten days after the said minutes shall have been delivered at the Executive Chamber as aforesaid, cause the same to be returned to the Port of New York Authority either with or without his veto on any action therein recited as having been taken by any commissioner appointed from the State of New Jersey; *provided, however*, that if the Governor shall not return the said minutes within the said period, then any action therein recited shall have force and effect according to the wording thereof; *and provided, further*, this act shall not apply to such minutes of the Port of New York Authority as relate to the construction, financing, maintenance, operation or fixing of tolls of any bridge between the States of New York and New Jersey, authorized or to be authorized, by the Legislatures of those States.

Governor's action on minutes.

Proviso.

Proviso.

3. If the Governor, within the said period returns the said minutes with a veto against the action of any commissioner from New Jersey recited therein, then such action of such commissioner shall be null and of no effect.

Veto renders action null and void.

4. This act shall take effect immediately.  
Approved March 31, 1926.

## CHAPTER 322.

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

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

Section 4,  
Article IV,  
amended.

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

Redistricting.

Division of  
election dis-  
tricts.

4. Whenever at any two consecutive general elections in any election district, over six hundred or less than two hundred and fifty votes shall have been cast, the county board of elections in counties of the first class and the governing board or body of the municipalities in counties other than counties of the first class except as hereinafter provided, wherein such election district shall lie, shall readjust the boundary lines of such election district and other election districts necessary to effect the change so that none of the election districts affected shall have more than five hundred and fifty or less than three hundred and fifty registered voters, and for this purpose shall have power to consolidate any number of districts and subdivide the same, and in redistricting the election districts in counties having a population of less than sixty thousand which as heretofore provided may contain seven hundred voters, a like procedure shall be followed; *provided*, that in every division, change or readjustment the geographical compactness of each district shall be maintained as nearly rectangular as possible and the lines of such district shall not extend beyond the boundary lines of the ward in the municipality or of the municipality, as the case may be, in which such district is located; *provided*,

Maximum  
registration.

Proviso.

Proviso.

*further*, that it shall not be lawful for such board or governing body to make division of any election district between the first day of March and the day of the general election in any year. The preparation of the signature copy registers, registers of voters and the party primary poll books of the preceding primary election and the polling books of the preceding general election if made necessary for any purpose by reason of redistricting of the election districts, as aforesaid, shall be done by the county boards of election in counties of the first class and by the municipal clerk in counties other than counties of the first class.

Preparation of registers, etc.

2. Section four, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 4, Article VI, amended.

#### Appointment of Members.

4. From the eligible list for each municipality in said county, prepared in the manner above stated, such county board of elections shall, on or before the first day of May appoint the members of the district boards of registry and election except presidential year when such appointments shall be made on or before the first day of April; *provided*, that members of any district board of registry and election shall be equally apportioned among each of the two political parties which at the last preceding general election cast the largest and the next largest number of votes respectively in this State for members of the General Assembly; *provided*, that in case the county board of elections shall neglect or refuse to select, appoint and certify the members of the district boards of registry and election, as herein provided, the Court of Common Pleas shall, between the tenth day of May and the fifteenth day of May in each year except presidential year make such appointments and certifications, and in presidential year between the tenth day of April and the fifteenth day of April in said year.

Selection of district election boards.

Proviso.

Proviso.

When appointed by court.

3. Section seven, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 7, Article VI, amended.

## Assignment of Members to Election Districts.

Assignment to  
any district.

7. Any person selected as a member of a district board of registry and election may be assigned by the county board of elections to any election district, or transferred from one district to another after having been so assigned, in the municipality for which such person was selected, and the county board of elections shall, on or before the fifteenth day of May in each year except presidential year, and in presidential year on or before the fifteenth day of April, in which members of district boards of registry and election are to be appointed, certify to the clerk of the county and to the municipal clerk the names of the persons appointed to the district boards of registry and election in the election districts in said county, specifying the municipalities and the districts therein for which such members shall have been appointed.

Section 8,  
Article VI,  
amended.

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

## Term of Office.

Term.

8. The terms of office of the members of the district boards of registry and election shall be for one year, or until their successors are appointed, and shall begin on the twenty-fifth day of May of each year, except presidential year, when such terms shall begin on the twenty-fifth day of April. The county board of elections shall notify the members of each district boards of registry and election of their appointment by forwarding a certificate to each member on or before the twentieth day of May in each year, except presidential year, when such notice shall be given on or before the twentieth day of April, specifying the district in which said member has been assigned. The terms of office of all members of said district boards of registry and election now holding office shall terminate on the twenty-fifth day of May, one thousand nine hundred and twenty-six.

Notification of  
appointment.Termination of  
district board.Section 10,  
Article VI,  
amended.

5. Section ten, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

## Organization of the Board.

10. Each of said boards shall, on the Tuesday next preceding the first day of registration or the day for the beginning of the house to house canvass for the general election, meet together and organize by the election of one of its members as judge, who shall be chairman of said board, and another of its members as inspector; such judge and inspector shall be members or voters of different political parties. In case of failure to elect a judge as herein provided, after balloting or voting three times, the senior member of the board in age shall become judge, and in case of failure to elect an inspector, after balloting or voting three times, the next senior member of the board in age shall become the inspector; *provided*, that both chairman and inspector shall not be members or voters of the same political party. The other two members of the board shall be clerks of election, and shall perform all the duties required by law of the clerks of district boards of registry and election.

Organization of district boards.

If no selection of officers.

Proviso.

6. Section thirteen, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 13, Article VI, amended.

## Filling of Vacancies.

13. Any vacancy arising in any district board of registry and election otherwise than by expiration of term, shall be filled for the full unexpired term in the same manner as the original appointment. Such board shall certify the name and address of the person so appointed, and the name of the district in which such vacancy shall exist, to the clerk of the county and to the municipal clerk, and the person so appointed shall be notified in the manner above provided.

Filling vacancy in district board.

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

Section 16, Article VI, amended.

## Attendance of Policemen in Election Districts (Municipalities Over 15,000).

16. It shall be the duty of the commission, committee, board or official having charge of the police department

Police assigned to polls.

in each municipality having a population of more than fifteen thousand to assign at least one policeman to each district board of registry and election in the said municipality and under the direction of said board to enforce the election laws and to maintain order, peace and quiet during the hours of registry and election, and to assist the members of said board in carrying the ballot box or boxes to the office of the municipal clerk after the ballots are counted.

Section 21,  
Article VI,  
amended.

8. Section twenty-one, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Office of the Board.

Offices and  
equipment of  
county boards.

21. Said county boards of election shall be provided by the board of chosen freeholders of the respective counties with a suitable office, furniture and such other equipment as said county boards of election deem necessary, in the courthouse of the county for which they are respectively appointed, or in a building as near as possible adjacent thereto. The county board of elections in counties of the first class shall have power to purchase office equipment, books, stationery, materials, supplies and other articles or equipment necessary in the judgment of said board, to carry out the provisions of the act to which this act is amendatory, and the board of chosen freeholders of the respective counties shall pay for the same, including the expenses of said board and the clerk thereof, upon certification of the county board of elections; *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 anywise be construed to affect, restrict or abridge the powers herein conferred on said county boards of elections.

Proviso.

Section 22,  
Article VI,  
amended.

9. Section twenty-two, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Organization.

Organization  
of county  
boards.

22. Said county boards of election shall, at ten o'clock in the forenoon, on the second Tuesday in March or on



such other day as they may agree on within the first twenty days of March, in each year, meet at the courthouse, or other place provided as aforesaid, in their respective counties, and organize by electing one of their number to be chairman and one to be secretary; but the chairman and secretary shall not be members of the same political party. In case of a failure to elect such chairman for three ballots or viva voce votes, then the senior member in age, of such board shall be the chairman thereof, and on failure to elect such secretary for three ballots or viva voce votes, the next senior member of the board in age, shall be secretary of such board; *provided*, that the chairman and secretary shall not be members of the same political party. Said board shall have power in its discretion to hold their meetings for any purpose, except organization, in any part of their respective counties.

Officers.

If no selection of officers.

Proviso.

10. Section twenty-four, Article VI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 24, Article VI, amended.

#### Powers and Duties.

24. Wherever, under the sections of this act any powers or duties are given or conferred upon the county boards of elections in counties of the first class, said county board may, under its supervision or in its absence, if it so determines, authorize or direct the clerk thereof to perform such duties and exercise such powers. The clerk of the county board of elections in said counties of the first class shall have full power and authority in the conduct of the business and clerical affairs of the office of the said county board of elections, and shall conduct same in an impartial manner and shall exercise full authority and direction over the employees in said office. The county board of elections in counties of the first class shall have power to appoint temporarily a sufficient number of persons as in its judgment may be necessary for the purpose of carrying out the provisions of the act to which this act is an amendment, such persons when temporarily appointed shall not be subject to any of the provisions of chapter 156 of the Laws of 1908, and the amendments thereof and the sup-

Certain duties performed by clerks in first class counties.

Temporary appointees.

plements thereto, but shall be in the unclassified service, and all necessary expenses incurred thereby, certified and approved by said county board of elections, shall be paid by the county treasurer or collector of said county.

Section 5,  
Article VII,  
amended.

11. Section five, Article VII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Powers.

Powers of  
party agents.

5. Such agents or challengers shall be the authorized agents or challengers for their respective political parties and candidates, and shall have the power to challenge the right to vote therein of any person claiming such right and shall have power to ask all necessary questions to determine such right; said agents or challengers may be present while the votes cast at any election are being counted, and hear and see said ballots counted and shall have the right and power to challenge the counting or rejecting of any ballot or any part of a ballot.

Section 2,  
Article VIII,  
amended.

12. Section two, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Tentative List of Available Places.

Suggested  
polling places.

2. It shall be the duty of the clerk of every municipality to certify to the county board of elections of every county wherein such municipality is located before the first day of April in each year, except presidential year, then before the first day of March, a suggested list of places in said municipality suitable for polling places.

Selection.

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

Proviso.

be suggested by said municipal clerks or chosen by said county boards of elections as a polling place in any building in which is located or maintained any inn or tavern or saloon where intoxicating liquors are licensed to be sold; *and provided, further*, that said county board of elections shall not be obliged to select the polling places so suggested by the municipal clerks, but may

Proviso.

choose others where they may deem it expedient; *and provided, further*, that the county board of elections may, in its discretion, select a polling place other than a schoolhouse or public building outside of such district, but such polling place shall not be located more than one thousand feet distant from the boundary line of such district.

Proviso—Use of school or public buildings.

13. Section four, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 4, Article VIII, amended.

County Board of Elections to Certify Selected Places to County Clerk, Municipal Clerk and Sheriff.

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

List of polling places certified.

14. Section seven, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 7, Article XIII, amended.

Description.

7. Said boxes shall be at least one foot in depth, width, and length, measuring the same on the exterior thereof, and shall be constructed with wooden or metal tops and bottoms and wooden or metal frames and glass or metal sides. Each box shall be provided with a door at least six inches square on the top of the box, which shall be secured by not less than three locks, no two keys of which shall be alike, and shall have an aperture measuring at least three (3) inches by one-half inch and not more than six inches long by one inch wide for the reception of the ballots, and a device which will close said aperture when the election is over or when the box is not in use, which device shall be so constructed that it cannot be operated without first opening the door of the box. Said box shall have no stamping or marking devices.

Description of ballot boxes.

Provision for safety.

15. Section ten, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 10, Article VIII, amended.

## Number of Booths.

Number of  
booths.

10. In municipalities having a population of more than fifteen thousand, the number of such booths in each election district shall not be less than one for every one hundred persons registered in such district at the last preceding general election and not less than three such booths shall be provided in any polling place; *provided, however*, that in municipalities having a population of fifteen thousand or less the number of booths in each election districts shall not be less than one for every one hundred and fifty persons registered in such district at the last preceding general election and not less than four such booths shall be provided in any polling place. Said booths shall be provided and delivered to each polling place by the municipal clerk in time to be used at any election.

Proviso.

Section 2,  
Article IX,  
amended.

16. Section two, Article IX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

## Preparation of Books, Blank Forms, Et Cetera.

Preparation of  
and furnishing  
election sup-  
plies.

2. Pamphlets of the election laws and instructions; precinct returns; electors of President and Vice-President; United States Senator; member of the House of Representatives; Governor; State Senator; Assembly and county officers; justice of the peace; public questions submitted to the voters of the entire State; self-addressed envelopes plain and stamped to each district; returns for the county board of canvassers for the above officers; primary return sheets, and the following books and lists: In municipalities exceeding fifteen thousand population, primary election registry books, party primary poll books, signature copy registers, general election poll books, general election registry lists. In municipalities of fifteen thousand population or less, primary election registry books, party primary poll books, canvassing books, registers of voters, general election poll books, general election registry lists, shall be prepared and distributed by the Secretary of State on or before the first day of May prior to the primary election for the general election and the general election, except in presidential year, then on or before the first

Furnished by  
Secretary of  
State.

day of April. Upon the covers of each of said books shall be printed in conspicuous type such instructions to election officers regarding the use and disposition of such books by election officials as the Secretary of State shall deem necessary. All other books, ballots, envelopes and other blank forms, which the county clerk is required to furnish under any other section of this act, stationery and supplies for the primary election for the general election, the primary election for delegates and alternates to national conventions and the general election shall be furnished, prepared and distributed by the clerks of the various counties; excepting, that all books, blank forms, stationery and supplies necessary to be furnished, used or issued by the county board of elections or superintendent of elections, shall be furnished, prepared and distributed by such county board of elections or superintendent of elections, as the case may be. The county board of elections in counties of the first class and the municipal clerks in counties other than counties of the first class shall furnish and deliver to the county clerk, county board of elections, the municipal clerks and the district boards of registry and election in municipalities having more than one election district, a map or description of the district lines of their respective election district, together with the street and house numbers where possible in said election districts; *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 the supplements thereto shall in anywise be construed to affect, restrict, or abridge the powers herein conferred on said county clerks, county boards of elections or superintendents of election.

As to covers.

Furnished by county clerks.

Exceptions.

Map of election districts.

Also street and house designation.

Proviso.

17. After section one, Article X, of the act to which this act is an amendment, insert new section to be known as one-A, to read as follows:

Section 1-A, Article X, added.

County Boards of Elections and County Clerks to Secretary of State.

1-A. The county board of elections in counties of the first class and the county clerks in counties other than

Total daily registrations certified to Secretary of State.

counties of the first class, shall, within five days after each registry day and each registry evening, certify to the Secretary of State, on a blank form to be furnished by said Secretary of State, the total number of persons registered in its or their respective county on each of the registration days and evenings.

17-A. Section two, Article X, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### County Clerks to Municipal Clerks.

Certifications  
by county  
clerks to mu-  
nicipal clerks.

Notice of offi-  
cers to be  
elected.

Number of  
justices of the  
peace to be  
elected certi-  
fied.

Section 1,  
Article XI,  
amended.

2. The clerk of such county shall immediately upon the receipt of the certificate from the Secretary of State, setting forth that a political party has been created, forward a certified copy of said certificate to each municipal clerk of his county. He shall also between the first day of May and the fifteenth day of May in every year except presidential year, then between the first day of April and the fifteenth day of April, cause a copy of the notice received from the Secretary of State, of the officer or officers to be elected at the ensuing general election, certified under his hand to be true and correct, to be delivered to the clerk of each municipality in said county. The Secretary of State shall on or before the tenth day of May certify to the county boards of elections in counties of the first class and to the municipal clerks in the respective municipalities in all counties the number of justices of the peace to be elected for full terms or to fill vacancies in said municipalities at the next succeeding general election.

18. Section one, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Time and Place.

Registry days:

1. In all municipalities having a population exceeding fifteen thousand as ascertained by the last Federal census, there shall be three days and two evenings upon which the members of the district boards of registry and election of said municipalities shall meet in the election district assigned to them for the purpose of preparing signature copy registers of the residents of said election districts entitled to vote at the next suc-

ceeding general election. The first registration day shall be on the first Tuesday of June of each year except presidential year, then on the first Tuesday of May, between the hours of one P. M. and nine P. M. The second registration day shall be on the third Tuesday of June of each year except presidential year, then on the third Tuesday of May, between the hours of seven A. M. and nine P. M. The third registration day shall be on the Tuesday three weeks next preceding the general election between the hours of one P. M. and nine P. M. In addition to the above stated days and hours of registration, in the above mentioned municipalities, there shall be registration of voters for the above stated purpose on the Wednesday and Thursday evening immediately following the third registration day, between the hours of seven P. M. and eleven P. M.

First day;

Second day;

Third day.

Additional evening registration.

19. Section two, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 2, Article XI, amended.

#### Signature Copy Register Books.

2. During each of said three registration days and two registration evenings as aforesaid, for the general election the members of each district board of registry and election shall enter in the signature copy register provided for the purpose the information required herein for each resident of the election district to which they are assigned, who shall appear before them in person and claim the right of registration in said election district for the ensuing general election. Said signature copy registers shall be made up in two volumes for each election district to be known as Volume Number One and Volume Number Two, and shall be used by the members of the district board of registry and election so that part of the registration shall be entered in one volume and the remaining part shall be entered in the other volume, the object being to divide the work of registering the voters in the signature copy registers into two parts, as nearly equal as possible, so that more than one voter can be registered at the same time. Said signature copy registers shall be arranged in at least ten columns, and the leaves thereof indexed alphabetically

Personal registration.

Signature copy registers.

Arrangement in columns.

according to surnames. Volume I shall be indexed alphabetically beginning with letter "A" and ending with letter "K" and volume II in a like manner beginning with letter "L" and ending with letter "Z." The lines thereof shall be one-half inch apart and the pages of said signature copy register shall be consecutively numbered beginning with the first page in volume I and continuing to the last page of volume II.

Section 6,  
Article XI,  
repealed.

20. Section six, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 7,  
Article XI,  
repealed.

21. Section seven, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 8,  
Article XI,  
repealed.

22. Section eight, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 10,  
Article XI,  
amended.

23. Section ten, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Certificates of Registration.

One certificate  
in each book.

10. The aforesaid signature copy register, volumes I and II, shall each contain one certificate in each volume to be known as "Certificate of Registration."

Certificates  
made on first  
day.

a. The certificates of registration in volumes I and II to be made out at the close of the first day of registration shall be arranged to give the following information. The name of the county and municipality, the ward number and the election district number wherein the registration is being held; the total number of names registered in said volume on the first day of registration; the certificate of the board of registry and election, and shall have printed thereon "to be filled out at the close of the first day of registration." The signature copy register known as volume II shall contain, in addition to the above information, the number of names registered in volume I on the first day of registration, and the addition of the total number of names registered in both volumes I and II on the first day of registration.

Signature copy  
II to include  
names in copy  
I.

Certificates  
made on sec-  
ond and third  
days.

b. The certificate of registration to be made out at the close of the second and third days of registration and the



first and second evenings of registration in volume I, shall be made in a similar manner as at the close of the first day of registration and shall contain the number of names registered in said volume I on each of the said days and evenings of registration respectively.

c. The certificate of registration to be made out at the close of the above mentioned days and evenings of registration in volume II, shall contain the number of names registered in volume II on the above mentioned days and evenings of registration respectively, together with the number of names registered in volume I on said days and evenings of registration respectively, and the addition of the total number of names registered in both volumes I and II on each of the said days and evenings of registration respectively.

Certificates made at close of each registration.

d. The certificate of registration to be made out at the close of the second evening of registration in volume II, shall contain in addition to the above mentioned information, the grand total of all the days and all the evenings of registration.

Grand total.

e. At the close of each day and evening of registration the district board of registry and election shall make out the proper certificate of registration in each volume of the "signature copy register," and shall certify over their signatures on said certificate of registration that the statements therein are true and correct. At the close of each day and evening of registration the district board of registry and election shall draw a line in black ink immediately below the last name on each page in both volumes I and II and shall insert the date of registration, at the beginning of each day and evening of said registration, between the first name registered on each page and the line above.

Certificates entered by district election officers.

24. Section ten-A, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 10-A, Article XI, amended.

#### Filing of Copies of Certificates of Registration.

10-A. At the close of each day and evening of registration the district board of registry and election shall make out one copy of the proper certificate of registration in volume II of the "signature copy register," and

Certificates prepared and filed after each day of registration.

Same to be  
filed.

shall certify over their signatures on said copy of the certificate of registration, that the statements therein are true and correct. Not later than the day following each day and evening of registration the district board of registry and election shall file said copy with the county board of elections in counties of the first class, and the county clerk in counties other than counties of the first class of their respective county. Said copies shall be attached in perforated sheets in the back of volume II of the signature copy register.

Section 11,  
Article XI,  
amended.

25. Section eleven, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Registrants Numbered.

Registrants  
numbered.

11. In the first column of each volume of said "signature copy register" there shall be entered, at the time of the completion of the registration on the last evening of registration, a number opposite the name of each person so enrolled, beginning with number "one" opposite the first name entered upon the first page of volume I, and continuing in numerical order to and including the last name entered upon the last page of volume II of said "signature copy register."

Section 12,  
Article XI,  
amended.

26. Section twelve, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Registry Lists.

Complete list  
delivered to  
county clerk.

12. On the same day or evening after the close of the last day or evening of registration, as the case may be, as herein provided, in all municipalities in counties of the first class and in municipalities having a population exceeding fifteen thousand in counties other than counties of the first class, the said district board of registry and election in each election district, in the municipalities above mentioned, shall make and complete one list of all persons registered in their district, grouped according to streets and avenues or other designations of location. Said list shall be substantially in the following form:

Grand Street		Form outlined.
Residence number or other designation.	Name of Voter	
14	Smith, John M.	
15	Jones, Charles M.	

Said list shall be signed and certified by said board, and delivered on the same day or evening after the close of the last day or evening of registration, as the case may be, to the county clerk. On the face of said list of registered voters, the district board of registry and election shall, in figures, note or state the total number of names of persons registered on all registration days and evenings, as the case may be, in their respective election districts.

27. Section thirteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Use of Registry Lists.

13. The county clerk shall forthwith cause copies of said registry lists to be printed in hand-bill form, and shall furnish to any voter applying for the same, copies of said registry-lists, charging therefor twenty-five cents per copy; he shall also furnish five printed copies thereof to the respective district boards of registry and election; said board shall within two days post two said registry lists, one in the polling place and one in another conspicuous place within such election district. Said county clerk shall also forthwith deliver to the chief of police and the municipal clerk of each of the municipalities in the county for which said lists have been printed, five copies of the lists of voters of each election district in such municipalities, and to the county board of elections, ten copies of the lists of voters of each election district in each of such municipalities. Said county clerk shall also forthwith deliver to the chairman of the State committee and to the chairman of the county committee, of the several political parties, five copies of the lists of voters of each election district in each of the municipalities in his respective county. The said chief of police shall cause an investigation to be made of the names of the persons so appearing on said lists, to

Total names  
stated on face.

Section 13,  
Article XI,  
amended.

Printed lists  
prepared,  
posted, etc.

List furnished  
police, etc.

Verification by  
police.

ascertain if the said persons are residents of the houses from which they are registered, and shall, not later than five days after the receipt of same from the county clerk, forward the various reports of such investigations, certified by the chief of police, to the county board of elections in counties other than counties of the first class, and to the superintendents of election in counties of the first class, where they shall be kept open to public inspection and preserved for a period of three years. Said county clerk after causing copies of said registry lists to be printed, shall file the original registry lists in his office and keep same on file for a period of one year.

Original kept  
for year.

Section 14,  
Article XI,  
amended.

28. Section fourteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Custody Until Election.

Custody of  
signature reg-  
ister.

14. Said signature copy register shall be signed and certified by said district board of registry and election as hereinbefore provided and used at the polls on election day as hereinafter provided. The signature copy register volumes I and II shall, not later than the day following the last evening of registration, be filed by said district board of registry and election, with the county board of elections, who shall make use of and deliver same to the various municipal clerks, who shall return same to the district boards of registry and election at the same time the general election sample ballots are delivered to the district boards of registry and election. Said district boards of registry and election shall again file said signature copy registers with the county boards of elections immediately after the general election sample ballots are mailed, who shall make use of and deliver same to the various municipal clerks who shall return same to the district boards of registry and election at the same time the general election official ballots are delivered to the district boards of registry and election in time to be used on general election day.

Section 15,  
Article XI,  
amended.

29. Section fifteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

## Canvassing Procedure.

15. The district boards of registry and election in all election districts in the State, outside of the municipalities having a population exceeding fifteen thousand, as fixed by this act, shall meet annually on the first Tuesday of June in each year, except presidential year, then on the first Tuesday of May, and having first organized, shall proceed to ascertain and truly and accurately enter in canvassing books, to be provided for that purpose, the names and residences and street numbers, if any, of all legal voters residing within their respective election districts entitled to vote therein at the next ensuing general election by making actual inquiry at every dwelling house or habitation or of the head of every family residing therein, entering in the case of a female voter her own Christian name with the title "Miss" or "Mrs.," as the case may be. In making such enumeration the said district boards of registry and election may divide their election districts into subdivisions, and any two of their number, of opposite political faith, together and in company, may make the enumeration in such subdivision. The name of every such voter, as aforesaid, whose place of abode shall be in any family or habitation, or who may be casually or temporarily absent therefrom when such enumeration is made, shall be entered in said canvassing books, but no name shall be entered on such canvassing books without the concurrence of both said members, or if said enumeration be made by the entire board, without the concurrence of a majority thereof. Said board shall continue such enumeration of voters from day to day thereafter, on successive days, until the same be completed; *provided*, that such enumeration shall terminate on or before the Friday next succeeding. Immediately after the completion of such enumeration the district board of registry and election shall transcribe and make up from his canvassing books one register of voters for use at the general election, arrange alphabetically according to surnames, and adding information as to the residences and street numbers, if any, of all persons in their respective election districts entitled to the right of suffrage therein at the next gen-

House to house  
canvass.

Details.

Work divided.

Absentees.

Canvassing  
days.

Proviso.

Register of  
voters pre-  
pared.

List made and posted.

eral election. At the same time a correct list of the names entered on said register of voters with residences and street numbers, if any, to be known as the general election registry list, shall be prepared and certified by the district board of registry and election in hand-bill form, and shall be posted in some conspicuous public place within such election district on or before the following Tuesday. The canvassing books duly certified and signed by the district board of registry and election as to their correctness, and the fact that a house-to-house canvass has actually been made, shall be filed with the county board of elections on or before the following Tuesday.

Canvassing books filed with county board.

Section 16, Article XI, amended.

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

#### Preparation of Registers of Voters.

Adding names to register.

16. On the third Tuesday of June next preceding the general election, except in presidential year, then on the third Tuesday of May, said boards of registry and election shall meet at the places provided in this act for the holding of the primary election for the general election in their respective election districts at seven A. M. and continue in session until nine o'clock P. M. Said boards of registry and election shall add to said registers of voters the names, residences, street numbers and other information of all those who shall personally appear before them and establish their right to be registered.

Section 17, Article XI, amended.

31. Section seventeen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Transcribing Names to General Election Registry List on Second Registry Day.

Names transcribed.

17. On the day succeeding the second registration day the district board of registry and election shall transcribe from the register of voters to the general election registry list the names of all those who personally appear before such board, and shall certify to the number of names so added.

32. Section eighteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 18,  
Article XI,  
amended.

Completion of Register.

18. The said district board of registry and election shall also meet on the third Tuesday next preceding the general election at the polling place at the hour of one in the afternoon, and remain in session until nine o'clock in the evening, for the purpose of revising and correcting the register of voters, of adding thereto the names of all persons entitled to the right of suffrage in that election district at the next election, who shall appear in person before them and of erasing therefrom the name of any person, who, after a fair opportunity to be heard, shall be shown not to be entitled to vote therein; *provided*, that no name shall be entered on said registers or either of them from said canvassing-books, or stricken therefrom, without the concurrence of a majority of all the members of said boards of registry and election. Said district board of registry and election shall also add to the registers of voters for their district the names of all persons whose names appear upon the poll-book of their election district at the last preceding general election, who have not been registered for the ensuing general election by the house to house canvass. The municipal clerks in municipalities having a population of fifteen thousand or less shall notify the district boards of registry and election to call on or before the day preceding the day for the beginning of the house to house canvass, at the office of said municipal clerk, who shall deliver to said district boards of registry and election the poll-books used at the last preceding general election.

Adding to and  
correcting  
register on  
third day.

Proviso.

Other names  
to be added.

33. Section nineteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 19,  
Article XI,  
amended.

Transcribing Names to General Election Registry List  
on Third Registry Day.

19. At the close of the third registration day the district board of registry and election shall transcribe from the register of voters to the general election registry list

Names tran-  
scribed on  
third day.

the names of all those who personally appeared before such board, and shall certify to the number of names so added.

Section 20,  
Article XI,  
amended.

34. Section twenty, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Filing and Custody.

Disposition of  
registers.

20. On the day immediately following the third registration day said register of voters shall be delivered by a member of the district board of registry and election to the county board of elections, who shall make use of and deliver same to the various municipal clerks, who shall return same to the district board of registry and election at the same time the general election sample ballots are delivered to the district boards of registry and election. Said district boards of registry and election shall again file said register of voters with the county board of elections immediately after the general election sample ballots are mailed, who shall make use of and deliver same to the various municipal clerks, who shall return same to the district boards of registry and election at the same time the general election official ballots are delivered to the district boards of registry and election in time to be used on the general election day, and then filed by the district boards of registry and election with the county clerk as hereinafter provided.

Section 21-A  
added to Ar-  
ticle XI.

35. After section twenty-one, Article XI, of the act to which this act is an amendment, insert new section to be known as twenty-one-A, to read as follows :

Registering Voters for Elections in Commission Governed Municipalities.

Boards in  
counties of  
first class to  
sit ten days  
preceding elec-  
tion.

21-A. It shall be the duty of the county boards of elections in counties of the first class, to sit at a place convenient to the voters, on such days and during such hours, as said county boards shall deem necessary during the ten days immediately preceding any election 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 and registers of voters, as the case may be, who 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 of elections, that such voter is a qualified elector and entitled to vote at such municipal election, an order shall be made by such county board directing the proper district board of registry and election to permit such voter to vote, and such order shall be filed with the district board of registry 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 of elections, an affidavit containing the information requisite to be given under the election and registry laws of this State. Whenever any election is to be held under said act, the municipal clerk shall notify the county board of elections at least thirty days before the day upon which said election is to be held.

36. Section twenty-six, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

37. Section twenty-eight, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

38. Section twenty-nine, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

39. Section thirty, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Adding names  
of qualified  
voters.

Proviso.

Municipal  
clerk notifies  
board of elec-  
tion.

Section 26,  
Article XI,  
repealed.

Section 28,  
Article XI,  
repealed.

Section 29,  
Article XI,  
repealed.

Section 30,  
Article XI,  
repealed.

Section 32,  
Article XI,  
repealed.

40. Section thirty-two, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 33,  
Article XI,  
repealed.

41. Section thirty-three, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 34,  
Article XI,  
amended.

42. Section thirty-four, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Transfers Issued by District Boards.

Transfers by  
district boards.

34. Transfers shall be granted on primary and general election day by the district boards of registry and election to any legal voter who shall make proof under oath to the satisfaction of said district board of registry and election, that he has moved from the election district in said municipality in which he is registered, since the day on which he was registered, and that he has moved into another district in any municipality within the county. Such transfer and order of the district board of registry and election shall be signed by said board or a majority thereof, directing the district board of registry and election of the district in which said voter now legally resides, to place the name of said voter upon the proper register of said election district and allow said voter to vote.

Section 40,  
Article XI,  
repealed.

43. Section forty, Article XI, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 2,  
Article XIII,  
amended.

43(a). Section two, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Regulations as to Contents.

Blanket ballot.

2. There shall be a single or blanket form of ballot, upon which shall be printed all the names of all the candidates of every party or group of petitioners having candidates to be voted for at said election. The name of any candidate nominated at the primary who shall fail to accept his nomination in the manner herein provided shall not be printed on the ballot. The name of a candidate whose nomination has been vacated as here-

As to printing  
names on bal-  
lot.

inbefore provided shall not be printed on the ballot. The name of any candidate shall appear but once upon the ballot for the same office. Any public question which is to be submitted to the people of the State, county or municipality at said general election, shall be printed in a separate space at the foot of the ballot, with appropriate instructions to the voter.

Questions submitted to be printed on ballot.

44. Section eighteen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 18, Article XIII, amended.

#### Envelopes for Mailing Official General Election Sample Ballots.

18. Said stamped envelopes shall be of sufficient size and postage to enable the aforesaid official general election sample ballots and anything else required to be enclosed therewith, to be mailed therein. On the face of each of said envelopes shall be printed the words "Official General Election Sample Ballot" in large type and in small type, in the upper left-hand corner, the words: "If not delivered in two days return to the "Superintendent of Elections" in counties of the first class and to "County Clerk" in all other counties and in the lower left-hand corner shall be printed the words "Municipality" followed by a line ".....," "Ward" followed by a line "....." and "District" followed by a line ".....," arranged in three lines one under the other.

Official envelopes.

45. Section twenty-one, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 21, Article XIII, amended.

#### Preservation of Envelopes and Sample Ballots Returned by Postmaster.

21. Said county clerk or superintendent of elections, as the case may be, shall preserve all envelopes and sample ballots which shall have been mailed by said district boards of registry and election but returned to him by the postmasters of the various municipalities of said county for the space of one year and same shall be open to public inspection for the space of sixty days after the primary or the general or other election, as the case may be.

Returned ballots and envelopes preserved.

Section 28,  
Article XIII,  
amended.

46. Section twenty-eight, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Time Limit for Printing Order.

Number of  
ballots printed.

28. Not later than noon of the fifth day preceding the general election the county clerk shall have printed and on hand in his office one and one-fifth times as many official ballots for each election district in each municipality in said county as there are voters registered in said election district.

Section 1,  
Article XV,  
amended.

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

#### Supervision of District Boards of Registry and Election.

Supervision.

1. The county board of elections shall have supervision and direction of and authority over the district boards of registry and election, at all elections, including commission form of government elections held within the county. The district boards of registry and election shall, in their respective election districts, hold and conduct all elections at which the method of voting hereinafter prescribed shall be observed.

Elections, how  
conducted.

Section 5,  
Article XV,  
amended.

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

#### Registration and Voting Requirements.

Must be regis-  
tered before  
voting.

5. The said district board of registry and election 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 county board of elections as herein provided; *provided, however*, that in municipalities having a population of fifteen thousand or less, 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 of registry and election, on the general elec-

Proviso.

tion day, have his name placed upon said register of voters. After his name has been so placed upon said register of voters he shall be entitled to vote; *provided, further,* that on the general election day, in municipalities having a population exceeding fifteen thousand, any person who voted at the primary election for the said general election and who was not registered for said general election by reason of the failure of the district board of registry and election to have said person sign the signature copy registry before voting in the said primary election, shall be allowed to register, by then and there signing the said signature copy register, after the said district board shall have first consulted the party primary poll-book of the party in which said person claims to have voted at said next preceding primary election and that said party primary poll-book shows that said person did so vote in said primary election. After the name of said person has been so placed upon said register he shall be entitled to vote.

Proviso.

49. Section fifteen, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Section 15,  
Article XV,  
repealed.

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

Section 16,  
Article XV,  
amended.

#### Comparison of Signatures or Statements to be Public (Municipalities Over 15,000).

16. The comparison of signatures of a voter made on registration and election days, and if the voter alleges his inability to write the comparison of the answers made by such voter on registration and election days, shall be had in full view of the watchers, challengers or agents.

Comparison of  
signatures.

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

Section 17,  
Article XV,  
amended.

#### Who Shall or May Challenge.

17. The members of the district boards of registry and election and any duly authorized agent or chal-

Right to chal-  
lenge.

lenger, respectively, shall at any election, challenge every person who shall claim to have a right to vote therein, whom they or he shall know, suspect or believe not to be qualified or entitled to vote therein, and said member of the district board of registry and election or agent or challenger shall have the power and right to ask all necessary questions to determine such right.

Section 26,  
Article XV,  
amended.

52. Section twenty-six, Article XV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Voter Retires to Booth.

Voter to enter  
booth.  
Proviso.

26. Every voter to whom a ballot is given shall thereupon retire into the polling booth; *provided*, that not more than one voter, except as hereinafter provided, shall be permitted to enter or be in the same booth at one time. Said voter shall prepare his ballot in said booth secretly and screened from the observation of others. Any person or voter who shall violate the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both at the discretion of the court.

Preparing bal-  
lot.

Penalty.

Section 35,  
Article XV,  
amended.

53. Section thirty-five, Article XV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Procedure to be Followed.

Voter's help-  
ers.

35. At any election any person who declares under oath and establishes to the satisfaction of a majority of all of the members of the district board of registry and election that he is unable to read the English language or that by reason of blindness or other physical disability he is unable to mark his ballot without assistance, shall have the assistance of two members of such board of opposite political faith, to be assigned by the board, in preparing his ballot. Such members of such board shall retire with such voter to the booth and assist him in the preparation of his ballot and folding the same. The member acting as clerk of the district board of registry and election shall make an entry in the poll-book, which entry shall

Procedure in  
assisting help-  
less voter.

be in the form of an oath and shall be printed at the end of the poll-book, and shall be numbered with the voter's number and in every instance when such oath was administered to a voter as herein provided, it shall state briefly what facts were sworn to and the name of the members of the board who aided such voter. Any members of the district board of registry and election shall be eligible to witness the preparation of the ballot of any such voter, but no other person shall be allowed to assist such voter in marking his ballot or to witness the marking of the same. No member of such board shall reveal the name of any person for whom such voter has voted, or any thing that took place while such voter was being assisted.

54. Section thirty-seven, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption. Section 37, Article XV, repealed.

55. Section three, Article XVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows: Section 3, Article XVI, amended.

#### Votes Based on Ballot Markings.

3. In canvassing the ballots the district board of registry and election shall count the votes as follows: Method of counting ballots:

A. If proper marks are made in the squares to the left of the names of any candidates in any column and names of persons are written or pasted in the column designated Personal Choice, the total number voted for, for each office not exceeding the number of candidates to be elected to each office, a vote shall be counted for each candidate so marked and for each person whose name is so written or pasted on the ballot. Counting properly marked ballots.

B. If proper marks are made in the squares to the left of any names of any candidates printed in any column and in addition thereto, proper marks are made to the right of said names, a vote shall be counted for each candidate so marked, unless the district board of registry and election canvassing said ballots or the county board of elections, justice of the Supreme Court or other judge or officer conducting a recount thereof, shall be satisfied that the placing of said marks to the left and right of If names doubly marked.

said names was intended to identify or distinguish said ballot, in which case said ballot shall not be counted but shall be declared null and void.

If left-hand  
square not  
marked.

C. If no marks are made in the square to the left of the names of any candidates printed in any column, but are made to the right of said names, a vote shall not be counted for such candidates so marked, but shall be counted for such other candidates as are properly marked, unless the district board of registry and election canvassing said ballot or the county board of elections, justice of the Supreme Court or other judge or officer conducting a recount thereof, shall be satisfied that the placing of said marks to the right of said names was intended to identify or distinguish said ballot, in which case said ballot shall be declared null and void.

Personal  
choice.

D. Where the name of any person is written or pasted in the column designated Personal Choice, and a cross  $\times$  or plus  $+$  appears before or after such name, it shall not invalidate the ballot nor shall it be counted as a vote for such person, but shall be counted for such other offices as are properly marked.

Voting on  
referendum.

E. In case of any public question printed on the ballot where a proper mark is made in the square to the left of the word "Yes," it shall be counted as a vote in favor of said public question. If a proper mark is made in the square to the left of the word "No," it shall be counted as a vote against said public question. If no mark is made in either square to the left of either the word "Yes" or "No" it shall not be counted as a vote either in favor of or against said public question. If a mark is made in each of the squares to the left of both the words "Yes" and "No" it shall not be counted either as a vote in favor of or against said public question nor shall it invalidate the ballot.

Improper  
marking.

F. If a voter marks more names than there are persons to be elected to an office, or writes or pastes the name of any person in the column designated Personal Choice, whose name is printed upon the ballot as a candidate under the same title of office, or his choice cannot be determined, his ballot shall not be counted for such office, but shall be counted for such other offices as are properly marked. If a voter mark a cross  $\times$  or

Voting for  
presidential  
electors.



plus + in the space or square at the left of the surname of any candidate for President or Vice-President of the United States, and also mark a cross X or plus + in some of the spaces or squares at the left of the name of candidates for presidential electors, it shall count as a vote for all the candidates for presidential electors nominated by a party represented by said candidates for President and Vice-President of the United States.

G. If the mark made for any candidate or public question is substantially a cross X or plus + and is substantially within the square, it shall be counted for such candidate or for or against such public question, as the case may be. No vote shall be counted for any candidate whose name is printed upon the ballot or for or against any public question, unless the mark made is substantially a cross X or plus + and is substantially within the square.

Marking ballot.

56. Section four, Article XVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 4, Article XVI, amended.

#### Void Ballots.

4. In counting the ballots said board shall deem and take to be null and void all ballots which are wholly blank, or on which more names have been marked for every office than there are persons to be elected to such office, and on which both "Yes" and "No" have been marked upon every public question. All ballots still remaining in the ballot-box after ballots equal in number to the number of names of voters in the poll-book, inclusive of void ballots, have been counted shall be deemed and taken to be null and void. No ballot which shall have, either on its face or back, any mark, sign, erasure, designation or device whatsoever, other than is permitted by this act, by which said ballot can be distinguished from another ballot, shall be declared null and void, unless the district board of registry and election canvassing said ballots, or the county board of elections, justice of the Supreme Court or other judge or officer conducting the recount thereof, shall be satisfied that the placing of said mark, sign, erasure, desig-

Ballots deemed void.

No distinguishing marks on ballot.

Proviso. nation or device upon said ballot was intended to identify or distinguish said ballot; *provided, however*, that no ballot shall be declared invalid by reason of the fact that the mark made with ink or the mark made with lead pencil appears other than black; *provided, further*, that no ballot cast for any candidate shall be invalid by reason of the fact that the name of such candidate may be misprinted, or his Christian name or his initials may be omitted; *provided, further*, that no ballot cast for any candidate shall be invalid by reason of the use of any paster permitted by this act on which the title of office may be printed or the name of such candidate may be misprinted or part of his Christian or surname or initials may be omitted, or that by reason of the fact that the voter in writing the name of such candidate may misspell the same or omit part of his Christian name or surname or initials; *provided, further*, that no ballot shall be declared null and void or invalid, by reason of having a cross X or plus + appearing in a square at the left of a blank space, or a space wherein no name is printed.

Section 5,  
Article XVIII,  
amended. 57. Section five, Article XVIII, 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.

After canvass registers filed with county clerk. 5. Not later than noon of the day following the canvass of the votes the signature copy registers and the register of voters, as the case may be, kept and checked by the district boards of registry and election shall be filed by said boards with the county clerk of their respective county.

Section 2,  
Article XXIII,  
amended. 58. Section two, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Public Officials to the Public.

Notice of election posted. 2. In addition to the notice of the primary for the general election hereinbefore provided to be published along with the notice of said general election in the newspapers circulating in municipalities wherein such elections are to be held, notice of the time and place of

holding such primary elections shall be given by each district board of registry and election by five notices posted at conspicuous places in their election district at least two weeks before such primary elections.

59. Section six, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 6,  
Article XXIII,  
amended.

#### Primary Election Registry Book.

6. In municipalities which at the Federal census immediately preceding any primary election for the general election contained a population of fifteen thousand or less the district boards of registry and election shall make a primary election registry book by transcribing from the register of voters, which they are required to prepare for the general election, to said primary election registry book the names of all voters which appear in said register of voters. Said district board of registry and election shall also add to the primary election registry book for their district, the names of all persons whose names appear upon the poll-book of their election district at the last preceding general election, who have not been registered for the ensuing general election by the house to house canvass. Said district board of registry and election shall place a check V mark in the proper column opposite the name of each voter in the primary election registry book, designating the particular method by which said voter was registered, i. e., whether from the poll-book of the last preceding general election, by the house to house canvass or by transfer from another district. Said boards shall, upon the completion of said primary election registry book, consult the party primary poll-books kept at the primary election for the next preceding general election and place the letter "R" opposite the names on the said primary election registry book as appear in the said Republican party primary poll-book; the letter "D" opposite such of the said names as appear in the Democratic party primary poll-book, and so on; *provided, however,* that in said municipalities the district board of registry and election shall be satisfied that all the names of persons entitled to vote in their district have been properly

Registry in  
municipalities  
under 15,000.

Adding names.

Party designated.

Proviso.

transcribed from the canvassing books to the register of voters. Said primary election registry book shall be completed before the Tuesday following the house to house canvass.

When completed.  
Section 7,  
Article XXIII,  
amended.

60. Section seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Disposition of Primary Election Registry Book.

Registry book filed.

7. The said primary election registry book shall be signed and certified by said district board of registry and election and shall, after mailing the primary election sample ballots, on or before the Wednesday following the completion of the house to house canvass, be filed by said district board of registry and election with the county board of elections who shall make use of same in a similar manner as is required for the use of the signature copy registers and the register of voters and deliver same to the various municipal clerks who shall return same to the district boards of registry and election at the same time the primary election official ballots are delivered to the district boards of registry and election, in time to be used on the succeeding primary election day.

Section 10,  
Article XXIII,  
amended.

61. Section ten, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Procedure to be Followed.

Revising registry.

10. The county board of elections shall sit on the Thursday and Friday preceding the primary election for the general election from 1 P. M. to 9 P. M., and at such other times as said board may deem necessary for the purpose of revising and correcting the primary election registry books and shall have power to remove names from said primary election registry books and shall proceed in the same manner as hereinbefore provided for the general election.

Section 20,  
Article XXIII,  
amended.

62. Section twenty, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

## Vacancy Committee Names in Petition.

20. The signers to petitions for "Choice for President," delegates and alternates to national conventions, for Governor, United States Senator, member of the House of Representatives, State Senator, member of the General Assembly and any county office may name three persons in their petition as a committee on vacancies, which committee shall have power in case of death or resignation or otherwise of the person indorsed as a candidate in said petition to fill such vacancy by filing with the Secretary of State in the case of officers to be voted for by the voters of the entire State or a portion thereof involving more than one county thereof or any congressional district, and with the county clerk in the case of officers to be voted for by the voters of the entire county, a certificate of nomination to fill such vacancy. Such certificate shall set forth the cause of said vacancy, the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted, the office for which he is nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee is authorized to fill vacancies and such further information as is required to be given in any original petition of nomination. The certificate so made shall be executed and sworn to by the members of said committee, and shall, upon being filed at least seventeen days before election, have the same force and effect as the original petition of nomination for the primary election for the general election. The name of the candidate submitted shall be immediately certified to the proper municipal clerks.

Committee on vacancies named.

Certificate to show cause of vacancy.

Times for filing.

63. Section twenty-one, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 21, Article XXIII, amended.

## Filing Petitions.

21. Petitions addressed to the Secretary of State shall be filed with said office at least thirty days prior to the primary election for the general election; petitions addressed to the county clerk shall be filed with said officer at least twenty-six days prior to said primary; peti-

Filing petitions.

Names and  
addresses of  
candidates.

tions addressed to the municipal clerk shall be filed with said officer at least twenty-six days prior to said primary. Within two days after the last day for filing said petitions for nominations at the primary election for the general election, the municipal clerk shall certify to the county clerk the full and correct names and addresses of all candidates for nomination for public office and the name of the political party of which said persons are candidates.

Section 27,  
Article XXIII,  
amended.

64. Section twenty-seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Filling of Vacancies.

Filling va-  
cancy caused  
by death or  
resignation.

27. Should any person endorsed in any petition as a candidate to be voted for at any primary election, except for the office of "Choice for President," delegates and alternates to national conventions, Governor, United States Senator, member of the House of Representatives, State Senator, and members of the General Assembly, die before such election, or in writing filed at least twenty days prior to the primary with the county clerk or municipal clerk, with whom said petition had been filed, decline to stand as a candidate, the vacancy or vacancies thus caused shall be filled by a majority of the persons signing the petition in and by which the person so doing or declining was endorsed, filing within three days after the occurrence of such vacancy with the county clerk or municipal clerk, as the case may be, a new petition, setting forth the name of the person declining or dying, the office for which he was endorsed, and the name of the person to be substituted; the said petition shall be verified by three of the signers, and shall have the same force and effect as the original petition. When the name of the candidate substituted is filed with the county clerk said clerk shall immediately certify the same to the proper municipal clerks.

Substituted  
name.

Section 36,  
Article XXIII,  
amended.

65. Section thirty-six, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

## Words on Envelope.

36. Each of said envelopes shall have printed on the face thereof, in large type, the words, "Official Primary Sample Ballot," and in smaller type, in the upper left-hand corner, the words, "If not delivered in two days return to the superintendent of elections" in counties of the first class and to the "Municipal Clerks" in all other counties and in the lower left-hand corner shall be printed the words "Municipality" followed by a line ".....," "Ward" followed by a line "....." and "District" followed by a line "....." arranged in three lines one under the other.

Printing on  
face of enve-  
lopes.

66. Section forty-one, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 41,  
Article XXIII,  
amended.

## Public Display of Returned Envelopes.

41. All said envelopes which shall have been mailed but undelivered to the addresses and shall have been returned to the municipal clerk or superintendent of elections shall be retained by said municipal clerk or superintendent for thirty days, open to public inspection.

Undelivered  
envelopes.

67. Section fifty, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 50,  
Article XXIII,  
amended.

## Method of Conducting Primary Election.

50. Said primary election for the general election shall be conducted by the district boards of registry and election substantially in the same manner as the general election, except as herein otherwise provided; *provided*, that the said board may allow one member of the board at a time to be absent from the polling place and room for a period not exceeding one hour between the hours of one o'clock and five o'clock in the afternoon or for such shorter time as they shall see fit; *provided*, that at no time from the opening of the polls to the completion of the canvass shall there be less than a majority of the board present in the polling room or place. In all municipalities the municipal clerk shall deliver to the district boards of registry and election in his municipality, the poll-books used in said election districts at

How primary  
election con-  
ducted.

Proviso.

Proviso.

Delivery of  
poll books.

the next preceding general election, together with the party primary poll-books used at the next preceding primary election for the general election.

Section 53,  
Article XXIII,  
amended.

68. Section fifty-three, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### Balloting Regulations.

Who may vote  
at primary.

53. No voter shall be allowed to vote at said primary election unless his name appears on the poll-book of the next preceding general election, or has been placed on said primary election registry book prior to said primary day as hereinbefore provided; *provided, however*, that in municipalities having a population of fifteen thousand or less, any qualified elector whose name does not appear upon the primary election registry book, may, upon application to the district board of registry and election, on the primary election day, have his name placed upon said primary election registry book and the register of voters for the general election by said district board of registry and election. After his name has been so placed upon said primary election registry book and register of voters, he shall be allowed to vote at said primary and general election. No voter shall be allowed to vote in the ballot box of a political party if the name of such voter appears in the primary party poll-book of another political party as made up at the next preceding primary election.

Proviso.

Vote in party  
box.

Section 67,  
Article XXIII,  
amended.

69. Section sixty-seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

#### District Boards of Registry and Election to Municipal Clerks.

Action by dis-  
trict boards at  
close of pri-  
mary.

67. At the close of all primary elections held according to the provisions of this act, and after counting the ballots cast at such primary and making the statements thereof as herein provided, each district board of registry and election shall place all ballots voted at such election and all spoiled and unused ballots inside the ballot boxes used at said election, and after locking and sealing the same, shall forthwith deliver said ballot

Delivery of  
ballot box.



boxes to the municipal clerk and the keys thereof to the county clerk. Said board shall also at the same time and along with the said ballot boxes deliver to said municipal clerk the general election poll-book, and the party primary poll-books, of the previous year, together with the primary election registry book, the primary party poll-books made up at the current primary election, affidavits and all other books and forms which shall have been used by said board at said primary election.

Delivery of  
books, etc.

69 (a). Section twenty-one, Article XXV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 21,  
Article XXV,  
amended.

#### Meetings and Procedure.

21. It shall be the duty of the several county boards of elections to sit on Thursday and also on Friday next preceding any special election in their respective counties for the purpose of striking the name of any person not entitled to vote from the registry books which are to be used at such election; and such county board shall proceed in all respects as is provided for the revision by them of the register for the general election.

Revising  
registers by  
county boards.

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

Section 3,  
Article XXVI,  
amended.

#### Recount Proceedings.

3. Said justice shall be authorized to order and cause, upon such terms as he may deem proper, a recount of the votes as he may determine, to be publicly made under his direction by the county board of elections, which board shall have power to subpoena witnesses to testify and produce documents and paraphernalia as said board may determine, after three days' notice of the time and place of such recount has been given by such applicant or group of applicants to such interested party or parties as said justice may direct. The district board of registry and election shall be subpoenaed to be present at such recount to witness the opening of the ballot box or boxes used in their election district, and to give such testimony as the county board of elections may deem necessary. Said justice shall have power

Procedure as  
to recounts.

Disputed  
questions.

to decide all disputed questions which the county board of elections shall fail to decide by a majority vote thereof.

Sec. 2, Art.  
XXVIII,  
amended.

71. Section two, Article XXVIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Substitution of Day for Filing Documents and Performing Official Duties Falling on Sunday or Legal Holiday.

Performing  
duties falling  
on Sunday or  
holiday.

2. Should the day of the filing of any petition, declination, resignation, instrument in writing or other paper or document required to be filed in any office under the provisions of this act, or the performance of any duty required by this act by any person, candidate or official, fall upon the Sabbath day, or any legal holiday, said filing of said performance of any duty shall be performed upon the following business day.

Sec. 23, Art.  
XXVIII, re-  
pealed.

72. Section twenty-three, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 24, Art.  
XXVIII, re-  
pealed.

73. Section twenty-four, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 25, Art.  
XXVIII, re-  
pealed.

74. Section twenty-five, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 26, Art.  
XXVIII, re-  
pealed.

75. Section twenty-six, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 27, Art.  
XXVIII, re-  
pealed.

76. Section twenty-seven, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 28, Art.  
XXVIII, re-  
pealed.

77. Section twenty-eight, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 29, Art.  
XXVIII, re-  
pealed.

78. Section twenty-nine, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

Sec. 30, Art.  
XXVIII, re-  
pealed.

79. Section thirty, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.

80. Section thirty-one, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption. Sec. 31, Art. XXVIII, repealed.

81. Section thirty-two, Article XXVIII, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption. Sec. 32, Art. XXVIII, repealed.

82. Section six, Article XXX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows: Section 6, Article XXX, amended.

Compensation of Members of the District Board of Registry and Election.

6. The compensation of each member of the district boards of registry and election for all services performed by them, under the provisions of this act shall be as follows: Pay of members of election boards.

For each registry day other than the primary registry day, including the services in making and completing the house-to-house canvass in municipalities having a population of fifteen thousand or less, ten dollars; for each registration evening other than registry day above mentioned, in municipalities having a population of more than fifteen thousand, five dollars; for the primary registry day, including all services rendered in holding the primary election, except services in mailing the ballots, twenty-five dollars; for mailing the primary election for the general election sample ballots, two dollars; for making up the registry books for the primary election for delegates and alternates to national conventions, three dollars; for mailing the sample ballots for the primary election for delegates and alternates to national conventions, two dollars; for mailing the general election sample ballots, three dollars; for all services on general election day, including the counting of votes and delivery of returns and ballot-box, with contents to the municipal clerk, twenty-five dollars; for all services at any special election, fifteen dollars; for all services in holding the primary election for delegates and alternates to national conventions, fifteen dollars. The same shall be in lieu of all other fees and payments whatsoever. Rates of compensation. Special elections.

Section 11,  
Article XXXI,  
amended.

83. Section eleven, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Obstruction of Polling Place.

Hindering  
voter or ob-  
structing polls.

11. If any person shall on election day tamper, deface or interfere with any polling booth or obstruct the entrance to any polling place, or shall obstruct or interfere with any voter, or loiter, or do any electioneering within any polling place or within one hundred feet of any polling place, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, he shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both at the discretion of the court.

Penalty.

Section 12,  
Article XXXI,  
amended.

84. Section twelve, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Breach of Ballot Regulations.

Various of-  
fenses about  
polls.

12. No person shall, within the polling-room, mark his ballot in a place other than in the polling booth or show his ballot, nor shall anyone request said person to show his ballot during the preparation thereof, nor shall any other person inspect said ballot during the preparation thereof, or after it is prepared for voting in such a way as to reveal the contents, nor shall any person within the polling place or within a hundred feet thereof, loiter, electioneer, or solicit any voter; no voter, at any election where official ballots are used, shall knowingly vote or offer to vote any ballot except an official ballot as by this act required; no person shall on any pretext carry an official ballot from the polling-room on any election day except such persons as may by this act be authorized to do so; any person violating any of the foregoing provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both at the discretion of the court.

Penalty.

Section 23,  
Art. XXXI,  
amended.

85. Section twenty-three, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Insignia at Polls.

23. No person shall display, sell, give, or provide any political badge, button or other insignia to be worn at or within one hundred feet of the polls or within the polling place or room, on any primary, general or special election day or on any commission government election day, except the badge furnished by the county board of elections as herein provided. Any person violating any of the foregoing provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both at the discretion of the court.

Badges, buttons, etc., at polls.

Penalty.

86. After section thirty-three, Article XXXI, of the act to which this act is an amendment, insert new section to be known as thirty-three-A, to read as follows:

Section 33-A added to Article XXXI.

Bribery by Giving or Receiving Reward.

33-A. Whosoever shall, directly or indirectly, make or give any money or other thing of value to any member of the district board of registry and election because of his membership on such board, or when it shall appear that such money or other thing of value is made or given to such member because of his membership on such board, except as hereinbefore provided as his legal compensation for service on such board, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding two years, or both, in the discretion of the court.

Not reward members of election boards.

Penalty.

Any member of a district board of registry and election who shall, by himself, or by any other person in his behalf, receive any money or other thing of value because of his membership on such board, or when it shall appear that such money or other thing of value is accepted or received by such member because of his membership on such board, except as hereinbefore provided as his legal compensation for service on such board, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding two years, or both, in the discretion of the court.

Acceptance of reward illegal.

Penalty.

Chap. 206, P.  
L. 1925,  
amended.

87. A supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, which supplement was approved March eighteenth, one thousand nine hundred and twenty-five, and which is known as chapter two hundred and six of the Laws of nineteen hundred and twenty-five, be and the same is hereby amended so as to read as follows:

#### Disposition of the General Election Registry Books.

Care of elec-  
tion books be-  
tween primary  
and third reg-  
istration days.

1. In all municipalities in counties of the first class, the register of voters and the general election registry list and the signature copy registers and the current primary party poll-books used in any primary election shall be returned by the district board of registry and election to the county board of elections not later than the day following the said primary election. In all municipalities in counties other than counties of the first class the register of voters, the general election registry list and signature copy registers, as the case may be, and the current primary party poll-books, shall be returned by the district board of registry and election to the county clerks of the counties, within which such municipalities are located, not later than the day following the primary election.

Return to dis-  
trict boards.

The said county boards of elections and the said county clerks shall at least seven days before the third registry day deliver at the office of the county board of elections and the county clerk, as the case may be, the register of voters, general election registry list and signature copy registers, as the case may be, and the current primary party poll-books, to the respective district boards of registry and election.

Chap. 85, P.  
L. 1925, re-  
pealed.

88. A supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, which supplement was approved March thirteenth, one thousand nine hundred and twenty-five, and is known as chapter eighty-five of the Laws of nineteen hundred and twenty-five, be and the same is hereby repealed.

89. A supplement to an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, which supplement was approved March twenty-first, one thousand nine hundred and twenty-three, and is known as chapter one hundred and fifty-three of the Laws of nineteen hundred and twenty-three, be and the same is hereby repealed.

Chap. 153, P.  
L. 1923, re-  
pealed.

90. 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 31, 1926.

### CHAPTER 323.

A Supplement to an act entitled "An act to provide for the permanent improvement and maintenance of public roads in this State (Revision of 1912)," approved April fifteenth, one thousand nine hundred and twelve.

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

1. The State Highway Commission shall as soon as practicable lay out and construct a suitable road leading from Trout brook, on Grand avenue, in the town of Hackettstown, in the county of Warren, to the State Game Farm at Rockport, in the township of Manfield in said county of Warren, being a reservation maintained wholly by the State of New Jersey.

Branch road  
in Warren  
county.

2. The said road shall be laid out, constructed and improved in all respects in accordance with the provisions of the act to which this act is a supplement, and the payment of the cost of such construction and improvement and the repair and maintenance of said road

As to building,  
repairs, etc.

after such improvement shall be paid out of any moneys appropriated by the Legislature for such purpose.

3. This act shall take effect immediately.

Approved March 31, 1926.

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#### CHAPTER 324.

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.

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:

Qualifications  
for police.

2. No person shall be appointed an officer or member of the police force of any municipality who has been convicted of a crime involving moral turpitude, or who is less than twenty-one or more than thirty-five years of age at the time of his appointment.

2. This act shall take effect immediately.

Approved March 31, 1926.



## CHAPTER 325.

An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-seven, 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 twenty-seven, 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  
balance to  
lapse into  
treasury.

## A. EXECUTIVE AND ADMINISTRATIVE.

## A 1. ATTORNEY-GENERAL'S DEPARTMENT.

## Salaries:

Attorney-General, . . . . .	\$7,000 00
Assistant Attorney-General, . . . . .	5,000 00
Second Assistant Attorney-General, . . . . .	4,800 00
Chief legal assistant, . . . . .	6,000 00
Chief legal assistant, . . . . .	6,000 00
Senior legal assistant, . . . . .	5,000 00

Attorney-  
General's  
office.

## CHAPTER 325, LAWS OF 1926.

Senior legal assistant,....	4,500 00	
Compensation for other as-		
sistants, .....	14,380 00	
	<hr/>	\$52,680 00
Traveling expenses, .....		1,000 00
Blanks, stationery and printing, .....		1,500 00
Miscellaneous:		
Expenses in connection		
with Escheat Cases, ...	\$250 00	
Compensation and expenses		
of counsel employed by		
the Attorney-General in		
foreign States to collect		
taxes due from bankrupt		
and other insolvent cor-		
porations, .....	500 00	
Law books, .....	600 00	
Office equipment, .....	500 00	
Incidentals, .....	2,000 00	
	<hr/>	3,850 00
		<hr/>
		\$59,030 00
		<hr/>

## A 2. BUDGET ACT EXPENSES.

Budget.	For salaries and expenses for the purpose of carrying into effect the provisions of chapter 15, Laws of 1916, known as the "Budget Act," .....	\$25,000 00
		<hr/>

## A 3. CIVIL SERVICE COMMISSION.

Civil Service.	Salaries:	
	Commissioners, .....	\$15,500 00
	Chief examiner and secre-	
	tary, .....	7,000 00
	Assistant chief examiner, .	4,200 00
	Assistant Secretary, .....	2,400 00
	Three senior examiners, ..	7,020 00
	Senior examiner, .....	3,000 00
	Medical examiner, .....	4,200 00

Janitors, .....	100 00	
Special examiners, .....	1,000 00	
Monitors, .....	1,000 00	
Compensation for assistants, .....	49,340 00	
	<hr/>	\$94,760 00
Traveling expenses, .....		2,000 00
Printing and office supplies, .....		6,000 00
Miscellaneous:		
Advertising, .....	\$3,000 00	
Office equipment, .....	1,000 00	
Incidentals, .....	2,000 00	
	<hr/>	6,000 00
		<hr/>
		\$108,760 00
		<hr/>

## A 4. COMPTROLLER'S DEPARTMENT.

Salaries:		Comptroller's Department.
Comptroller, .....	\$6,000 00	
Deputy Comptroller, ....	6,000 00	
Clerical services, .....	18,720 00	
	<hr/>	\$30,720 00
Blanks, stationery and printing, .....		4,500 00
Miscellaneous:		
Premium on surety bonds, .....	\$300 00	
Incidentals, .....	2,500 00	
	<hr/>	2,800 00

*Audit Department.*

Salaries:	
Chief auditor, .....	\$6,000 00
Auditors and assistants, ..	28,560 00
	<hr/>
	34,560 00
Traveling expenses, .....	1,000 00

*Inheritance Tax Department.*

Salaries:		Inheritance tax collection.
State supervisor, .....	\$7,000 00	
Two district supervisors, .	8,000 00	
Two head clerks, .....	7,400 00	

Compensation for assist-		
ants, .....	111,560 00	
	<hr/>	133,960 00
Expenses, .....		9,500 00

## Miscellaneous:

Transfer tax  
payable to  
counties.

The Comptroller of the Treasury is hereby authorized and it shall be his duty to withdraw from the State fund such amounts as shall be required to carry out the provisions of chapter 238, Laws of 1909, and to refund and pay such claims as may be necessary, and the State Treasurer shall pay same upon the warrants of said Comptroller, and there is hereby appropriated the amount necessary therefor.

*State Athletic Commissioner.*Athletic  
Commissioner.

For the purpose of carrying out the provisions of chapter 247, Laws of 1918, as amended by chapter 189, Laws of 1923, .....

20,000 00

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\$237,040 00

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## A 5. DEPARTMENT OF PUBLIC REPORTS.

Public  
reports.

## Salaries:

Commissioner, .....	\$2,000 00	
Clerk, .....	600 00	
	<hr/>	\$2,600 00
Blanks, stationery and printing, .....		25 00
		<hr/>
		\$2,625 00
		<hr/>

## A 6. EMERGENCY FUND.

Emergencies.

For the Governor, to enable him to meet any emergency requiring the expendi-

ture of money not otherwise appropriated, and to cover any incidental expense of commissioners appointed by him under statute, or in his discretion, \$10,000 00

## A 7. EXECUTIVE DEPARTMENT.

Executive  
Department.

## Salaries:

Governor, .....	\$10,000 00	
Secretary to the Governor, .....	5,000 00	
Executive Clerk, .....	3,600 00	
Compensation for assistants, .....	9,580 00	
	<u>          </u>	\$28,180 00
Traveling expenses, .....		1,500 00
Blanks, stationery and printing, .....		2,500 00
Incidentals, .....		3,350 00
Maintenance of Secretary to the Governor during encampment, .....		1,000 00
		<u>          </u>
		<u>\$36,530 00</u>

## A 8. SECRETARY OF STATE.

Secretary of  
State.

## Salaries:

Secretary of State, .....	\$6,000 00	
Chief Clerk, .....	6,000 00	
Head Clerk, .....	4,500 00	
Election clerk, .....	3,800 00	
Compensation for assistants, .....	30,720 00	
	<u>          </u>	\$51,020 00
Traveling expenses, .....		300 00
Blanks, stationery, printing and office supplies, .....		8,500 00

## Miscellaneous:

Election supplies, .....	\$32,000 00
Preserving early probate records, .....	500 00
Printing copies of "An act concerning corporations," .....	5,000 00

Incidentals, .....	1,600 00	
New equipment for new vault, .....	8,000 00	
Advertising proposed Constitutional amendments,..	7,500 00	
		54,600 00
		<u>\$114,420 00</u>

## A 9. DEPARTMENT OF MOTOR VEHICLES.

Motor Vehicle  
Department.

## Salaries:

Commissioner, .....	\$7,500 00	
Deputy Commissioner, ...	4,000 00	
Special Counsel, .....	6,000 00	
Compensation for inspectors, clerks, et cetera, ..	219,055 00	
		\$236,555 00

## Traveling expenses:

Expenses of inspectors and equipment,	37,500 00
Blanks, stationery and printing, .....	28,000 00
Postage, express and incidentals, .....	25,000 00

## Miscellaneous:

Metal and materials for automobile markers,, ..	\$90,000 00	
Purchase of automobiles,..	5,000 00	
Liability insurance, .....	1,200 00	
Refunds for errors in rating, .....	500 00	
Filing cabinets, .....	3,000 00	
Purchase of typewriters, ..	5,000 00	
Office furniture, desks, et cetera, .....	1,000 00	
		105,700 00

Payment of above items in this account to be made from the receipts of the Department of Motor Vehicle Regulation and Registration, pursuant to chapter 235, Laws of 1909.

\$432,755 00

## A 10. STATE HOUSE COMMISSION.

## Salaries and Wages:

State House  
Commission.

Custodian, .....	\$4,000 00	
Chief engineer, .....	3,600 00	
Superintendent (State of- fice building), .....	2,620 00	
Compensation of assistants and helpers, .....	114,042 00	
	<hr/>	\$124,262 00

## Maintenance:

Fuel and power (for this purpose only), .....	\$22,000 00	
Light, .....	15,500 00	
Sundry supplies, .....	17,500 00	
Current repairs, .....	25,000 00	
Telephone and telegraph,..	6,000 00	
Furniture, office supplies and carpets, .....	10,000 00	
Insurance (for this purpose only), .....	2,500 00	
Capitol post office, postage,	45,000 00	
Freight and express, .....	300 00	
Traveling expenses, .....	50 00	
Maintenance of Stacy Park and Capitol grounds, ...	3,500 00	
Laying out, planting and care of grounds at State office building, .....	1,000 00	
Maintenance and repairs, State buildings, at Tren- ton Fair, .....	3,000 00	
	<hr/>	151,350 00

For the purpose of leasing and paying  
rentals for State Departments in the  
city of Newark, as follows:Rentals for  
sundry offices  
in Newark.

Court of Chancery, .....	\$13,422 00
Board of Public Utility Commissioners, .....	13,500 00
Department of Banking and Insurance, .....	4,950 00
Department of Labor, ...	6,316 00

	State Board of Tenement		
	House Supervision, . . . .	11,700 00	
	Rehabilitation Commission,	3,684 00	
	Department of Institutions		
	and Agencies (Architec-		
	ture), . . . . .		
	Commission for the Blind,	10,000 00	
	State Highway Commis-		
	sion, . . . . .		
		<hr/>	63,572 00
State Building at Sesqui- Centennial Exposition.	New Buildings:		
	For maintenance and furnishing of a		
	permanent State building at the Ex-		
	position to be held in the city of		
	Philadelphia, in 1926, pursuant to		
	chapter 70, Laws of 1922, . . . . .		25,000 00
Stacy Park.	There is hereby appropriated the undis-		
	bursed balance on the thirtieth day		
	of June, one thousand nine hundred		
	and twenty-six, of the appropriation		
	made for purchase of land and build-		
	ings adjoining Stacy Park.		
	<i>State Printing Board.</i>		
Printing Board.	Miscellaneous:		
	Legislative printing, . . . .	\$55,000 00	
	Printing and binding public		
	documents, . . . . .	25,000 00	
	Printing and circulating		
	laws, . . . . .	10,000 00	
		<hr/>	90,000 00
	<i>State Purchasing Department.</i>		
Purchasing Department.	Salaries and Wages:		
	State Purchasing Agent,..	\$5,000 00	
	Assistant State Purchasing		
	Agent, . . . . .	4,000 00	
	Compensation of assistants		
	and clerical services, . . .	24,240 00	
	Expert services, . . . . .	1,500 00	
		<hr/>	34,740 00



Miscellaneous:		
Traveling expenses, . . . . .	\$800 00	
Telephone and telegraph, ..	800 00	
Premium on bond, . . . . .	200 00	
	<hr/>	1,800 00
Materials and Supplies:		
Vehicular transportation		
expenses, . . . . .	\$700 00	
Printing, office supplies and		
equipment, . . . . .	3,800 00	
	<hr/>	4,500 00
		<hr/>
		\$495,224 00
		<hr/>

*State Purchase Fund.*

The unexpended balance of the "Purchase Fund" created in accordance with the provisions of chapter 277, P. L. 1917, item 100, together with such sums as may be returned to the State treasury for reimbursement of the appropriation provided by said item so that a "Purchase Fund" not exceeding \$250,000 will be established and maintained for the purpose of making payments for purchases in the operation of chapter 68, Pamphlet Laws of one thousand nine hundred and sixteen, and the expenses of handling, storing and transporting purchases, so made, the cost of said purchases to be apportioned among the various using agencies and the appropriations current for their use so as to reimburse the said "Purchase Fund" for said purchases when so made; said amounts so apportioned to be credited to said fund when deposited in the State treasury for disbursement in accordance with the provisions of said chapter 68, P. L. 1916, so as to constitute it a revolving fund for purchases is hereby appropriated.

**Purchase fund.**

## A 11. TREASURER'S DEPARTMENT.

Treasurer's  
office.

## Salaries:

Treasurer, .....	\$6,000 00	
Cashier, .....	5,000 00	
Assistant cashier, .....	3,600 00	
Compensation for other as- sistants, .....	14,700 00	
Additional and temporary employees, .....	2,000 00	
		\$31,300 00
Blanks, stationery and printing, .....		1,500 00
Incidentals, .....		1,000 00
Premium on surety bond for Treasurer and deputy treasurer, .....		750 00
Premium on check insurance, .....		500 00

*Department of Municipal Accounts.*Municipal  
accounting.

## Salaries:

Commissioner, .....	\$6,000 00	
Supervising Auditor, ....	4,000 00	
Three senior auditors; one at \$3,300 and two at \$3,180 each, .....	9,660 00	
Compensation for auditors and other assistants, ...	23,070 00	
		42,730 00
Traveling expenses, .....		8,000 00
Blanks, stationery and printing, .....		2,500 00
Incidentals, .....		400 00
Furniture and equipment, .....		300 00
Miscellaneous:		
Expenditures under provisions of sec- tion 3 (b), chapter 266, Laws of 1918, .....		2,500 00
		\$91,480 00

## B. LEGISLATIVE.

## B 1. LEGISLATURE.

## Salaries:

Legislature.

Senators and Assemblymen,	\$40,833 32	
Compensation for officers		
and employees, .....	53,800 00	
	<u>          </u>	\$94,633 32

## Miscellaneous:

Manuals of the Legislature,	\$7,234 00	
Indexing Journal and Min-		
utes and other incidental		
and contingent expenses,	20,000 00	
Toilet and other necessary		
articles, to be furnished		
by the State House Com-		
mission, .....	1,250 00	
	<u>          </u>	28,484 00
		<u>\$123,117 32</u>

## C. JUDICIAL.

## C 1. CLERK IN CHANCERY.

## Salaries:

Clerk in  
Chancery.

Clerk in Chancery, .....	\$6,000 00	
Chief clerk, .....	5,000 00	
Law clerk, .....	3,600 00	
Compensation for assist-		
ants, .....	45,660 00	
	<u>          </u>	\$60,260 00
Blanks, stationery and printing, .....		6,000 00
Incidentals, .....		2,000 00
Steel filing cases, .....		9,000 00
		<u>\$77,260 00</u>

## C 2. CLERK OF THE SUPREME COURT.

## Salaries:

Clerk of  
Supreme  
Court.

Clerk of Supreme Court,..	\$6,000 00
Chief clerk, .....	4,500 00

Compensation for assistants, .....	28,440 00	
		\$38,940 00
Blanks, stationery and printing, .....		3,500 00
Typewriters, furniture, office equipment, diaries, and Legislative Manuals, .....		300 00
Incidentals, .....		1,000 00
		<u>\$43,740 00</u>

## C 3. COURT OF CHANCERY.

Court of  
Chancery.

Salaries:		
Chancellor, .....	\$19,000 00	
Vice-Chancellors, .....	180,000 00	
Compensation and traveling expenses of sergeants-at-arms, .....	21,000 00	
Compensation and allowance of advisory masters and their official stenographers, .....	16,000 00	
Compensation and traveling expenses of stenographers and for services pursuant to section 103 of chapter 158 of the Laws of 1902, .....	46,000 00	
Compensation for Chancellor's secretary, .....	1,800 00	
		\$283,800 00
Blanks, stationery and printing, .....		2,500 00
Postage, .....		500 00
Miscellaneous:		
Rent of rooms in Atlantic City and Jersey City, ..	\$17,500 00	
Miscellaneous expenses in connection with such rooms, .....	500 00	
		<u>18,000 00</u>
		<u>\$304,800 00</u>

## C 4. COURT OF ERRORS AND APPEALS.

## Salaries:

Court of  
Errors and  
Appeals.

Compensation of judges of the Court of Errors and Appeals, at \$40.00 per diem, .....	\$50,000 00	
Compensation of officers,..	3,500 00	
		<u>\$53,500 00</u>

## Blanks, Stationery and Printing:

Printed or typewritten copies of draft of opinions under the direction of the presiding judge, .....	2,000 00	
Binding State cases, briefs, et cetera, and printing list of causes, et cetera,	1,000 00	
		<u>\$56,500 00</u>

## C 5. COURT OF PARDONS.

## Salaries:

Court of  
Pardons.

Compensation of judges of the Court of Pardons, at \$20.00 per diem, .....	\$5,000 00	
Compensation of clerk and stenographer, .....	1,300 00	
		<u>\$6,300 00</u>
Traveling expenses, .....	150 00	
Blanks, stationery and printing, .....	900 00	
Incidentals, .....	100 00	
		<u>\$7,450 00</u>

## C 6. COURT EXPENSES.

## Salaries:

Transferred  
cases.

For compensation of judges of the Court of Common Pleas, pursuant to section 49, chapter 149, Laws of 1900, .....	\$4,000 00	
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## C 7. LAW AND EQUITY REPORTS.

Legal reports. Salaries:

Chancery reporter, . . . . .	\$500 00	
Supreme Court reporter, ..	500 00	
		<u>\$1,000 00</u>
Publication of Chancery reports, . . . . .		11,500 00
Publication of Law reports, . . . . .		11,500 00
Binding Chancery and Law reports, ....		4,000 00
		<u>\$28,000 00</u>

## C 8. STENOGRAPHIC REPORTERS.

Reporters.	For amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursuant to chapter 81 of the Laws of 1901, ...	\$36,763 29
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## C 9. SUPREME COURT.

Supreme Court.

Salaries:

Chief Justice, . . . . .	\$19,000 00	
Associate Justices, . . . . .	144,000 00	
Circuit Court judges, ....	192,000 00	
Compensation for assistants, . . . . .	2,000 00	
Board of bar examiners, salary of members, secretary and messenger, ....	9,800 00	
		<u>\$366,800 00</u>
Blanks, stationery and printing, . . . . .		500 00
Incidentals, . . . . .		70 00
Miscellaneous:		
Other expenses incurred by court order,	1,500 00	
		<u>\$368,870 00</u>

C 10. COMMISSION ON REVISION AND CONSOLIDATION OF  
PUBLIC STATUTES.

Expenses of commissioners appointed to revise and consolidate public statutes, pursuant to chapter 73, Laws of 1925,	Revision of laws.  \$75,000 00
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## D. REGULATIVE.

## D 1. BOARD OF COMMERCE AND NAVIGATION.

## Salaries:

Director, . . . . .	\$7,500 00	Commerce and Navigation.
Counsel for the board, . . . .	5,000 00	
Assistant Chief Engineer, .	4,000 00	
Consulting Engineer, . . . .	3,600 00	
Assistant Secretary, . . . . .	3,600 00	
Other assistants, public hearings, searches, sur- veys, witnesses on tres- passes, et cetera, . . . . .	35,480 00	
	\$59,180 00	
Traveling expenses, . . . . .	5,000 00	
Blanks, stationery and printing, . . . . .	1,600 00	

## Postage and Incidentals:

Postage, . . . . .	\$400 00	
Incidentals, . . . . .	3,000 00	3,400 00

## Miscellaneous:

For the construction, repair or preserva-  
tion of sea walls, bulkheads, and  
jetties and other approved devices  
necessary and proper to protect the  
riparian lands of this State, pursuant  
to chapter 318, Laws of 1920, and  
chapter 39, Laws of 1925, as follows:

Zone 1: Extending from  
Sandy Hook to Mana-  
squan inlet, . . . . . \$75,000 00

There is hereby appropriated the undisbursed balance on the 30th day of June, 1926, of the appropriation made for constructing a bridge or bridges across the Inland Waterway canal at Pine Bluff, in the borough of Point Pleasant, Ocean County, pursuant to chapter 235, Laws of 1925.

Maintenance and acquisition of navigation lights from Cape May to Manasquan river, .....	3,000 00	
Lights-buoys, Lake Hopatcong, .....	2,000 00	
Continuing construction of Bay Head - Manasquan canal, .....	50,000 00	
Maintenance of inland waterway from Cape May to Bay Head, ....	25,000 00	
Rents, .....	6,300 00	
Insurance on boats, .....	2,000 00	
Maintenance boat "W. Parker Runyon," .....	18,000 00	
Expenses in connection with study and plans for beach protection measures, .....	7,500 00	
Beach channel between Manahawkin bay and Beach Haven, in Ocean County pursuant to chapter 241, Laws of 1924,	75,000 00	
		263,800 00

There is hereby appropriated the undisbursed balance on the 30th day of June, 1926, of the appropriations



made for the Salem River Cut-Off, pursuant to chapter 51, Laws of 1921, and chapter 244, Laws of 1924. There is hereby appropriated the undisbursed balance on the 30th day of June, 1926, of the appropriation made for the purpose of acquiring rights of way for the New Jersey ship canal.

Appropriations for administration expenses of this board to be deducted from receipts, pursuant to chapter 223, Laws of 1922,

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\$332,980 00

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#### D 2. BOARD OF FISH AND GAME COMMISSIONERS.

For salaries and wages, and for the expenses of maintenance and operation of the New Jersey Board of Fish and Game Commissioners to include the expenses of administration and of the fish hatchery and the game farms.

Fish and  
Game  
Commission.

All receipts from hunters' and anglers' licenses pursuant to the provisions of chapter 152 of the Laws of 1914.

All receipts, licenses and sales pursuant to the provisions of chapter 153 of the Laws of 1918.

All fines pursuant to the provisions of chapter 247 of the Laws of 1911.

All such receipts as are above set forth, and any balance of receipts that may not have been disbursed on or before the end of the fiscal year ending June thirtieth, one thousand nine hundred and twenty-six, 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

Use of  
receipts.

Proviso.

incurred during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-six, and no portion of any receipts shall lapse into the general funds of the State; *provided, however*, that an excess may be expended and is hereby appropriated above the amounts herein below indicated when expressly approved by the State House Commission, but limited to the amount of the receipts of the board for the fiscal year.

## Salaries and Wages:

Protector, .....	\$4,000 00	
Secretary, .....	3,000 00	
Assistant protectors, wardens, superintendents and other officers and employees, .....	122,554 08	
	<hr/>	\$129,554 08

## Materials and Supplies:

Food for birds, fish, poultry, horses; coal wood, electricity, gas, farm, stable and grounds, and materials and supplies for farms and hatcheries, and general supplies, .....	\$35,385 00	
Printing and office supplies, .....	3,700 00	
Purchase of autos and boats, .....	11,300 00	
Purchase of fish, game, eggs and poultry, .....	41,600 00	
Gasoline, grease, oil, tires, tubes and maintenance of autos and boats, .....	24,215 00	
	<hr/>	116,200 00
Current Repairs, .....		2,725 00

## Miscellaneous Expenses:

Wardens' and commissioners' expenses, .....	\$12,900 00
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Postage, telephone, tele-		
graph and insurance, ..	1,900 00	
Miscellaneous expenses, ..	11,890 00	
	<hr/>	26,690 00
Additions and improvements, .....		3,000 00
		<hr/>
		\$278,169 08
		<hr/>

## D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS.

## Salaries:

Public Utility  
Commission.

Members of the board, ..	\$36,000 00	
Counsel, .....	8,500 00	
Assistant to counsel, ....	4,000 00	
Secretary, .....	6,000 00	
Assistant Secretary, ....	3,600 00	
Chief, Bureau of Utilities,	8,500 00	
Chief engineer, bridges and		
grade crossings, .....	7,500 00	
E n g i n e e r s, inspectors,		
clerks, stenographers and		
other employees, .....	113,300 00	
For reporting hearings, ..	7,000 00	
	<hr/>	\$194,400 00
Traveling expenses, .....		18,000 00
Blanks, stationery and printing .....		8,500 00
Miscellaneous:		
Telephone and telegraph, ..	\$2,000 00	
Office supplies, .....	1,200 00	
Office equipment, .....	1,000 00	
Incidentals, .....	2,000 00	
Special investigations, ....	35,000 00	
	<hr/>	41,200 00
		<hr/>
		\$262,100 00
		<hr/>

## D 4. BOARD OF SHELL FISHERIES.

## Salaries:

Shell fisheries.

Director, .....	\$3,000 00
Chiefs of bureaus, .....	3,600 00

Captains of boats, crews, guards, clerks, et cetera, .....	37,040 00	
		\$43,640 00
Traveling expenses, .....		2,500 00
Blanks, stationery and printing, .....		250 00
Miscellaneous:		
Food (for this purpose only), .....	\$2,000 00	
Fuel and power (for this purpose only), .....	3,000 00	
Current repairs, .....	1,500 00	
Incidentals, including post- age, .....	600 00	
Insurance (for this purpose only), .....	1,000 00	
Surveying and mapping, ..	500 00	
Rent of offices, .....	396 00	
Shelling beds, Maurice riv- er cove, .....	22,500 00	
Shelling beds, Atlantic Coast department, .....	8,000 00	
		39,496 00
		<u>\$85,886 00</u>

## D 5. COUNTY BOARDS OF TAXATION.

County tax boards.	For salaries of members of the county boards of taxation, .....	\$115,200 00
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## D 6. DEPARTMENT OF BANKING AND INSURANCE.

Banking and Insurance.	Salaries:	
	Commissioner, .....	\$6,000 00
	Deputy Commissioner, Bu- reau of Banking, .....	7,500 00
	Deputy Commissioner, Bu- reau of Insurance, .....	7,500 00
	Deputy Commissioner, Bu- reau of Building and Loan Associations, ....	7,500 00

Chief, Compensation Rating and Inspection Bureau, .....	4,000 00	
Assistant Deputy, Bureau of Banking, .....	3,000 00	
Assistant Deputy, Bureau of Insurance, .....	3,900 00	
Assistant Deputy, Bureau of Building and Loan Associations, .....	3,000 00	
Department Investigator, ..	3,000 00	
Statistician, .....	3,300 00	
Bank Examiners, .....	133,800 00	
Small Loan, et cetera, Examiners, .....	10,800 00	
Chief Insurance Examiner, ..	7,500 00	
Assistant Chief Insurance Examiners, .....	15,000 00	
Insurance Examiners, ....	29,400 00	
Building and Loan Association Examiners, ....	106,560 00	
Examiners in miscellaneous investigations, et cetera, ..	2,000 00	
Actuary, .....	10,000 00	
Chief Assistant Actuary, ..	5,000 00	
Assistant Actuaries, ....	7,000 00	
Chief, License Division, ..	3,000 00	
Chief, Statistical Division, ..	3,000 00	
Clerks, Stenographers, and other Employees, .....	82,565 00	
Legal services in connection with examinations of insurance companies, .....	5,000 00	
		\$469,325 00
Traveling expenses, .....		99,240 00
Blanks, stationery and printing, .....		12,000 00
Office supplies and equipment, .....		31,990 00
Miscellaneous:		
Rent of statistical machines, .....	\$894 00	
Appraisals of real estate, ..	3,100 00	

Express, freight and cart-		
age, .....	450 00	
Incidentals, .....	1,000 00	
Subscriptions to magazines,		
manuals, et cetera, .....	200 00	
National convention, .....	100 00	
Compiling and printing val-		
uations, .....	150 00	
Membership fee, National		
Association of Supervi-		
sors of State Banks, ...	40 00	
Rent of safe deposit boxes		
and post office boxes, ..	51 00	
For the purpose of con-		
ducting special investiga-		
tions, .....	2,500 00	
	<hr/>	8,485 00
Total Appropriation, .....	\$621,040 00	
Less Receipts, .....	360,210 00	
	<hr/>	
Net Appropriation, .....	\$260,830 00	
	<hr/>	

D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Conservation  
and  
Development.

Salaries:

State Geologist and Direc-		
tor, .....	\$5,000 00	
State Forester, .....	4,500 00	
Associate State Forester,..	3,420 00	
Topographic Engineer, ...	3,300 00	
Chief of testing laboratory,	3,900 00	
Assistant State Geologist,..	3,300 00	
State Firewarden, .....	3,500 00	
Firewardens, forest rang-		
ers, soil classifiers, labor-		
atory assistants, engi-		
neers, clerical assistants		
and other employees, ...	89,870 00	
	<hr/>	\$116,790 00

Traveling expenses, .....	14,000 00
Blanks, stationery and printing, including new maps, .....	6,000 00

## Miscellaneous:

State's share of forest fires (for this purpose only), \$12,000 00	
Fuel and power (for this purpose only), .....	1,500 00
Insurance (for this purpose only), .....	500 00
Tax lien on State forests,	570 00
Repairs, laboratory, State forest buildings, .....	2,000 00
Office equipment, .....	500 00
Rental of Division Offices,	700 00
Museum and Exhibits, ...	3,000 00
New exhibit material for Museum, .....	1,000 00
For the purchase of land at Washington Crossing Park and for the devel- opment of the State parks, Washington Cross- ing, Hacklebarney and Swartswood Lake, ....	5,400 00
Any unexpended balance on June 30, 1926, from appropriations heretofore made for purposes ex- pressed in the foregoing item is hereby reappro- priated.	
Acquisition of additional land for State forests, ..	30,000 00
Any unexpended balance on June 30, 1926, from appropriations heretofore made for the purposes expressed in the forego- ing item is hereby reap- propriated.	

	New museum cases, . . . . .	800 00	
	Office supplies, . . . . .	550 00	
	Sundry supplies, . . . . .	1,200 00	
	Telephone and telegraph, ..	2,600 00	
	Freight and expressage, ..	300 00	
	For co-operation with the State Agricultural Sta- tion in extension work in forestry, . . . . .	1,200 00	
	Forest nursery, . . . . .	1,000 00	
		<hr/>	64,820 00
Expenses in connection with Morris Canal.	For all expenses in connection with the cost of dismantling, managing, and controlling the Morris canal, (a) all unexpended balances on June thirtieth, one thousand nine hundred and twenty- six of the money heretofore appropri- ated for this purpose in any annual or deficiency appropriation bill and (b) all rents, tolls and other income, in- cluding sales, received from said prop- erty.		
	For stream gauging, dam inspection and water supply investigations, including salaries of Chief, Division of Waters, \$4,500.00, and Hydraulic Engineer, \$3,600.00, and assistants, such sum not exceeding \$35,000.00, as may be avail- able in that fund pursuant to chapter 252, Laws of 1907, balance to remain to credit of fund (for this purpose only), . . . . .		
			35,000 00
	For maintenance of State forest—income from same, . . . . .		4,000 00
		<hr/>	\$240,610 00
	Less amount appropriated from receipts,		39,000 00
		<hr/>	\$201,610 00
		<hr/>	



## D 8. DEPARTMENT OF HEALTH.

## Salaries:

Department  
of Health.

Director, .....	\$6,000 00	
Assistant Director and Chief of Bureau of Ad- ministration, .....	4,500 00	
Chief, Bureau of Vital Sta- tistics, .....	4,200 00	
Chief of Bureau of Engi- neering, .....	4,200 00	
District health officers (2),	7,080 00	
Chief, Bureau of Bacteriol- ogy, .....	3,900 00	
Chiefs of divisions, direc- tors, investigators, health officers, and other em- ployees, .....	150,920 00	
	<hr/>	\$180,800 00
Traveling expenses, .....		23,000 00
Blanks, stationery and printing, .....		13,000 00

## Miscellaneous:

Office equipment and sup- plies, .....	\$3,000 00
Engineering supplies, ....	800 00
Automobile maintenance, ..	1,500 00
Maintenance of shellfish in- spection boat, .....	2,500 00
Laboratory, equipment, ap- paratus and supplies, ...	12,000 00
Salaries and expenses, sup- plies and exhibit material for the Bureau of Child Hygiene, .....	65,000 00
Salaries, expenses and sup- plies for the Bureau of Venereal Disease Control,	28,680 00
Legal expenses incurred in the prosecution of State cases, .....	1,000 00
Telephone service, mainte- nance tabulating machine	

and typewriters, insurance, expressage and other incidental expenses,	2,500 00	
	<hr/>	116,980 00
		<hr/>
		<hr/> <hr/>
		\$333,780 00

## D 9. DEPARTMENT OF LABOR.

Department  
of Labor.

## Salaries:

Commissioner of Labor, ..	\$6,000 00	
Commissioner of Workmen's Compensation, ...	1,500 00	
Deputy Commissioners Workmen's Compensation (three), .....	13,500 00	
Chiefs of bureaus (four),	16,140 00	
Referees (two), .....	7,200 00	
Examiners, inspectors, clerks and other employees, .....	140,360 00	
	<hr/>	\$184,700 00
Traveling expenses, .....		25,000 00
Blanks, stationery and printing, .....		6,500 00

## Miscellaneous:

Farm Labor and State Employment Bureau, .....	\$29,310 00
Rent of rooms in Jersey City, Paterson, or other cities, .....	8,684 00
Support of Museum of Safety, Industrial Councils, et cetera, .....	12,000 00
Telephone and telegraph, ..	2,500 00
Preparation and distribution of industrial directory, .....	3,000 00
Office supplies, .....	3,000 00
Office equipment, .....	2,500 00
Incidentals, .....	3,500 00

Coal, Jersey City, Trenton and Paterson, .....	2,750 00	
Blueprints, tracings, et cetera, .....	200 00	
Repairs to typewriters, mimeograph, et cetera, ..	200 00	
		67,644 00
		<u>\$283,844 00</u>

## D 10. DEPARTMENT OF WEIGHTS AND MEASURES.

Salaries:		Weights and Measures.
Superintendent, .....	\$5,000 00	
Compensation for assist- ants .....	10,740 00	
		\$15,740 00
Traveling expenses, .....		4,500 00
Blanks, stationery and printing, .....		700 00
Incidentals, .....		800 00
Additions and Improvements:		
Equipment for testing heavy capacity scales, .....		5,000 00
		<u>\$26,740 00</u>

## D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY.

Health officer of the Port of Perth Am- boy, for salary, pursuant to chapter 328, Laws of 1906, .....	\$1,000 00	Perth Amboy health office.
Deputy health officer, for salary, .....	250 00	
		<u>\$1,250 00</u>

## D 12. STATE BOARD OF TAXES AND ASSESSMENT.

Salaries:		State Board of Taxes and Assessments.
President, .....	\$5,000 00	
Members of board, .....	16,000 00	

Secretary, .....	6,000 00	
Chief engineer, .....	7,500 00	
Head corporation tax clerk, .....	4,000 00	
Field Secretary, .....	3,900 00	
Compensation for other as-		
sistants, .....	46,910 00	
		\$89,310 00
Traveling expenses, .....		2,000 00
Blanks, stationery, printing, office supplies		
and equipment, .....		6,000 00
Miscellaneous:		
Incidentals, .....	\$600 00	
Reclassification and reval-		
uation of railroad prop-		
erty, .....	10,000 00	
Investigation in various		
counties, pursuant to		
chapter 350, Laws of		
1921, and chapter 98,		
Laws of 1923, .....	15,000 00	
Filing cases, .....	1,342 25	
		26,942 25
		<u>\$124,252 25</u>

## D 13. STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Tenement  
House  
Supervision.

## Salaries:

Secretary and executive of-		
ficer, .....	\$5,000 00	
Principal clerk, .....	3,060 00	
Plan examiners (two), ...	6,000 00	
Senior clerk, .....	1,320 00	
Inspector-clerks (five), ..	11,460 00	
Chief stenographer, .....	1,800 00	
Stenographers (seven), ..	9,095 00	
Chief inspector, .....	2,640 00	
Inspectors (thirty), .....	67,380 00	
		\$107,755 00
Traveling expenses, including Buick and		
Ford cars and maintenance, .....		13,500 00

Blanks, stationery and printing, . . . . .	1,500 00
Postage and incidentals, . . . . .	1,800 00
Miscellaneous:	
Furniture and fixtures, . . .	\$500 00
Electrotypes and type, . . .	50 00
Telephone and telegraph, ..	400 00
	<hr/>
	950 00
	<hr/>
	\$125,505 00
	<hr/>

## D 14. REAL ESTATE COMMISSION.

The receipts of the commission as and when received are hereby appropriated in accordance with the provisions of chapter 32, Laws of 1923.

Real Estate  
Commission.

## D 15. DEPARTMENT OF STATE POLICE.

## Salaries:

State Police.

Colonel and Superintendent,	\$7,500 00
Major and deputy-superintendent, . . . . .	5,000 00
Major and adjutant, . . . . .	3,000 00
Captains (three), . . . . .	8,100 00
Lieutenants (three), . . . . .	6,900 00
Noncommissioned officers, troopers, et cetera, . . . . .	189,075 14
	<hr/>
	\$219,575 14

## Materials and Supplies:

Food and lodging, . . . . .	\$81,000 00
Vehicular transportation expenses, . . . . .	70,000 00
Stable supplies and forage, and purchase of horses, . . . . .	8,000 00
Clothing, . . . . .	15,000 00
Organization supplies, . . . . .	9,000 00
Blanks, stationery and printing, . . . . .	2,000 00
Office equipment, . . . . .	1,000 00
Fuel and power, . . . . .	5,000 00

Medical and veterinary supplies, .....	1,400 00	
Office supplies, .....	500 00	
		192,900 00
Current repairs, .....		5,000 00
Miscellaneous:		
Traveling expenses, .....	\$2,000 00	
Rents, .....	4,500 00	
Telephone and telegraph, ..	7,000 00	
Insurance, .....	2,000 00	
Freight, express and cartage, .....	200 00	
Emergency fund, all bills to be approved by the State House Commission, ...	6,000 00	
		21,700 00
New Buildings:		
Barracks, .....		18,000 00
		<u>\$457,175 14</u>

## D 16. SANITARY AND ECONOMIC WATER COMMISSION.

Purity of waters.

For the purpose of carrying out the provisions of chapter 33, Laws of 1924,	<u>\$7,500 00</u>
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## E. EDUCATIONAL.

## E 1. STATE UNIVERSITY OF NEW JERSEY.

Agricultural College.

To the treasurer of Rutgers College, to pay the State Agricultural College for the benefit of agriculture and mechanic arts, pursuant to chapter 90 of the Laws of 1905, and amendments thereto,	\$48,000 00
Salaries, supplies and all other expenses for the maintenance of short courses in practical and scientific agriculture, pursuant to chapter 55 of the Laws of	

1905, and chapter 43 of the Laws of 1907, .....	25,000 00
Reference books, periodicals and bindings, .....	15,000 00
Long courses in agriculture, .....	55,000 00
Summer sessions, .....	33,500 00
Farm buildings, maintenance and repair, .....	5,000 00
Clay working and ceramics, .....	19,000 00
Agricultural building, maintenance, .....	3,000 00
Horticultural building, maintenance, .....	2,000 00
Poultry building, maintenance, .....	2,000 00
Physics building, maintenance, .....	2,000 00
Dairy and animal husbandry building, maintenance, .....	4,500 00
Insurance on buildings (for this purpose only), .....	3,500 00
Courses in engineering, .....	46,400 00
Courses in chemistry, .....	30,100 00
Courses in sanitary science, .....	3,000 00
Courses in military science, .....	3,590 00
Courses in education, .....	20,500 00
Courses in biology, .....	20,000 00
Course in journalism, .....	5,000 00
Courses in industrial extension, .....	10,000 00
Courses in arts and sciences, .....	71,000 00
To the treasurer of Rutgers College, for interest on \$116,000, certificates of indebtedness of the State of New Jersey, due July 1st, 1926, and January 1st, 1927, pursuant to the provisions of chapter 135 of the Laws of 1896, ....	5,800 00
Board of visitors, for expenses, .....	200 00
Completion and equipment of new physics building, .....	172,500 00
Construction of calf barn and hay barracks, .....	8,000 00
Purchase of Gebhardt property No. 2, ..	25,000 00

## COLLEGE FOR WOMEN.

Salaries and wages, .....	219,000 00	Women's College.
Operating materials and supplies, .....	20,000 00	
Current repairs, .....	1,000 00	

Miscellaneous expenses, .....	4,000 00
Equipment, .....	30,999 00
Erection of recitation building, .....	250,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	
	<u>\$1,163,589 00</u>

## E 2. COMMISSIONER OF EDUCATION.

Department  
of Education.

## Salaries:

Commissioner, ... ..	\$10,000 00	
Four assistant commission- ers, .....	26,000 00	
Business manager, .....	6,000 00	
Chief examiner, .....	6,000 00	
Physical training superin- tendent, .....	5,000 00	
Physical training assistant superintendent, .....	2,900 00	
Physical training instruc- tor, .....	3,200 00	
Inspector of buildings, ...	4,500 00	
Superintendent of indus- trial education, .....	3,600 00	
Inspector of accounts, ...	3,120 00	
Statistician, .....	3,000 00	
Inspector of school ac- counts, .....	3,120 00	
Clerical services, .....	27,605 00	
	<u>\$104,045 00</u>	
Traveling expenses, .....	7,500 00	
Blanks, stationery and printing, including school laws, .....	30,000 00	
Postage and incidentals, .....	7,000 00	
Miscellaneous:		
Office equipment, .....	\$1,500 00	
Legislative Manuals, .....	2,000 00	
Expenses physical training work, .....	2,200 00	
School work efficiency tests, .....	10,000 00	
	<u>15,700 00</u>	



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.

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\$164,245 00

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### E 3. COUNTY SUPERINTENDENTS.

For county superintendents,  
for salaries, ..... \$84,000 00

County school  
superintend-  
ents.

For county superintendents,  
for additional allowance  
for salaries, provided said  
sum is authorized by enact-  
ment of the present Legis-  
lature, ..... 21,000 00

Payments to be made pursu-  
ant to chapter 65, Laws of  
1909. \_\_\_\_\_

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\$105,000 00

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### E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS.

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 hun-  
dred and seven, payment to be made  
pursuant to chapter 65, Laws of 1909, \$52,915 00

Night schools  
for  
foreign-born.

### E 5. INDUSTRIAL EDUCATION.

For payments to schools es-  
tablished for industrial ed-  
ucation, pursuant to chap-

Industrial  
schools.

ter 78, Laws of 1909, and chapter 32, Laws of 1921, ..	\$49,000 00
For additional payments to schools established for in- dustrial education provided House Bill No. 462 be- comes a law, .....	25,000 00
Payments to schools for man- ual training, pursuant to Article 22, section 230, School Law of 1903, ....	555,825 00
Expenses incurred by Com- missioner of Education in carrying into effect the pro- visions of chapter 152, Laws of 1919, salary, ..	4,500 00
Traveling expenses, .....	600 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920. ....	<u>\$634,925 00</u>

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR  
COLORED YOUTH.

Bordentown  
school.

For salaries and wages, and for main-  
tenance of the Manual Training and  
Industrial School for Colored Youth,  
on the basis of three hundred and  
twenty-five students.

Salaries and Wages:

Principal, .....	\$4,000 00
Preceptress, .....	1,000 00
Teachers, .....	47,550 00
Other officers and employ- ees, .....	20,444 00
Student labor, .....	4,500 00
	<u>\$77,494 00</u>

Materials and Supplies:

Food (for this purpose only), .....	\$22,275 00
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Fuel, light and power (for this purpose only), . . . .	15,347 00	
Household supplies, . . . .	6,000 00	
Farm, stable and grounds supplies, . . . . .	8,400 00	
Industrial shops, . . . . .	3,500 00	
School supplies, . . . . .	4,000 00	
Medical and surgical supplies, . . . . .	300 00	
Sundry supplies, . . . . .	600 00	
Office supplies, . . . . .	250 00	
Vehicular transportation supplies, . . . . .	1,600 00	
Blanks, stationery, printing of catalogues, . . . .	250 00	
	<hr/>	62,522 00
Current Repairs, . . . . .		8,500 00
Miscellaneous:		
Traveling expenses, including extension work, . . .	\$1,500 00	
Postage, . . . . .	550 00	
Telephone and Telegraph, . . . . .	600 00	
Insurance (for this purpose only), . . . . .	2,100 00	
Advertising, . . . . .	300 00	
Entertainments, including commencement expenses, . . . . .	400 00	
Freight and express, . . . .	150 00	
Water, . . . . .	1,500 00	
	<hr/>	7,100 00
Additions and Improvements:		
Materials for Permanent Improvements, . . . . .	\$5,000 00	
Surfacing roads and gutters, and grading, . . . .	6,500 00	
Replacing furniture (new linoleum), . . . . .	800 00	
Ford sedan, . . . . .	745 00	
Raising chimney on dining hall, . . . . .	500 00	

Painting inside Adminis- tration Building, . . . . .	1,000 00	
	<hr/>	14,545 00
Appropriation, including estimated re- ceipts, . . . . .		\$170,161 00
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . . . .		50,000 00
Receipts of New Farm are hereby appro- priated for farm use.		
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	<hr/>	
Net amount appropriated, . . . . .		\$120,161 00
	<hr/>	<hr/>

## E 7. NEW JERSEY SCHOOL FOR THE DEAF.

School  
for deaf.

For salaries and wages, and  
for maintenance of the  
New Jersey School for the  
Deaf, on the basis of three  
hundred pupils.

Salaries and Wages:		
Superintendent, . . . . .	\$5,000 00	
Principal, teachers and in- structors, . . . . .	85,000 00	
Other officers and employ- ees, . . . . .	44,944 00	
	<hr/>	\$134,944 00
Materials and Supplies:		
Food (for this purpose only), . . . . .	\$35,000 00	
Clothing, . . . . .	2,000 00	
Fuel, light and power (for this purpose only), . . . . .	20,000 00	
Household supplies, . . . . .	7,000 00	
Industrial shops, . . . . .	3,500 00	
School supplies, . . . . .	3,500 00	

Medical and surgical supplies, .....	400 00	
Printing and office supplies, .....	500 00	
Sundry supplies, .....	800 00	
Paper and supplies for catalogue, magazine, et cetera, .....	3,000 00	
Vehicular transportation supplies, .....	1,000 00	
	<hr/>	76,700 00
Current repairs, .....		2,000 00
Miscellaneous:		
Traveling expenses, .....	\$400 00	
Postage, .....	450 00	
Telephone and telegraph, .....	750 00	
Insurance (for this purpose only), .....	5,500 00	
Medical and surgical fees, .....	125 00	
Entertainment, .....	500 00	
Expressage, .....	200 00	
Cartage, .....	100 00	
Children's carfare, .....	350 00	
	<hr/>	8,375 00
Additions and Improvements:		
Lumber for furniture for boys' and girls' cottages, .....	\$4,000 00	
Labor and materials for summer work, .....	3,000 00	
Dormitories, .....	5,000 00	
	<hr/>	12,000 00
New Buildings:		
Grading roads, planting, et cetera, ....	25,000 00	
	<hr/>	
Appropriation, including estimated receipts, .....	\$259,019 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, ....		10,000 00

Payments under this account to be made  
pursuant to chapter 65, Laws of 1909.

Net amount appropriated, ..... \$249,019 00

E 8. STATE BOARD OF EDUCATION.

Board of  
Education.

For salaries and expenses incurred by the  
State Board of Education, ..... \$4,000 00  
Payments under this account to be made  
pursuant to chapter 2, Laws of 1920.

E 9. STATE BOARD OF EXAMINERS.

Examinations.

Salaries:

Per diem of members writ-  
ing questions, marking  
papers, services at ex-  
aminations, extra help,  
et cetera, ..... \$3,500 00  
Senior clerk, ..... 1,800 00  
Clerical services, ..... 2,780 00

\$8,080 00

Traveling expenses, ..... 400 00

Blanks, stationery and printing, ..... 1,500 00

Postage and incidentals, ..... 700 00

Payments under this account to be made  
pursuant to chapter 2, Laws of 1920.

\$10,680 00

E 10. STATE NORMAL SCHOOL, GLASSBORO.

Glassboro  
Normal  
School.

For salaries and wages and for the mainte-  
nance of the State Normal School,  
Glassboro, on the basis of five hundred  
students.

Salaries and Wages:

Principal, ..... \$7,500 00

Teachers and other em-  
ployees, ..... 83,530 00

\$91,030 00

## Materials and Supplies:

Fuel, light and power, gas and water (for this purpose only), .....	\$9,300 00	
Farm, stable and grounds supplies, .....	1,150 00	
Vehicular transportation supplies, .....	475 00	
School supplies, including furniture, laboratory and janitor supplies, .....	13,000 00	
Blanks, stationery and printing, .....	1,200 00	
Office supplies and equipment, .....	500 00	
Sundry supplies, including freight, express and miscellaneous, .....	300 00	
		25,925 00
Current repairs, .....		2,000 00

## Miscellaneous Expenses:

Traveling expenses, .....	\$500 00	
Postage, .....	400 00	
Telephone and telegraph, .....	350 00	
Insurance (for this purpose only), .....	1,400 00	
Incidentals, .....	800 00	
		3,450 00
Practice teaching (for this purpose only),		12,000 00

The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to chapter 65, Laws of 1909.

\$134,405 00

## E 11. STATE NORMAL SCHOOL, MONTCLAIR.

For salaries and wages and for maintenance of the State Normal School,

Montclair  
Normal  
School.

Montclair, on the basis of one thousand two hundred and forty 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, .....	92,675 00	
Other employees, .....	21,390 00	
	<hr/>	\$121,565 00

Materials and Supplies:

Fuel, light and power (for this purpose only), ....	\$7,700 00	
School supplies, .....	12,800 00	
Printing and office supplies and equipment, ..	2,600 00	
Sundry supplies, .....	1,100 00	
Grounds and garden, .....	250 00	
Janitor's supplies, .....	1,200 00	
	<hr/>	25,650 00
Current repairs, .....		11,000 00

Miscellaneous:

Traveling expenses, .....	\$450 00	
Postage, .....	500 00	
Telephone and telegraph, .....	400 00	
Incidentals, .....	1,200 00	
Insurance (for this purpose only), .....	300 00	
	<hr/>	2,850 00

Practice teaching (for this purpose only), .....	\$15,200 00	
Practice teaching, traveling expenses (for this purpose only), .....	2,000 00	
	<hr/>	17,200 00

Additions and Improvements:

For the expenses of maintenance of the boarding halls there is hereby appropriated all the receipts therefrom pur-



suant to the provisions of chapter 58, of the Laws of 1910, and all receipts from the said boarding halls for the current fiscal year that may not have been disbursed on or before June thirtieth, one thousand nine hundred and twenty-six, shall be held in trust in the State treasury, subject to the provisions of chapter 58 of the Laws of 1910. Payments under this account to be made pursuant to chapter 65, Laws of 1909.

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\$178,265 00

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E 12. STATE NORMAL SCHOOL, NEWARK.

For salaries and wages, and for maintenance of the State Normal School, Newark, on the basis of one thousand one hundred students.

Newark  
Normal  
School.

Salaries and Wages:

Principal, .....	\$6,500 00	
For Principal, for additional allowance for salary in lieu of the State providing a house of residence, .....	1,000 00	
Teachers and others, ....	121,170 00	
Other employees, .....	17,760 00	
	<hr/>	\$146,430 00

Materials and Supplies:

Fuel, light and power (for this purpose only), ....	\$5,275 00	
School supplies, .....	11,000 00	
Printing and office supplies, .....	2,000 00	
Janitors' supplies, .....	1,500 00	
Grounds and greenhouses, .....	100 00	
	<hr/>	19,875 00
Current repairs, .....		4,762 00

Miscellaneous:		
Traveling expenses, . . . . .	\$450 00	
Postage, . . . . .	500 00	
Telephone and telegraph, . . . . .	400 00	
Insurance (for this purpose only), . . . . .	2,080 00	
Incidentals, . . . . .	1,000 00	
	<hr/>	4,430 00
Practice teaching (for this purpose only), . . . . .	\$22,750 00	
Practice teaching, traveling expense (for this purpose only), . . . . .	1,500 00	
	<hr/>	24,250 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		
		<hr/>
		\$199,747 00
		<hr/>

## E 13. STATE NORMAL SCHOOL, TRENTON.

Trenton  
Normal  
School.

For salaries and wages, and for the maintenance of the State Normal School, Trenton, on the basis of eight hundred students.

Salaries and Wages:		
Principal, . . . . .	\$6,500 00	
Business manager, . . . . .	3,500 00	
Teachers, . . . . .	135,175 00	
Other employees, . . . . .	24,000 00	
	<hr/>	\$169,175 00
Materials and Supplies:		
Fuel, light and power (for this purpose only), . . . .	\$15,000 00	
School supplies, . . . . .	13,500 00	
Printing and office supplies, . . . . .	2,000 00	
Sundry supplies, . . . . .	550 00	
Janitor's supplies, . . . . .	1,000 00	
	<hr/>	32,050 00
Current repairs, Normal School and Boarding Hall, . . . . .		20,000 00

## Miscellaneous:

Traveling expenses, .....	\$350 00	
Postage, .....	500 00	
Telephone and telegraph,..	650 00	
Insurance (for this purpose only), .....	3,756 00	
Incidentals, .....	1,000 00	
	<hr/>	6,256 00
Practice teaching for this purpose only), .....	\$3,900 00	
Instructor to assist in su- pervision, .....	3,400 00	
Traveling expenses, .....	1,500 00	
	<hr/>	8,800 00

## Additions and Improvements:

Pavement assessment, City of Trenton,	187 60
For the expenses of maintenance of the boarding halls there is hereby appro- priated all the receipts therefrom pur- suant to the provisions of chapter 58, Laws of 1910, and all receipts from the said boarding halls for the current fiscal year that may not have been dis- bursed on or before June 30th, 1926, shall be held in trust in the State treas- ury, subject to the provisions of chap- ter 58, Laws of 1910.	

All receipts from proceeds of sales of the  
lunch room are hereby reappropriated  
for the uses of said lunch room.

Payments under this account to be made  
pursuant to chapter 65, Laws of 1909.

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\$236,468 60

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## E 14. STATE NORMAL SCHOOL, PATERSON.

For salaries and wages, and for the main-  
tenance of the State Normal School,  
Paterson, pursuant to the provisions of

Paterson  
Normal  
School.

chapter 125, Laws of 1921, and chapter 52, Laws of 1923, ..... \$55,500 00  
 The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted, pursuant to chapter 65, Laws of 1909. =====

## E 16. SUMMER COURSES IN AGRICULTURE.

**Summer schools.** For the expenses of instructors and employees, and for printing, postage and other incidental expenses for summer schools, for the purpose of carrying out the provisions of chapter 310, Laws of 1913, payments to be made as provided by chapter 2, Laws of 1920, ..... \$28,800 00  
=====

## E 17. TEACHERS' INSTITUTES.

**Institutes.** Expenses of teachers' institutes, ..... \$4,550 00  
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

## E 18. TEACHERS' LIBRARIES.

**Teachers' libraries.** Establishment and maintenance of libraries for use of teachers, ..... \$400 00  
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

## E 19. TEACHERS' RETIREMENT FUND—PENSION AND ANNUITY FUND.

**Retirement fund.** State Treasurer, for expenses incurred in connection with the fund, pursuant to chapter 80, Laws of 1919.  
 Salaries of clerks, ..... \$5,700 00  
 Blanks, stationery, printing and incidentals, ..... 250 00  
===== \$5,950 00  
 Payments under this account to be made pursuant to chapter 2, Laws of 1920. =====

## E 20. VOCATIONAL SCHOOLS.

For the purpose of carrying into effect the provisions of chapter 76, Laws of 1916, which provides for the appropriation of State funds for the purpose of carrying out the provisions of chapter 294 of the Laws of 1913, which authorized State aid for vocational schools, .....	\$160,000 00	Vocational schools.
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, .....	29,978 23	
State supervision, .....	1,000 00	
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		

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\$190,978 23

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## E 21. TEACHERS' PENSION AND ANNUITY FUND.

There is hereby appropriated to the Teachers' Pension and Annuity Fund, the sum of \$2,624,960.00 for the purpose of carrying out the provisions of "An act to amend an act entitled 'An act to amend "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,'	Appropriation to teachers' pension and annuity fund.
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approved April tenth, one thousand nine hundred and nineteen," which act was approved March twenty-first, nineteen hundred and twenty-three, as amended by act approved March sixteenth, one thousand nine hundred and twenty-five as follows:

Pension Accumulation Fund, . . . . . \$574,281 00

Pension Fund:

Normal contribution, . . \$408,246 00

Deficiency contribution, 1,434,994 00

1,843,240 00

Of this sum \$400,000.00 is hereby appropriated from the General State Fund, and the balance thereof is hereby appropriated from the School Apportionment Fund.

Expense Fund, . . . . . 30,000 00

Amount of the deficiency in appropriation payable July 1, 1925, with interest, . . . 177,439 00

\$2,624,960 00

#### F. AGRICULTURAL.

##### F 1. AGRICULTURAL EXPERIMENT STATION.

Experiment  
station.

For salaries and wages and for the expenses of maintenance and operation of the New Jersey Agricultural Experiment Station at New Brunswick, and its authorized activities, . . . . .

\$104,000 00

Printing bulletins and circulars, . . . . .

16,000 00

Printing Annual Report, . . . . .

2,500 00

Abolishing mosquito-breeding, pursuant to chapter 134, Laws of 1906, and chapter 104, Laws of 1912, and investigations incident thereto, . . . . .

19,000 00

Investigation of oyster propagation pursuant to chapter 187, Laws of 1907, . .

5,554 00

Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, and chapter 18, Laws of 1923, including poultry specialists for South Jersey, ..	25,000 00
Seed inspection, pursuant to chapter 228, Laws of 1916, .....	9,400 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, ..	95,585 00
Cranberry and blueberry investigation, ..	10,000 00
Egg-laying and breeding tests, pursuant to the provisions of chapter 16, Laws of 1916, and chapter 35, Laws of 1920, ..	10,000 00
For experimental work in growing white potatoes, sweet potatoes and tomatoes, ..	15,000 00
Legume inoculation inspection, .....	2,000 00
Poultry exhibitions and premiums, pursuant to chapter 201, Laws of 1920, ....	6,500 00
Sewage investigation, pursuant to chapter 126, P. L. 1920, .....	14,000 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920, creamery inspection, .....	3,000 00
Investigation of root rot of peas, .....	3,500 00
Investigation of bee husbandry, .....	3,700 00
Experimental work in vegetable production in North Jersey, .....	2,500 00
Combating the Oriental peach moth, ....	7,000 00
Experimental work with small fruits, ..	3,000 00
Books and binding, .....	1,500 00
Extraordinary repairs to greenhouses, ..	3,000 00
Sidewalks, road repairs and ground development, .....	2,150 00
Repairs and equipment of blacksmith shop, .....	1,000 00

All fees and receipts of the Experiment  
Station are hereby appropriated for the  
uses of the station.

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\$368,889 00

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F 2. DEPARTMENT OF AGRICULTURE.

Agricultural  
Department.

Salaries:

Secretary, .....	\$6,000 00
Chief, Animal Industry Bureau, .....	5,500 00
Chief, Land and Markets Bureau, .....	4,000 00
Chief, Bureau of Statistics and Inspection, .....	4,000 00
Compensation for scientific and clerical services, ..	87,100 00
	<hr/>
	\$106,600 00
Traveling expenses, .....	30,000 00
Blanks, stationery and printing, .....	7,500 00
Office supplies and equipment, .....	3,000 00
Sundry supplies, .....	500 00
Incidentals, .....	500 00
Telephone and telegraph, .....	2,250 00

Miscellaneous:

Appraisement of and in- demnification for con- demned cattle, .....	\$100,000 00
Hog cholera extermination, .....	5,000 00
Extermination of Japanese beetle, .....	80,000 00
Medical and surgical sup- plies, .....	7,500 00
Exhibits, halls, judging, et cetera, .....	3,000 00
For the purpose of appor- tioning and paying to the county boards of agri- culture of the State, in its discretion, sums of money to be devoted by	



said county boards to the collection of and reporting to the State board crop and other agricultural statistics and for educational purposes, ..	1,000 00	
Gypsy moth extermination,	100,000 00	
Expenses of carrying out provisions of chapter 74, Laws of 1917, .....	1,000 00	
To eradicate poultry disease, pursuant to chapter 59, Laws of 1925, ..	8,500 00	
		306,000 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.

\$456,350 00

### F 3. STATE HORTICULTURAL SOCIETY.

For salaries and for the expenses of the New Jersey State Horticultural Society, pursuant to chapter 141, Laws of 1911, .....		Horticulture.
	\$4,500 00	

### G. MILITARY.

#### G 1. ADJUTANT-GENERAL'S DEPARTMENT.

##### Salaries:

Adjutant-General, .....	\$5,000 00	Adjutant-General's office.
Deputy Adjutant-General,	4,800 00	
Clerical services, .....	10,920 00	
Director, Record Division,	4,000 00	

Clerical services, Record Division, .....	9,140 00	
		\$33,860 00
Blanks, stationery and printing, .....		2,800 00
Incidentals, .....		2,200 00
		<u>\$38,860 00</u>

## G 2. NATIONAL GUARD.

*Maintenance of Organizations.*National  
Guard.

Allowance for Division Headquarters, .....	\$17,500 00
Allowance for brigade, regimental and battalion headquarters, infantry, cavalry, artillery, engineers and medical (2 brigades), ....	16,000 00
Allowance to companies of infantry, thirty-eight (38) at \$250.00 each, .....	9,500 00
Allowance to eight (8) troops of cavalry at \$3,000.00 each, .....	24,000 00
Allowance to eight (8) batteries of light field artillery at \$2,000.00 each, .....	16,000 00
Allowance to seven (7) companies of engineers at \$1,500.00 each, .....	10,500 00
Allowance to one (1) divisional signal corps company, .....	1,500 00
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 Atlantic City, Burlington,	

Hoboken, Westfield, West Orange, Plainfield, Tren- ton, Newark and Camden,	4,000 00	
Allowance for Division Headquarters special troops, .....	5,000 00	
Allowance for State Staff Corps and departments, ..	2,780 00	
	<hr/>	\$109,900 00

*Maintenance of Armories, Arsenals and Camp Grounds.*

Allowance for rent of quar- ters, heat and light, and miscellaneous expenses for companies or troops sta- tioned in towns and cities where no State owned ar- mories are maintained, Burlington, Hoboken, At- lantic City, Englewood, Woodbury, Flemington, Plainfield and Trenton, ..	\$10,546 00	Armories and camp ground.
State camp grounds, salaries, wages and maintenance, ..	15,000 00	
State arsenal, maintenance, .	10,000 00	
Regimental armories at Jer- sey City, Camden, New- ark, Paterson, Trenton and Englewood, maintenance, .	70,000 00	
Troop, battery and battalion armories at East Orange, Camden, Elizabeth, Red Bank, Orange, Westfield and Passaic, maintenance,	56,000 00	
Company armories at Somer- ville, Hackensack, Bridge- ton, Asbury Park, New Brunswick, Morristown, Mount Holly, Burlington and Salem, maintenance, .	27,000 00	

Insurance (for this purpose only), .....	13,451 60	
For rent of drill hall for headquarters and machine gun troops, cavalry, Newark, .....	2,000 00	
Automobile maintenance, ...	1,000 00	
For rent of stables for the accommodation of horses issued Divisional Corps Company, Orange, .....	1,000 00	
Salary and expenses of building inspector, .....	4,500 00	
		<hr/> 210,497 60

*Army Instruction and Field Training.*Military  
instruction.

Transportation and expenses for battalion drills, inspection, parades and pay and expenses of inspecting officers, et cetera, .....	\$10,000 00	
Compensation of officers and employees and expenses incurred in connection with rifle practice, .....	15,000 00	
Salary of clerk to senior inspector-instructor, .....	1,200 00	
Compensation of officers and enlisted men and expenses in connection with annual encampment, .....	75,000 00	
Pay and expenses of New Jersey State Rifle Team, ....	2,500 00	
Traveling expenses, inspector-instructors, .....	1,200 00	
		<hr/> 104,900 00

*General Maintenance Expenses.*Military  
stores.

Ordnance stores, uniforms, clothing, camp and garrison equipage, freight, express-

age and miscellaneous supplies, .....	\$10,000 00	
Military boards and court-martial expenses, .....	500 00	
Transportation of disabled soldiers of the late Rebellion and the Spanish-American War, .....	30 00	
	<hr/>	10,530 00

*Armory Construction.*

Construction of armory at Atlantic City, pursuant to chapter 32, Laws of 1915,	\$100,000 00	New armories.
Renovations, repairs and additions to twenty-one armories, .....	50,000 00	
Furnishings for twenty-one armories, .....	20,000 00	
Purchase of property at Dumont, for drill hall, .....	10,000 00	
Construction of building for Battery B, Trenton, .....	15,000 00	
Purchase of North Wing, 102d Cavalry, Newark, ..	29,500 00	
For addition to Artillery Armory, Camden, .....	30,000 00	
	<hr/>	254,500 00

*Arsenal Construction.*

Erection of a new arsenal at Sea Girt in place of arsenal located at Trenton, ...	100,000 00	New arsenal.
	<hr/>	
	\$790,327 60	
	<hr/>	

## G 3. NAVAL MILITIA RESERVE.

Brigade headquarters, .....	\$300 00	Naval reserve.
42 LAWS		

*First Battalion.*

Allowance for miscellaneous expenses in lieu of company allowances, .....	1,000 00
Allowance for battalion headquarters, ..	300 00

*Second Battalion.*

Allowance for miscellaneous expenses in lieu of company allowances, .....	1,000 00
Allowance for battalion headquarters, ...	300 00

*Third Battalion.*

Allowance for miscellaneous expenses in lieu of company allowances, .....	1,000 00
Allowance for battalion headquarters, ...	300 00
For pay, expenses, et cetera, of officers and enlisted men on annual cruise and practice cruises, .....	4,500 00
Pay of shipkeepers, maintenance and general expenses, .....	9,500 00
	<hr/>
	\$18,200 00

## G 4. QUARTERMASTER-GENERAL'S DEPARTMENT.

Quartermaster-  
General's  
office.

## Salaries :

Quartermaster-General, ..	\$5,000 00
Chief, Q. M. C., property, and disbursing officer, ..	4,800 00
Assistant Chief, Q. M. C., property and disbursing officer, .....	4,500 00
Chief clerk, finance department, .....	2,880 00
Chief clerk, property department, .....	2,880 00
Compensation of other assistants, .....	7,960 00
	<hr/>
	\$28,020 00
Blanks, stationery and printing, .....	500 00
Telephone and telegraph, .....	500 00
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	\$29,020 00

## G 5. SEA GIRT COTTAGE.

For maintenance of cottage at Sea Girt and entertainment therein, .....	\$15,000 00	Governor's cottage.
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## H. PENSION AND RETIREMENT FUND.

## H 1. ANNUITY FOR WIDOWS OF GOVERNORS.

For annuity for the widows of Governors of New Jersey, at the rate of \$2,500.00 per annum, .....	\$2,500 00	Pension for Governors' widows.
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## H 2. JUDICIAL RETIREMENT FUND.

For the purpose of carrying out the pro- visions of chapter 313, Laws of 1908; chapter 185, Laws of 1911; chapter 256, Laws of 1918, and chapters 107 and 358, Laws of 1920, .....	\$14,000 00	Pension for judges.
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## H 3. PENSIONS.

For amount required to pay pensions pur- suant to various acts relative thereto, irrespective of any provisions therein that pensions shall be made in the ap- propriation or tax levy for the depart- ment of the public service from which the pensioner shall be so retired, .....	\$40,000 00	Sundry pensions.
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## H 4. STATE EMPLOYEES' RETIREMENT SYSTEM.

To the Treasurer of the State of New Jersey, Custodian, for expenses in car- rying into effect the provisions of chap- ter 109, Laws of 1921, including salary of the secretary, at the rate of \$4,000.00 per annum, .....	\$11,445 00	State employees' pension fund.
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To the Treasurer of the State of New Jersey, Custodian, for Contingent Reserve Fund created by section six, chapter 109, Laws of 1921, .....	81,713 00
Contributions on account of members' service, .....	119,726 00
	<hr/>
	\$212,884 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 improvements, .....	75,000 00
	Purchase of toll bridges, .....	100,000 00

There is hereby appropriated the undischarged balance on the thirtieth day of June, one thousand nine hundred and twenty-six, of the appropriations heretofore made for the purchase of toll bridges, for the acquisition of the piers, abutments and other property of the Stockton-Centre Bridge Co., and for the construction of a bridge thereon.

All moneys received from any source whatsoever, whether from the operation of bridges or from the State of Pennsylvania, as reimbursed for its proportion of maintenance of said bridges, is hereby appropriated to the said commission to be used by them for maintenance of bridges and the payment to the State of Pennsylvania of their proportion of the earnings of said bridges.

Amount appropriated for maintenance, including improvements of free bridges



to be deducted from the receipts of the Motor Vehicle Department, pursuant to chapter 106, Laws of 1922.

\$176,000 00

J 2. COMMISSIONERS TO "THE PORT AUTHORITY" ESTABLISHED BY THE AGREEMENT OR COMPACT BETWEEN THE STATES OF NEW YORK AND NEW JERSEY WITHIN THE "PORT OF NEW YORK DISTRICT "

Expenses of the New Jersey Commissioners to "The Port Authority" established by the agreement or compact between the States of New York and New Jersey within the "Port of New York District," pursuant to chapter 9, Laws of 1922, .....	\$100,000 00	Port development.
Carrying out the provisions of chapter 41, Laws of 1925, provided a like amount is appropriated by the State of New York, .....	50,000 00	
Any unexpended balance on the thirtieth day of June, one thousand nine hundred and twenty-six, of the appropriation for carrying out the provisions of chapter 41, Laws of 1925, is hereby reappropriated.		
	<u>\$150,000 00</u>	

J 3. 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	Roads.
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pursuant to chapter 15, P. L. 1917,  
and the amount accruing thereto, pur-  
suant to chapter 230, P. L. 1917.

The Comptroller of the Treasury is here-  
by 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 there-  
for by the Comptroller.

#### J 4. NORTH JERSEY TRANSIT COMMISSION.

Rapid  
transit.

For expenses of the Commission appointed  
to carry on the work of the North  
Jersey Transit Commission, provided  
Senate Bill No. 86, becomes a law, . . . \$100,000 00

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#### J 5. SOUTH JERSEY PORT COMMISSION.

Delaware Port  
Commission.

There is hereby appropriated the undis-  
bursed balance on the 30th day of June,  
1926, of the appropriation made to the  
Delaware Port Commission, in accord-  
ance with the provisions of chapter 45,  
Laws of 1925.

For the purpose of carrying out the provi-  
sions of a bill pending, entitled "An  
act to create the South Jersey Port Dis-  
trict and to provide for the appointment  
of the South Jersey Port Commission,  
and to define its powers, duties and  
jurisdiction and making an appro-  
priation for its expenses," provided  
said bill becomes a law, . . . . . \$50,000 00

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## J 6. INTERSTATE BRIDGE AND TUNNEL COMMISSION.

For the purpose of carrying into effect the provisions of an act entitled "A supplement to an act entitled 'An act to provide for the appointment of an Interstate Bridge and Tunnel Commission and to define its powers and duties,' approved February fourteenth, one thousand nine hundred and eighteen," which act was approved March second, one thousand nine hundred and twenty-six, being chapter 2, Laws of 1926, . . . . .

Proposed  
bridge over  
Delaware  
river at  
Red Bank.

\$50,000 00

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## K. GENERAL.

## K 1. BURIAL GROUNDS.

For the care and maintenance of burial grounds, purchased by the State pursuant to chapter 171, Laws of 1898, . . . . .

Shipwrecked  
bodies.

\$75 00

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## K 2. COMMISSIONERS OF PALISADES INTERSTATE PARK.

Expenses of commissioners in the operation of the Palisades Interstate Park, . . . . .  
For the purpose of carrying into effect the provisions of chapter 59, Laws of 1917, Henry Hudson Drive, . . . . .

Palisades  
Park.

\$84,400 00

100,000 00

## Additions and Improvements:

Roads and paths, . . . . . \$10,000 00

Water supply, Englewood  
and North, . . . . . 5,000 00

New steps, hazards (main  
Fort Lee entrance), . . . . . 1,300 00

Forestry planting, . . . . . 1,500 00

Dock repairs, . . . . . 15,000 00

Playfields, . . . . . 5,000 00

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37,800 00

## New Buildings:

Shelter, Alpine, . . . . .	\$5,000 00	
Garage, Englewood, . . . . .	5,000 00	
Comfort stations, . . . . .	4,200 00	
		<u>14,200 00</u>
		<u>\$236,400 00</u>

## K 3. MONMOUTH BATTLE MONUMENT.

Freehold  
monument.

For the commission having in charge the  
Monmouth Battle Monument and  
grounds, pursuant to chapter 97,  
Laws of 1916, for maintenance, . . . . .

\$1,000 00

## K 4. OLD BARRACKS ASSOCIATION.

Old  
Barracks

For the Old Barracks Association of  
Trenton, New Jersey, for maintenance  
and administration of the Old Barracks,  
at Trenton, as a historical landmark  
and repository, . . . . .

\$2,500 00

## K 5. RED BANK BATTLE MONUMENT.

Red Bank  
monument.

To the board of chosen freeholders of the  
county of Gloucester, for the 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, . . . . .

\$500 00

## K 6. REFUND OF RAILROAD TAX.

Refund of  
tax overpaid  
by railroads.

The Comptroller of the Treasury is hereby  
authorized and empowered to adjust and  
repay any overpayment of tax assessed

and penalty thereon for any year, pursuant to section 14, chapter 208, Laws of 1888, and the acts amendatory thereof and supplementary thereto, made by any railroad and canal company, and the State Treasurer is directed to pay warrants therefor issued by the Comptroller, said payments shall be deducted from the amount originally paid into and remaining undistributed in the treasury of the State, and the amount of money necessary for such purpose as ascertained is hereby appropriated.

K 7. REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS.

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.

K 8. REHABILITATION COMMISSION.

For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919, including vocational training, \$86,438 60  
All receipts of the Rehabilitation Commission are hereby appropriated for the uses of said commission, including fees collected by clinics, not in excess of twenty thousand dollars.

Rehabilitation.

## K 9. PUBLIC LIBRARY COMMISSION.

Library  
Commission.

## Salaries:

Secretary, . . . . .	\$400 00	
Librarian and organizer, .	3,600 00	
Assistant librarian, . . . .	2,160 00	
Other employees, . . . . .	5,820 00	
	<hr/>	\$11,980 00
Traveling expenses, . . . . .		2,500 00
Blanks, stationery and printing, incident- als, including Traveling Library cases, .		1,500 00

## Miscellaneous:

Operating materials and supplies, books and pam- phlets, . . . . .	\$30,000 00	
Formation and aid of school libraries, chapter 186, P. L. 1914, . . . . .	13,000 00	
Donation to libraries, chapter 62, P. L. 1900, .	400 00	
Summer school, . . . . .	2,500 00	
Express, . . . . .	1,800 00	
	<hr/>	47,700 00
		<hr/>
		\$63,680 00

## K 10. STATE LIBRARY.

State Library.

## Salaries:

Librarian, . . . . .	\$3,000 00	
Law Librarian, . . . . .	2,760 00	
Librarian, war records, chapter 22, P. L. 1919, .	2,000 00	
Reference librarian, . . . .	2,340 00	
Clerical services and mes- senger, . . . . .	4,560 00	
	<hr/>	\$14,660 00

## Materials and Supplies:

Repair, preservation and purchase of useful books, periodicals, newspapers and other publications, .	\$4,500 00
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Blanks, stationery and printing, .....	500 00	
		5,000 00
Miscellaneous:		
Expense of Librarian or representative to Nation- al convention, .....	\$100 00	
Incidentals, .....	350 00	
Legislative reference de- partment, .....	500 00	
		950 00
		<u>\$20,610 00</u>

## K 11. TRENTON BATTLE MONUMENT.

For the State House Commission for the purpose of keeping the Trenton Battle Monument and grounds in good condi- tion and repair, .....	\$1,200 00	Trenton monument.
All receipts of the monument are hereby appropriated for the use of the commis- sion in addition to the above sum.		

## K 12. WASHINGTON ASSOCIATION OF NEW JERSEY.

For the trustees of the Washington Asso- ciation of New Jersey, pursuant to chapter 309, Laws of 1874, .....	\$2,500 00	Morristown headquarters.
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## K 13. WASHINGTON ROCK PARK ASSOCIATION.

For insurance, improvement and mainte- nance of Washington Rock Park, in- cluding incidentals, .....	\$2,000 00	Washington Rock Park.
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## K 14. 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 15. PUBLIC RECORD OFFICE.

Public record office.	Salary of director, clerical services, traveling and other necessary and incidental expenses pursuant to chapter 46, Laws of 1920, .....	\$7,750 00
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## K 16. PRINCETON BATTLE MONUMENT.

Princeton monument.	For the Princeton Battle Monument Association, for the care and maintenance of the Princeton Battle Monument and grounds, pursuant to chapter 78, Laws of 1923, .....	\$600 00
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## K 17. UNCLAIMED WAGES.

Unclaimed wages.	The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages properly approved.
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## K 18. COMMISSIONERS OF HIGH POINT PARK.

High Point Park.	For expenses incurred by the commission appointed pursuant to the provisions of chapter 36, Laws of 1923, .....	\$75,000 00
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## K 19. NEW JERSEY ARCHIVES.

Archives.	Expenses incurred in printing the New Jersey Archives, .....	\$2,000 00
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## K 20. WALT WHITMAN HOUSE, CAMDEN.

Whitman House.	For maintenance of the Walt Whitman House at Camden, pursuant to provisions of Joint Resolution No. 6, Laws of 1925, .....	\$500 00
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## K 21. COMMISSION TO PURCHASE THE OLD STEUBEN HOME.

For expenses of the commission appointed to purchase the old Steuben Home, provided Senate Bill No. 320, becomes a law, .....	\$12,000 00	Steuben House.
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## L. STATE EMERGENCY FUND.

## L 1. STATE EMERGENCY FUND.

For the Governor, the State Treasurer, and the State Comptroller, ex officio, constituting the State House Commission, to meet any condition of emergency until legislation appropriate therefor shall be enacted, the sum of, .	\$250,000 00	Emergencies.
<i>Provided, however,</i> that all disbursements therefrom shall be made only upon the written authority of each and all of the officials recited herein.		Proviso.

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## L 2. STATE INSURANCE FUND.

For the purpose of creating a fund for the restoration or repair of property owned by the State and which has been damaged by fire or earthquake, pursuant to chapter 123, Laws of 1913, ....	\$50,000 00	State insurance.
The State Treasurer is hereby authorized to transfer the income of the State Insurance Fund to the principal of said fund.		

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## X. INSTITUTIONS AND AGENCIES.

## X 1. DEPARTMENT OF INSTITUTIONS AND AGENCIES.

Salaries:		Institutions and agencies.
Commissioner, .....	\$10,000 00	
Assistant Attorney-General, .....	5,000 00	

Director of Industry, Administration and Statistics, .....	4,000 00	
Director of Parole and Domestic Relations, .....	5,000 00	
Supervising steward, .....	4,000 00	
Agent, .....	4,000 00	
State Adjuster and Collector, .....	3,000 00	
Assistant State Adjuster and Collector, .....	3,000 00	
Other officers and employees, .....	27,435 00	
	<hr/>	\$65,435 00
Traveling expenses, .....	8,500 00	
Blanks, stationery and printing, .....	2,500 00	
Incidentals, .....	2,000 00	
Miscellaneous:		
Vehicular transportation supplies, .....	\$3,500 00	
Deporting aliens and non-residents, .....	2,000 00	
Furniture and fixtures, office supplies and equipment, .....	950 00	
For printing and distributing the proceedings of the Annual Conference of the New Jersey Conference for Social Welfare, .....	600 00	
Calculating machine, .....	400 00	
Fireproof steel file, .....	100 00	
	<hr/>	7,550 00

*Central Parole Bureau.*Parole  
Bureau.

## Salaries:

Assistant director, parole  
and domestic relations,.. \$3,600 00

Parole officers, .....	37,370 00	
Other employees, .....	12,310 00	
	<hr/>	53,280 00
Traveling expenses, .....		11,500 00
Blanks, stationery and printing, .....		1,000 00
Office supplies, .....		400 00
Vehicular transportation supplies, .....		2,000 00
Telephone and telegraph, .....		500 00
Furniture and equipment, .....		200 00
Two new Ford cars, .....		1,160 00

*Industrial Supervision.*

## Salaries:

Industrial  
supervision.

Farm supervisor, .....	\$2,700 00	
Supervisor institutional in-		
dustry, .....	6,000 00	
Assistant supervisor of in-		
dustry, .....	3,500 00	
Director of education and		
classification, .....	4,500 00	
Clerical services and other		
employees, .....	13,260 00	
	<hr/>	29,960 00
Traveling expenses, .....		400 00
Materials, supplies and miscellaneous ex-		
penses, .....		650 00

*Division of Architecture and Construction.*Salaries and expenses of the Division of  
Architecture and Construction, .....

22,336 00

Architecture.

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, \$5,400.00; chief mechanical engineer, \$5,000.00; mechanical engineer, \$3,900.00; chief

draughtsman, \$3,900.00; chief architect and chief designer, \$4,200.00; assistant to architect and chief designer, \$3,900.00; architect and designer, \$3,300.00; construction manager, \$3,500.00; eight superintendents of building construction, \$23,900.00; twenty-four architectural draughtsmen, \$64,932.00; two electrical superintendents, \$6,000.00; superintendents plumbing and heating work, \$6,000.00; three junior architectural draughtsmen, \$3,720.00; four tracers and students, \$2,520.00; superintendent building construction, Greystone Park, \$4,500.00; superintendent building construction, Totowa, \$5,000.00; and other employees, \$19,596.00; blanks, stationery and printing, \$1,400.00; traveling expenses, \$1,000.00; incidentals, \$500.00.

*State Use Funds.*

Working  
capital fund.

For the State Use Revolving Fund there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of section 709, chapter 147, of the Laws of 1918, such portion of the receipts, when received, derived from State use production as will reimburse the State Use Revolving Fund to the amount of the previous appropriation of \$200,000.00.

Appropriations  
from revolving  
fund.

The following sums are appropriated from the State Use Revolving Fund, for further plant and equipment for State use industries from the surplus in the revolving fund in excess of the amount of \$200,000.00.

At State Hospital, Trenton:		
Extension of State Use		
Industry (Criminal In-		
sane), .....	\$5,000 00	
At Colony for Feeble-Minded Males, New Lisbon:		
Willow furniture, .....	2,000 00	
At Institution for Feeble-Minded Females, Totowa:		
Sewing (power) school and		
industry, .....	5,000 00	
Carpet and rug school and		
industry, .....	2,000 00	
Knitting school and indus-		
try, .....	5,000 00	
	<hr/>	19,000 00
		<hr/>
		\$209,371 00
		<hr/>

X 2. COLONIES FOR FEEBLE-MINDED MALES, NEW LISBON.

For salaries and wages, and for maintenance of the Colonies of Feeble-minded Males, on the basis of three hundred and thirty inmates.

Feeble-minded  
males.

Salaries and Wages:		
Superintendent, .....	\$3,500 00	
Assistant superintendent, .	1,500 00	
Other officers and em-		
ployees, .....	43,700 00	
	<hr/>	\$48,700 00
Materials and Supplies:		
Food (for this purpose		
only), .....	\$26,500 00	
Clothing, .....	10,000 00	
Fuel, light and power (for		
this purpose only), ....	10,200 00	
Household supplies, .....	4,500 00	
Farm, stable and grounds		
supplies, .....	8,300 00	
Industrial shops, .....	1,750 00	

Medical and surgical supplies, .....	1,100 00	
Printing and office supplies, .....	550 00	
School supplies, .....	500 00	
Sundry supplies, .....	500 00	
Vehicular transportation supplies, .....	2,500 00	
	<hr/>	66,400 00
Current repairs, .....		4,000 00
Miscellaneous:		
Traveling expenses, .....	\$700 00	
Telephone and telegraph, ..	900 00	
Medical and surgical fees, ..	1,500 00	
Postage, .....	200 00	
Insurance (for this purpose only), .....	2,250 00	
Amusements, .....	850 00	
Freight, .....	300 00	
	<hr/>	6,700 00
Additions and Improvements:		
Purchase of White tract, ..	\$4,200 00	
Exchange International truck, .....	1,800 00	
Additional well, pump, tank and lines, .....	16,000 00	
Four brooder houses, ....	500 00	
One laying house, .....	1,000 00	
Implement shed, .....	525 00	
Replastering Myrtle cottage, .....	1,000 00	
Addition to hospital, including furnishings, ...	17,000 00	
	<hr/>	42,025 00
New Buildings:		
Central power plant, .....	\$75,000 00	
Steam conduits, .....	33,000 00	
Additional dormitory and complete furnishings, ..	87,000 00	
	<hr/>	195,000 00
Appropriation, including estimated receipts, .....		\$362,825 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . . . . 30,000 00

This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for the training of the feeble-minded, to which moneys are paid by the State pursuant to chapter 217 of the Laws of 1919, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the colony.

Net amount appropriated, . . . . . \$332,825 00

## X 3. COMMISSION FOR THE BLIND.

## Salaries:

Blind.

Superintendent and secretary, . . . . .	\$2,220 00	
Teachers of occupational subjects and other employees, . . . . .	22,550 00	
	<u>          </u>	\$24,770 00
Materials and Supplies:		
Household supplies, . . . .	\$50 00	
Extension of home industries, . . . . .	3,000 00	
Blanks, stationery and printing, . . . . .	800 00	
Office supplies and equipment, . . . . .	700 00	
	<u>          </u>	4,550 00
Miscellaneous Expenses:		
Traveling expenses, . . . .	\$8,000 00	
Postage, . . . . .	500 00	
Incidentals, . . . . .	300 00	
Clothing, maintenance, support and instruction of blind persons, . . . . .	25,000 00	

Higher education of the blind, .....	1,500 00	
Publicity, demonstrations, and sales, .....	800 00	
Insurance, telephone and telegraph, .....	521 00	
Light and power, .....	75 00	
Alterations and equipment, .....	300 00	
Expressage, .....	1,000 00	
Entertainment for the blind, .....	75 00	
	<hr/>	38,071 00

The balance to the credit of the outdoor relief—Revolving Fund—on the 30th day of June, 1926, is hereby reappropriated, said sum not to exceed \$5,000.00.

The balance to the credit of the Revolving Industrial Fund on the 30th day of June, 1926, is hereby reappropriated as a Revolving Industrial Fund, said sum not to exceed \$1,000.00.

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\$67,391 00

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#### X 4. COUNTY LUNATIC ASYLUMS.

County  
asylums.

For the support of patients in  
county lunatic asylums:

Atlantic county, .....	\$30,000 00	
Burlington county, .....	24,000 00	
Camden county, .....	35,000 00	
Cumberland county, .....	19,000 00	
Essex county, .....	400,000 00	
Gloucester county, .....	2,400 00	
Hudson county, .....	152,000 00	
Passaic county, .....	4,000 00	
Salem county, .....	330 00	
	<hr/>	\$666,730 00

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## X 5. COUNTY TUBERCULOSIS HOSPITALS.

For the support of patients pursuant to chapter 217, Laws of 1912, in the following county hospitals:

Tuberculosis hospitals.

Atlantic, .....	\$12,000 00
Bergen, .....	32,000 00
Burlington, .....	9,000 00
Camden, .....	38,000 00
Cumberland, .....	2,800 00
Essex, .....	120,000 00
Gloucester, .....	5,000 00
Hudson, .....	70,000 00
Mercer, .....	30,000 00
Middlesex, .....	15,000 00
Monmouth, .....	25,000 00
Morris, .....	10,000 00
Passaic, .....	22,000 00
Salem, .....	1,000 00
Sussex, .....	4,000 00
Union, .....	68,000 00
Warren, .....	2,500 00
	<hr/>
	\$466,300 00
	<hr/>

Said amounts to include payment of bills prior to current fiscal year.

## X 6. FEEBLE-MINDED.

Clothing, maintenance, support and instruction of feeble-minded, ..... \$175,000 00

Feeble minded.

## X 7. HOME FOR DISABLED SOLDIERS, KEARNY.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Kearny, on the basis of two hundred and fifty veterans, no part of the appropriations hereby made to be used for new admissions, excepting veterans of the Civil War.

Kearny Home.

## Salaries and Wages:

Superintendent, .....	\$5,000 00	
Secretary, .....	1,800 00	
Other officers and employees, .....	45,050 00	
	<hr/>	\$51,850 00

## Materials and Supplies:

Food (for this purpose only), .....	\$45,300 00	
Clothing, .....	3,000 00	
Fuel, light and power (for this purpose only), ....	17,530 00	
Household supplies, .....	3,900 00	
Farm, stable and grounds supplies, .....	800 00	
Printing, office supplies and equipment, .....	400 00	
Sundry supplies, .....	150 00	
Medical and surgical supplies, .....	1,400 00	
Vehicle transportation supplies, .....	750 00	
Extraordinary household supplies, .....	800 00	
	<hr/>	74,030 00
Current repairs, .....		4,000 00

## Miscellaneous:

Traveling expenses, .....	\$150 00	
Postage, .....	140 00	
Telephone and telegraph, .	225 00	
Funeral expenses, .....	250 00	
Religious services, .....	250 00	
Entertainments, .....	500 00	
Freight and express, .....	300 00	
City water, .....	600 00	
Insurance (for this purpose only), .....	1,700 00	
	<hr/>	4,115 00

Appropriation, including estimated receipts, .....	\$133,995 00
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The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, .. 24,000 00

Net amount appropriated, ..... \$109,995 00

X 8. HOME FOR DISABLED SOLDIERS, ET CETERA, VINELAND.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of two hundred and forty inmates.

Vineland  
Soldiers'  
Home.

Salaries and Wages:

Superintendent, .....	\$5,000 00	
Other officers and employees, .....	52,325 00	
		\$57,325 00

Materials and Supplies:

Food (for this purpose only), .....	\$46,350 00	
Clothing, .....	3,000 00	
Fuel, light and power (for this purpose only), ....	12,700 00	
Household supplies, .....	4,200 00	
Farm, stable and grounds supplies, .....	650 00	
Medical and surgical supplies, .....	650 00	
Blanks, stationery, printing and office supplies, ....	330 00	
Sundry supplies, .....	165 00	
Vehicular transportation supplies, .....	725 00	
Water and sewage, .....	310 00	
Office equipment, .....	127 00	
		69,207 00
Current repairs, .....		6,000 00

Miscellaneous:		
Traveling expenses, .....	\$600 00	
Postage, .....	85 00	
Telephone and telegraph, .....	415 00	
Religious services, .....	225 00	
Amusements, .....	400 00	
Insurance (for this purpose only), .....	1,151 00	
Freight and express, ....	75 00	
		<hr/> 2,951 00
Additions and Improvements:		
Collar and cuff ironer, ..	\$860 00	
Exchange passenger car, ..	1,400 00	
Exchange truck, .....	600 00	
		<hr/> 2,860 00
Appropriation, including estimated receipts, .....	\$138,343 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, .....		7,400 00
		<hr/>
Net amount appropriated, .....	\$130,943 00	<hr/>

## X 9. REFORMATORY.

Rahway  
Reformatory.

For salaries and wages and for maintenance of the Reformatory, on the basis of six hundred and twenty-five inmates.

Salaries and Wages:		
Superintendent, .....	\$6,660 00	
Deputy superintendent, ...	3,000 00	
Other officers and employees, .....	144,775 00	
		<hr/> \$154,435 00
Materials and Supplies:		
Food (for this purpose only), .....	\$55,000 00	
Clothing, .....	20,500 00	

Fuel, light, power and water (for this purpose only), .....	29,000 00	
Household supplies, .....	8,330 00	
Farm, stable and grounds supplies, .....	11,200 00	
Industrial shops and vocational supplies, .....	2,000 00	
School supplies, .....	1,500 00	
Medical and surgical supplies, .....	1,500 00	
Blanks, stationery and printing, .....	1,500 00	
Office supplies, .....	400 00	
Office equipment, .....	150 00	
Sundry supplies, .....	450 00	
Vehicular transportation supplies, .....	2,000 00	
Tobacco, .....	2,500 00	
	<hr/>	136,030 00
Current repairs, .....		15,000 00
Miscellaneous:		
Traveling expenses, .....	\$600 00	
Postage, .....	600 00	
Telephone and telegraph, .....	400 00	
Medical and surgical fees, .....	1,000 00	
Incidentals, .....	100 00	
Freight and express, .....	500 00	
Entertainment, athletic and recreational supplies, ...	700 00	
Funeral expenses, .....	60 00	
Rent of farm land, .....	300 00	
Payments to discharged inmates and recapturing escapes (for this purpose only), .....	3,200 00	
	<hr/>	7,460 00
Additions and Improvements:		
Safety appliance machinery material, .....	\$100 00	
New boiler feed pump, ...	425 00	

New switchboard, power house, .....	2,887 50	
Asbestos covering for steam pipes, .....	2,000 00	
New copper gutters, leaders, etc., .....	1,000 00	
Pressing machine for tailor shop, .....	425 00	
Jacketed steam kettle and bread trough, .....	317 00	
New 2½-ton truck, .....	4,000 00	
Farm drainage, .....	500 00	
Repairs to electric generator, .....	1,500 00	
	<hr/>	13,154 50
New Buildings:		
Storage building for tools, .....	500 00	
	<hr/>	
Appropriation, including estimated receipts, .....	\$326,579 50	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, ....	20,500 00	
	<hr/>	
Net amount appropriated, .....	\$306,079 50	
	<hr/>	

## X 10. REFORMATORY FOR WOMEN.

Women's  
Reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, on the basis of two hundred and twenty-five inmates.

## Salaries and Wages:

Superintendent, .....	\$3,000 00	
Assistant superintendent, ..	1,500 00	
Other officers and employees, .....	39,560 00	
	<hr/>	\$44,060 00

## Materials and Supplies:

Food (for this purpose only), .....	\$12,000 00	
Clothing, .....	7,200 00	
Fuel, light and power (for this purpose only), .....	14,638 00	
Household supplies, .....	4,500 00	
Farm, stable and grounds supplies, .....	7,800 00	
Medical and surgical supplies, .....	2,500 00	
Blanks, stationery and printing, .....	350 00	
Office supplies, .....	150 00	
Office equipment, .....	200 00	
School supplies, .....	475 00	
Vehicular transportation supplies, .....	1,750 00	
Sundry supplies, .....	150 00	
	<hr/>	51,713 00
Current repairs, .....		3,500 00

## Miscellaneous:

Traveling expenses, .....	\$700 00	
Postage, .....	375 00	
Telephone and telegraph, ..	730 00	
Insurance (for this purpose only), .....	4,500 00	
Freight and express, ....	300 00	
Religious services, .....	550 00	
Entertainment, .....	200 00	
Return of runaways, ....	150 00	
Funeral expenses, .....	100 00	
Medical and surgical fees, .....	2,300 00	
Cash and expenses for parolees, .....	500 00	
	<hr/>	10,405 00

## Additions and Improvements:

Hospital equipment, .....	\$2,100 00
Roads, gutters and grading, .....	3,000 00

Cement, sand and stone for general improve- ments, .....	500 00	
Equipment and furniture, Conover Hall, .....	3,500 00	
Extending hydrants, water pipe and tile, .....	400 00	
Exchange of Packard truck for Ford dump wagon,	600 00	
Painting cottages inside, ..	3,000 00	
Repairs to fire fighting ap- paratus, .....	500 00	
Chimney and boiler for dairy, .....	500 00	
Farm fencing, .....	1,000 00	
New stand pipe, .....	8,750 00	
Extractor for laundry, ...	1,122 00	
Exchange of flat iron worker, .....	4,900 00	
New body iron for laundry,	650 00	
		<hr/>
		30,522 00
New Buildings:		
One poultry building, ....	\$600 00	
Three-car garage, .....	1,500 00	
New boiler house, stack with extension to laun- dry, .....	10,000 00	
		<hr/>
		12,100 00
		<hr/>
Appropriation, including estimated receipts, .....	\$152,300 00	
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, ..	1,000 00	
		<hr/>
Net amount appropriated, .....	\$151,300 00	<hr/>



## X 11. SANATORIUM FOR TUBERCULOUS DISEASES.

For salaries and wages, and for the maintenance of the Sanatorium for Tuberculous Diseases, on the basis of three hundred and sixty patients.

Sanatorium at  
Glen Gardner.

## Salaries and Wages:

Superintendent, .....	\$6,000 00	
Physicians, clerks, nurses, farm help, waiters, in- structors and others, in- cluding school teachers, .....	133,530 00	
		\$139,530 00

## Materials and Supplies:

Food (for this purpose only), .....	\$97,000 00	
Fuel, light and power (for this purpose only), ....	30,000 00	
Household supplies, .....	8,900 00	
Farm, stable and grounds supplies, .....	15,500 00	
School supplies, .....	350 00	
Medical and surgical sup- plies, .....	8,000 00	
Blanks, stationery, print- ing, office supplies and equipment, .....	1,700 00	
Vehicular transportation supplies, .....	4,150 00	
Extraordinary household supplies, .....	1,000 00	
Clothing, .....	4,000 00	
		170,600 00
Current repairs, .....		10,000 00

## Miscellaneous:

Traveling expenses, .....	\$1,100 00
Postage, .....	500 00
Telephone and telegraph, .	1,000 00
Insurance (for this purpose only), .....	2,800 00

Freight and express, . . . . .	1,000 00	
Entertainments, . . . . .	800 00	
Religious services, . . . . .	600 00	
Medical and surgical fees, .	200 00	
Funeral expenses of indi-		
gent patients, . . . . .	150 00	
Sundry supplies, . . . . .	150 00	
	<hr/>	8,300 00

## Additions and Improvements:

Maintenance of traveling		
clinic, . . . . .	\$15,000 00	
Motor equipped ice cream		
machine, . . . . .	375 00	
Aluminum steam jacketed		
tilting kettle, . . . . .	302 80	
Bread storage of galvanized		
iron, . . . . .	200 00	
Food chopper, motor		
equipped, . . . . .	295 00	
New boiler feed pumps, ..	2,596 00	
Mixing machine for kit-		
chen and bake shop, ..	700 00	
Rewiring service, adminis-		
tration building, . . . . .	1,000 00	
Grading grounds, making		
walks, gutters and curbs,	2,500 00	
Completion of repairs, elec-		
tric and power lines in		
tunnel and ventilation of		
tunnel, . . . . .	5,000 00	
Piping and plumbing fix-		
tures for men's and		
women's wards, . . . . .	800 00	
Additional hose cart and		
500 feet hose, . . . . .	775 00	
Alteration to dairy barn, ..	1,500 00	
One portable X-ray outfit,	950 00	
One Alpine quartz lamp, .	245 00	
One Kromeyer quartz		
lamp, . . . . .	565 00	
Sanatorium bus, . . . . .	3,000 00	

Additional boiler in power	11,200 00	
Furniture and fixtures, employees' dining room, ..	1,500 00	
Furnishing nurses' home, .	2,000 00	
Awnings for infirmary and nurses' home, .....	945 00	
Painting dairy barn, milk house and three outside farm buildings, .....	1,200 00	
New pole line to dairy barn electric service, .....	1,225 00	
Sanatorium auto, .....	1,500 00	
Storm cover over upper passageway, .....	2,000 00	
		57,373 80
New Buildings:		
Furnishings for employees' building, .....	\$8,000 00	
Storage house for lumber and building supplies, ..	1,500 00	
New laundry building, ...	30,000 00	
Extractor for laundry, ...	1,122 00	
		40,622 00
Appropriation, including estimated receipts, .....	\$426,425 80	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, ..	75,000 00	
Net amount appropriated, .....	\$351,425 80	

## X 12. STATE BOARD OF CHILDREN'S GUARDIANS.

## Salaries:

Superintendent, .....	\$5,000 00	
Compensation for other assistants, .....	109,500 00	
		\$114,500 00
Traveling expenses, .....	32,000 00	
Blanks, stationery and printing, .....	2,000 00	

Children's  
guardians.

Postage and Incidentals:		
Postage, .....	\$4,100 00	
Incidentals, .....	1,300 00	
		5,400 00
Miscellaneous:		
Rent, .....	\$7,530 00	
Office equipment, .....	2,200 00	
Office supplies, .....	1,500 00	
		11,230 00
		<u>\$165,130 00</u>

## X 13. STATE HOME FOR BOYS.

Boys' Home. For salaries and wages, and for maintenance of the State Home for Boys, on the basis of six hundred inmates.

Salaries and Wages:		
Superintendent, .....	\$5,000 00	
Other officers and employees, .....	132,455 00	
		\$137,455 00
Materials and Supplies:		
Food (for this purpose only), .....	\$43,000 00	
Clothing, .....	24,000 00	
Fuel, light and power (for this purpose only), ....	27,900 00	
Household supplies, .....	13,200 00	
Farm, stable and grounds supplies, .....	17,500 00	
Industrial shops and vocational training, .....	5,000 00	
School, .....	3,000 00	
Medical and surgical supplies, .....	3,500 00	
Printing and office supplies, .....	1,200 00	
Vehicular transportation supplies, .....	2,500 00	
		140,800 00
Current repairs, .....		15,000 00

## Miscellaneous:

Traveling expenses, . . . . .	\$1,000 00	
Postage, . . . . .	450 00	
Telephone and telegraph, . .	600 00	
Entertainment, athletic and recreational supplies, . . .	800 00	
Insurance (for this purpose only), . . . . .	6,100 00	
Returning runaways, . . . .	250 00	
Freight and express, . . . .	600 00	
Assisting boys outside of institution, the equivalent of inmates' fund trans- ferred to State treasury,	300 00	
Carfare for paroled and re- turned boys, . . . . .	1,000 00	
Medical and surgical fees,	1,400 00	
Funeral expenses (for this purpose only), . . . . .	200 00	
Incidentals, . . . . .	150 00	
Boy Scout registration, camp and scout supplies,	700 00	
		13,550 00

## Additions and Improvements:

Extraordinary equipment, vocational school and m a n u a l educational school, . . . . .	\$4,000 00	
Band instruments, . . . . .	250 00	
Farm drainage, . . . . .	500 00	
Extraordinary household equipment, . . . . .	4,000 00	
Repairing roads, . . . . .	2,000 00	
Piggery, . . . . .	1,500 00	
Tractor, . . . . .	1,250 00	
New diathermy machine, ..	700 00	
New sewer mains, . . . . .	5,000 00	
Additions and repairs to Parker cottage, . . . . .	8,000 00	

Sixty grave markers, ....	500 00	
Exchange of bus (Graham), .....	1,800 00	
		<u>29,500 00</u>

Appropriation, including estimated receipts, .....	\$336,305 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ..	17,000 00
Net amount appropriated, .....	<u>\$319,305 00</u>

## X 14. STATE HOME FOR GIRLS.

**Girls' Home.** For salaries and wages, and for maintenance of the State Home for Girls on the basis of three hundred and twenty-five inmates.

## Salaries and Wages:

Superintendent, .....	\$3,500 00	
Physician, .....	2,500 00	
Teachers, nurses, clerks and others, .....	64,945 00	
		<u>\$70,945 00</u>

## Materials and Supplies:

Food (for this purpose only), .....	\$35,500 00
Clothing, .....	12,500 00
Fuel, light and power (for this purpose only), ....	24,100 00
Household supplies, .....	8,946 00
Farm, stable and grounds supplies, .....	6,000 00
Schooling supplies, .....	1,850 00
Medical and surgical supplies, .....	2,900 00
Printing, office supplies and office equipment, .....	800 00

Sundry supplies, .....	400 00	
Vehicular transportation supplies, .....	800 00	
General plant equipment and supplies, .....	700 00	
	<hr/>	94,496 00
Current repairs, .....		6,000 00
Miscellaneous:		
Traveling expenses, .....	\$1,000 00	
Postage, .....	400 00	
Telephone and telegraph, ..	1,200 00	
Insurance (for this purpose only), .....	2,000 00	
Water rent, .....	1,300 00	
Freight and express, .....	500 00	
Traveling expenses for pa- role inmates, .....	375 00	
Entertainment, .....	500 00	
Payments to discharged in- mates, .....	170 00	
Medical and surgical fees, ..	1,500 00	
Dentistry, .....	1,500 00	
Rent, maternity home, ...	3,000 00	
	<hr/>	13,445 00
Additions and Improvements:		
Drainage on farm, .....	\$500 00	
Extraordinary household supplies, .....	250 00	
Automobile exchange, ....	685 00	
Grounds and roads, .....	500 00	
Addition to Stokes sewing room, .....	3,000 00	
Wire and posts for poultry yard, .....	100 00	
Fencing Stuyvesant avenue, ..	1,200 00	
Hydrotherapeutic equip- ment for infirmary, ....	3,675 00	
Repairing pipe line to water tank, .....	450 00	
Furnishing infirmary wing, ..	2,000 00	
Preparole colony, .....	2,700 00	
	<hr/>	15,060 00

## New Buildings:

New cottage to house thirty-four girls,	55,000 00
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	<u>\$254,946 00</u>
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## X 15. STATE HOSPITAL, GREYSTONE PARK

Morris Plains  
Asylum.

For salaries and wages, and for maintenance of the State Hospital, Greystone Park, on the basis of three thousand four hundred inmates.

## Salaries and Wages:

Medical director, . . . . .	\$7,000 00	
Warden and treasurer, . . .	5,000 00	
Chief engineer, . . . . .	5,000 00	
Other officers and employees, . . . . .	780,000 00	
	<u>                    </u>	\$797,000 00

## Materials and Supplies:

Food (for this purpose only), . . . . .	\$360,000 00
Clothing, . . . . .	65,000 00
Fuel, light and power (for this purpose only), . . . .	129,900 00
Household supplies, . . . .	90,000 00
Farm, stable and grounds supplies, . . . . .	54,100 00
Tobacco, . . . . .	7,200 00
Industrial shops, . . . . .	6,800 00

The balance in the Revolving Fund on June 30th, 1926, for the purchase of materials for manufacture of articles to be sold in excess of the amount appropriated is hereby appropriated for the Amusement Fund.

Medical and surgical supplies, . . . . .	28,000 00
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Printing and office supplies and equipment, . . . . .	4,200 00	
Vehicular transportation supplies, . . . . .	10,000 00	
	<hr/>	755,200 00
Current repairs, . . . . .		40,000 00
Miscellaneous:		
Traveling expenses, . . . .	\$3,000 00	
Postage, . . . . .	1,400 00	
Telephone and telegraph, ..	4,940 00	
Insurance (for this purpose only), . . . . .	10,290 00	
Freight and express, . . . .	5,000 00	
Religious services, . . . . .	900 00	
Funeral expenses, . . . . .	3,500 00	
Advertising, books, et cet- era, . . . . .	600 00	
Incidentals, . . . . .	500 00	
Rent of cottage for nurses, .	3,000 00	
	<hr/>	33,130 00
Additions and Improvements:		
Automobile exchange, . . . .	\$2,000 00	
Exchange of trucks, . . . .	6,000 00	
Railroad repairs, . . . . .	2,000 00	
Ford sedan, . . . . .	600 00	
Changing steam heating line to dormitory build- ings, . . . . .	5,000 00	
Machinery for machine shop, . . . . .	5,000 00	
Machinery for dairy, feed mixer, bagger, et cetera, .	1,100 00	
New bus, . . . . .	1,800 00	
Forge and blower drill press for blacksmith shop, . . . . .	675 00	
Tile floor for dormitory kitchen and dining room, .	3,000 00	
Storage for patients' valu- ables, . . . . .	1,500 00	
Repairing dormer windows, .	2,712 00	

Motor lawn mower, . . . . .	1,525 00	
Hexagonal tables for dining rooms, at dormitory building, . . . . .	1,000 00	
		33,912 00
New Buildings:		
Grading around new buildings, including roads and sidewalks, . . . . .	\$15,000 00	
Poultry and brooder houses, . . . . .	2,000 00	
		17,000 00
Appropriation, including estimated receipts, . . . . .	\$1,676,242 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . . . .	587,500 00	
Net amount appropriated, . . . . .	\$1,088,742 00	

## X 16. STATE HOSPITAL, TRENTON.

Trenton  
Asylum.

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand three hundred and fifty inmates.

Salaries and Wages:		
Medical director, . . . . .	\$6,000 00	
Warden, . . . . .	6,000 00	
Other officers and employees, . . . . .	530,935 00	
		\$542,935 00
Materials and Supplies:		
Food (for this purpose only), . . . . .	\$253,000 00	
Clothing, . . . . .	24,000 00	
Fuel, light and power (for this purpose only), . . . . .	100,000 00	
Household supplies, . . . . .	60,000 00	

Farm, stable and grounds supplies, .....	42,000 00	
Medical and surgical sup- plies, .....	30,000 00	
Printing and office sup- plies, .....	3,200 00	
Vehicular transportation supplies, .....	4,300 00	
	<hr/>	516,500 00
Current repairs, .....		25,000 00
Miscellaneous:		
Traveling expenses, .....	\$3,000 00	
Telephone and telegraph, ..	4,000 00	
Postage, .....	600 00	
Amusements, .....	1,500 00	
Funeral expenses, .....	1,000 00	
Newspapers and magazines,	500 00	
Returning runaways, ....	300 00	
Insurance (for this purpose only), .....	6,500 00	
Religious services, .....	700 00	
Freight and express, .....	1,000 00	
Tobacco, .....	4,000 00	
Incidentals, .....	800 00	
Psychiatric clinic, for vari- ous institutions with headquarters at State Hospital, Trenton, ....	25,000 00	
Cemetery upkeep, .....	150 00	
	<hr/>	49,050 00
Additions and Improvements:		
Fencing and gates around institution, .....	\$5,000 00	
Pointing up buildings of old part of institution, .	3,000 00	
Cement, sand and stone for building new walks around lawns and build- ings, .....	4,000 00	
Markers for graves, .....	1,000 00	

Repairing Wards Nos. 10, 11, 12, 12A, 12B and three dining rooms, ....	35,000 00	
Rebricking old boilers and installation of stokers,..	10,000 00	
New roof on horse barn, Thackeray Farm, .....	695 00	
Covering pipes in main building annex, .....	500 00	
Tumbler for laundry, ....	4,568 00	
Painting interior of annex,	2,500 00	
Exchange of Ford coupe,..	600 00	
Two new extractors for laundry, .....	4,400 00	
New roof on criminal building, .....	24,874 00	
Two coal loaders—motor driven, .....	1,600 00	
Pump and receiver for laundry, .....	475 00	
Safe cabinet, metal filing system—medical director and business department,	1,500 00	
New roads and walks around new buildings, ..	10,000 00	
Grading and landscaping around seven new build- ings, .....	5,000 00	
Incinerator, .....	1,500 00	
Cloth cutting machine, ...	300 00	
Marking machine for cloth- ing, .....	480 00	
Flooring and doors for east annex, .....	5,000 00	
Repairing tin roofs and gutters, .....	1,500 00	
	<hr/>	123,492 00

Appropriation, including estimated  
receipts, .....\$1,256,977 00  
The receipts of the institution are hereby  
appropriated for maintenance expendi-

Net amount appropriated, . . . . . \$871,977 00

For salaries and wages, and for maintenance of the State Institution for Feeble-Minded, on the basis of one thousand two hundred and fifty inmates.

Current repairs, . . . . .	12,500 00
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## Miscellaneous:

Traveling expenses, . . . . .	\$3,000 00	
Postage, . . . . .	450 00	
Telephone and telegraph, ..	1,500 00	
Insurance (for this purpose only), . . . . .	3,000 00	
Medical, surgical and oculist fees, . . . . .	5,000 00	
Entertainments, . . . . .	1,500 00	
Funeral expenses, . . . . .	500 00	
Freight and express, . . . . .	1,000 00	
Water rent, . . . . .	100 00	
Library, . . . . .	300 00	
Religious services, . . . . .	400 00	
Incidentals, . . . . .	300 00	
Advertising, . . . . .	50 00	
	<hr/>	17,100 00

## Additions and Improvements:

New floors for dining-room, . . . . .	\$10,000 00	
Metal ceiling, basement, main building, . . . . .	400 00	
Remodeling present assembly hall, . . . . .	5,000 00	
Overhauling heating system, east building, . . . . .	1,800 00	
Painting Stokes cottage, and boiler room, . . . . .	1,200 00	
Hot water booster, . . . . .	700 00	
Hot water generator, children's unit, . . . . .	600 00	
Irrigation, . . . . .	1,500 00	
Flat iron worker, . . . . .	7,600 00	
Two aluminum cooking kettles, . . . . .	850 00	
Exchange of Ford sedan, ..	500 00	
Trees and shrubbery, . . . . .	500 00	
New walks to connect new building, . . . . .	2,000 00	
	<hr/>	32,650 00

## New Buildings:

New laundry building at colony, .....	\$46,000 00	
Purchase of new property, .....	16,000 00	
		<hr/> 62,000 00
Appropriation, including estimated receipts, .....	\$469,284 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ....		
		<hr/> 110,000 00
Net amount appropriated, .....	\$359,284 00	<hr/>

This institution is authorized to pay for the maintenance of any county indigent patient transferred from the institution to an institution for training of the feeble-minded, to which moneys are paid by the State pursuant to chapter 217 of the Laws of 1919, whatever sum or sums is received from the counties to pay the cost of such maintenance of any said patient in the institution.

## X 18. STATE PRISON.

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand three hundred inmates.

State Prison.

## Salaries and Wages:

Principal keeper, .....	\$5,000 00
Director of Industries, ...	6,000 00
Parole Officer, .....	3,500 00
Fiscal Agent, .....	3,500 00
Medical director, .....	3,000 00
Resident physician, .....	3,000 00
Other officers and employees, .....	231,170 00

Wages for inmates at prison (other than State use), .....	17,000 00	
	<hr/>	\$272,170 00
Materials and Supplies:		
Food for officers (for this purpose only), .....	\$9,300 00	
Food for inmates (for this purpose only), .....	114,500 00	
Clothing, .....	55,000 00	
Fuel, light and power (for this purpose only), ....	50,800 00	
Household supplies, .....	18,000 00	
Farm, stable and grounds supplies (Trenton farm),	500 00	
School supplies, .....	2,500 00	
Medical and surgical supplies, .....	9,000 00	
Blanks, stationery, printing, office supplies and equipment, .....	4,125 00	
Tobacco, .....	3,700 00	
Water rent, .....	6,000 00	
Religious supplies, .....	300 00	
Bureau of identification, ..	500 00	
Library, .....	500 00	
Vehicular transportation supplies, .....	3,000 00	
Industrial shops, .....	2,500 00	
	<hr/>	280,225 00
Current repairs, .....		12,000 00
General plant equipment, .....		1,000 00
Miscellaneous:		
Traveling expenses, .....	\$1,500 00	
Expenses of parole officer,	700 00	
Transportation of prisoners to and from farm and camps, .....	1,000 00	
Postage, .....	800 00	
Telephone and telegraph, ..	1,100 00	



Insurance (for this purpose only), .....	2,900 00	
Medical and surgical fees, .....	1,900 00	
Freight and cartage, .....	1,700 00	
Electrocution plant, .....	2,000 00	
Payments to discharged inmates, .....	2,500 00	
Amusements, .....	900 00	
Returning runaways, and captures and expenses incidental thereto, .....	1,500 00	
Funeral expenses, .....	100 00	
Dentistry, .....	1,500 00	
Appraisement, .....	400 00	
Purchasing eight cases band instruments, .....	500 00	
	<hr/>	21,000 00
Additions and Improvements:		
New concrete wall along canal, .....	\$1,500 00	
Addition to hospital, tuberculosis wing, .....	20,000 00	
New window sashes, .....	1,000 00	
Alteration to tag shop, ...	4,850 00	
Ventilating kitchen, .....	500 00	
Paint for institution, ....	2,000 00	
Repairs to Prison storeroom, .....	2,000 00	
Repairs to present boilers, .....	5,000 00	
	<hr/>	36,850 00
New Buildings:		
New tower for Wing No. 7, .....	\$2,000 00	
Home for Prison chauffeur, .....	5,000 00	
	<hr/>	7,000 00
Appropriation, including estimated receipts, .....		\$630,245 00
The receipts of the institution are hereby appropriated for maintenance expendi-		

tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . .	500 00
Net amount appropriated, . . . . .	<u>\$629,745 00</u>

## X 19. STATE PRISON FARM, LEESBURG.

Prison Farm. For salaries and wages, and for maintenance of the State Prison Farm, Leesburg, on the basis of one hundred and twenty-five inmates.

## Salaries and Wages:

Superintendent, . . . . .	\$3,000 00	
Other officers and employees, . . . . .	42,440 00	
Wages for inmates, at the rate of \$0.25 per day, . .	11,000 00	
		<u>\$56,440 00</u>

## Materials and Supplies:

Food, officers and employees (for this purpose only), . . . . .	\$5,400 00
Food, inmates (for this only), . . . . .	10,000 00
Clothing, . . . . .	5,000 00
Fuel, light and power (for this purpose only), . . . .	1,099 00
Household supplies, . . . .	2,600 00
Extraordinary household supplies, . . . . .	1,000 00
Farm, stable and ground supplies, . . . . .	20,000 00
Medical and surgical supplies, . . . . .	500 00
Blanks, stationery, printing, office supplies and equipment, . . . . .	480 31
Tobacco, . . . . .	600 00

Religious supplies, .....	50 00	
Vehicular transportation supplies, .....	1,800 00	
		48,529 31
Current repairs, .....		3,000 00
Miscellaneous:		
Traveling expenses, .....	\$100 00	
Postage, .....	100 00	
Telephone and telegraph ..	350 00	
Insurance (for this pur- pose only), .....	600 00	
Medical and surgical fees,	100 00	
Freight and cartage, .....	250 00	
Amusements, .....	100 00	
		1,600 00
Additions and Improvements:		
New machinery and re- placement for farm can- nery, .....	\$1,500 00	
Water tanks, .....	7,875 00	
Installing heating for Ad- ministration building, ..	1,200 00	
New truck with combina- tion body, .....	4,000 00	
New Ford station car, ....	1,000 00	
Cannery supplies, .....	6,000 00	
		21,575 00
Appropriation, including estimated receipts, .....		\$131,144 31
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to ...		7,000 00
Net amount appropriated, .....		\$124,144 31

## X 20. VILLAGE FOR EPILEPTICS.

Epileptic  
Village.

For salaries and wages, and for maintenance of the Village of Epileptics on the basis of nine hundred and seventy-five inmates.

## Salaries and Wages:

Superintendent, .....	\$8,000 00	
Steward, .....	3,000 00	
Senior resident physician, .....	4,500 00	
Other officers and employees, .....	168,000 00	
		<hr/>
		\$183,500 00

## Materials and Supplies:

Food (for this purpose only), .....	\$75,297 00	
Clothing, .....	10,532 00	
Fuel, light and power (for this purpose only), ....	55,022 00	
Household supplies, .....	14,000 00	
Farm, stable and grounds supplies, .....	22,300 00	
School supplies, .....	1,100 00	
Medical and surgical supplies and equipment, ...	6,000 00	
Blankets, stationery and printing, .....	550 00	
Office supplies and equipment, .....	1,570 00	
Sundry supplies, .....	1,600 00	
Industrial shops supplies, ..	590 00	
Vehicular transportation supplies, .....	2,850 00	
		<hr/>
		191,411 00
Current repairs, .....		10,800 00

## Miscellaneous:

Traveling expenses, .....	\$1,500 00
Postage, .....	350 00
Telephone and telegraph, ..	1,750 00
Insurance (for this purpose only), .....	4,200 00

Freight and express, . . . . .	1,200 00	
Medical and surgical fees, . . . . .	1,000 00	
Amusements, . . . . .	700 00	
Funeral expenses, . . . . .	200 00	
Returning runaways, . . . . .	50 00	
Religious services, . . . . .	760 00	
Incidentals, . . . . .	100 00	
	<hr/>	11,810 00
Additions and Improvements:		
Repairs and reconstruction,		
Clark Cottage, . . . . .	\$6,540 00	
Slate roof, Fernwood Cottage, . . . . .	800 00	
New floor in cow shed, . . . . .	250 00	
Shingle roof, horse barn, . . . . .	180 00	
Slate roof, corn crib, . . . . .	250 00	
Roofing on Meadowside Cottage, . . . . .	300 00	
Maple flooring on Garrison and Ward Cottages, . . . . .	420 00	
Material for road repairs, . . . . .	2,000 00	
Fordson tractor, . . . . .	600 00	
Truck for delivery service, . . . . .	1,872 00	
Drain tile for farm, . . . . .	690 00	
Painting old buildings, . . . . .	3,000 00	
Repairs to railroad siding, . . . . .	1,200 00	
	<hr/>	18,102 00
Appropriation, including estimated receipts, . . . . .		\$415,623 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918; estimated as amounting to . . . .		
		207,900 00
Net amount appropriated, . . . . .		<hr/> <hr/> \$207,723 00

## X 21. WOODBINE COLONY FOR FEEBLE-MINDED MALES.

Woodbine  
Colony.

For salaries and wages, and for maintenance of the Woodbine Colony for Feeble-Minded Males, on the basis of two hundred and fifty inmates.

## Salaries and Wages:

Superintendent, .....	\$3,000 00	
Physician, .....	2,000 00	
Attendants, nurses and other employees, .....	48,720 00	
	<hr/>	\$53,720 00

## Materials and Supplies:

Food (for this purpose only), .....	\$33,000 00	
Clothing, .....	5,000 00	
Fuel, light and power (for this purpose only), ....	15,380 00	
Household supplies, .....	4,500 00	
Farm, stable and grounds supplies, .....	2,550 00	
Medical and surgical sup- plies, .....	1,200 00	
Printing and office supplies,	500 00	
Vehicular transportation supplies, .....	1,400 00	
	<hr/>	63,530 00
Current repairs, .....		5,000 00

## Miscellaneous:

Telephone and telegraph, ..	\$600 00	
Traveling expenses, .....	1,000 00	
Postage, .....	200 00	
Sundries, .....	200 00	
Funeral expenses, .....	200 00	
Insurance (for this purpose only), .....	1,200 00	
Freight and express, .....	400 00	
Entertainment, .....	500 00	
Medical and surgical fees,	700 00	
	<hr/>	5,000 00

## Additions and Improvements:

Sun pavilion equipped with toilets, et cetera, . . . . .	\$1,000 00	
Repairs to power house roof, . . . . .	1,500 00	
Furniture for employees' quarters, . . . . .	400 00	
Extension to water mains and fireplug, . . . . .	600 00	
Materials for cement walks, Repairs to floors, adminis- tration building, . . . . .	200 00	
	1,000 00	
Repairs and repainting wa- ter tank, . . . . .	2,100 00	
Furniture for employees' dining-room, . . . . .	500 00	
One-ton dump truck, . . . . .	600 00	
		7,900 00

## New Buildings:

Carpenter and plumbing shop, . . . . .	\$2,000 00	
Erection new dormitory, ..	65,000 00	
Furniture, furnishings and food service equipment for new dormitory, ....	3,500 00	
		70,500 00

Appropriation, including estimated receipts, . . . . .	\$205,650 00	
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . . . .		44,000 00
Net amount appropriated, . . . . .	\$161,650 00	

This colony is authorized to pay for the maintenance of any county indigent patient transferred from the colony to an institution for training of the feeble-minded, to which moneys are paid by the State pursuant to chapter 217 of the

Laws of 1919, whatever sum or sums received from the counties to pay the cost of such maintenance of any said patient in the colony.

X 22. NORTH JERSEY TRAINING SCHOOL FOR FEEBLE-MINDED FEMALES, TOTOWA.

Totowa  
Colony.

For salaries and wages and for maintenance of the North Jersey Training School for Feeble-Minded Females, Totowa.

Salaries and wages, ..... \$32,000 00

Materials and Supplies:

Food (for this purpose only), .....	\$10,000 00	
Clothing, .....	3,000 00	
Fuel, light and power (for this purpose only), ....	4,100 00	
Household supplies, .....	3,000 00	
Farm, stable and grounds supplies, .....	18,000 00	
Industrial shop supplies, ..	1,000 00	
School supplies, .....	600 00	
Medical and surgical supplies, .....	1,500 00	
Blankets, stationery and printing, .....	400 00	
Office supplies and equipment, .....	1,300 00	
Vehicular transportation supplies, .....	800 00	
Sundry supplies, .....	500 00	
		44,200 00

Miscellaneous:

Water rent, .....	\$3,500 00
Postage, .....	150 00
Traveling expenses, .....	500 00
Telephone and telegraph, ..	400 00
Religious services, .....	100 00
Entertainment, .....	150 00



Freight and express, . . . . .	250 00	
Insurance (for this purpose only), . . . . .	2,000 00	
Medical, surgical and dental fees, . . . . .	500 00	
	<u>          </u>	7,550 00

## Additions and Improvements:

Furnishing officers' cottages, . . . . .	\$4,000 00	
Purchase of passenger car, speed wagon and station wagon, . . . . .	5,000 00	
Household equipment, . . . . .	16,000 00	
	<u>          </u>	25,000 00

Appropriation, including estimated receipts, . . . . .	\$108,750 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to . . . . .	5,000 00	
Net amount appropriated, . . . . .	<u>\$103,750 00</u>	

2. The following sums are hereby appropriated out of the income of the school fund for the purposes specified for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-seven:

## 1. FREE PUBLIC SCHOOLS.

For the support of free public schools, . . . . . \$500,000 00

Appropriations  
from school  
fund.

Schools.

## 2. PREMIUMS AND ACCRUED INTEREST.

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.

Bond  
purchases.

## 3. SCHOOL FUND EXPENSES.

Legal, etc.,  
expenses.

For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof, ..... \$4,000 00

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## 4. REFUNDS.

Refunds.

Whenever by the conversion of a lease into a grant, or by the execution of a new lease, the rental that has been paid in advance to the State for land under water under riparian lease is in excess of the amount actually accruing and owing thereunder, and the same has been carried to the credit of the trustees of the school fund, the State Treasurer, upon warrant of the Comptroller, is hereby authorized and directed at any time upon application of the persons entitled to the same, to repay such excess from the income of the school fund.

Transfer from  
Highway Extension fund  
to State fund.

3. Such sum or sums of money as may be certified by the issuing officials to the Comptroller of the Treasury as having been expended for the purpose of carrying out the provisions of chapter 352, P. L. 1920, are hereby transferred from the Highway Extension Fund to the State Fund. So much thereof thus transferred as may be necessary for the expenses of the said issuing officials for the current fiscal year shall be transferred by the Comptroller to the credit of said issuing officials.

Contracts not  
entered into  
when bids  
exceed  
appropriation.

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 of such work, but shall lapse and no payment shall be made therefrom; *provided, however*, that the provisions of this section, prohibiting the expenditure of the whole or any part of an appropriation, which in itself is insufficient to complete any building, buildings or work, and providing for the lapsing of such appropriations, shall not apply to nor restrict the expenditure of any moneys herein appropriated for the construction, completion of construction, equipment or furnishing of any armory or armories which have been heretofore authorized and which are partially constructed, completed or furnished, but such appropriation shall be available for the uses and purposes herein expressed to the full extent thereof, nor shall the provisions of this section apply to **any** appropriation authorizing expenditures for the construction of the proposed bridge between the city of Philadelphia, State of Pennsylvania, and the city of Camden, in this State, nor the proposed tunnel to be constructed under the Hudson river, between the city of New York, State of New York, and the city of Jersey City, in this State.

Proviso.

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.

Use of unexpended balance.

6. Whenever after an act of the Legislature becomes a law, but has not yet become effective, the contract, plans and specifications may be drawn and advertisements for bids may be made, which have been so authorized by such act and the contract in accordance therewith may be entered into before the time of the taking effect of such enactment where such statute does not take effect immediately, but at some later time; *provided, however*, that no payment shall be made thereunder until the said act shall become effective according to its terms.

Plans and advertisement before money available.

Proviso.

Money used  
as specified.

Construing  
section.

Transfer of  
moneys to  
other items.

Proviso.

7. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated, and except such sums which are by law devoted to specific purposes, namely, State school tax, United States appropriation to Agricultural College, and taxes for the use of taxing districts in this State, moneys received by the State from the taxation of railroad and canal property, which may be by law apportioned to the various counties of the State for school purposes, academic certificate fund, vocational schools, moneys received from tuition at the summer schools, and loans to "State School Fund," which last named sums shall be paid pursuant to the laws applicable thereto; this section shall not be construed to prohibit the payment due upon any contract made under an appropriation of the previous years; moneys received by the Department of Conservation and Development from the sale or lease of forest reserve lands pursuant to chapter one hundred and eighty-seven, Laws of nineteen hundred and thirteen; moneys received by the Quartermaster-General under the provisions of section seventeen, chapter 81, Laws of 1917, as amended March fourth, one thousand nine hundred and eighteen; moneys received by the Department of Health pursuant to chapter thirteen, Laws of nineteen hundred and fifteen, chapter two hundred and thirty-two, Laws of nineteen hundred and seventeen, and chapter thirty-nine, Laws of nineteen hundred and eighteen, and receipts pursuant to chapter one hundred and forty-seven, laws of nineteen hundred and eighteen.

8. In order that some degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the State House Commission for leave to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall only be made during the current year for which the appropriation was made, and if the State House Commission shall consent thereto, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall place the amount so transferred to the credit of the item so designated; *provided, however*, that no sum appropriated for any

permanent improvement shall be used for maintenance or for any temporary purpose; *and provided, further,* Proviso. that such transfers shall not be permitted and the provisions of this section shall not apply in cases where the items of appropriation are expressly limited by the words "for this purpose only."

9. The Comptroller of the Treasury is hereby authorized, empowered, directed, and it shall be his duty to make such correction of the title or text, or both, of an appropriation, necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling, reciting in appropriate details the facts thereof and the reasons therefor, attested by the signature of said Comptroller and filed in the Department of the Comptroller of the Treasury as an official record thereof, and any action thereunder, including disbursements and the audit thereof, shall be legally binding and of full force and virtue. Corrections made to comply with intention.

10. Anything herein contained to the contrary notwithstanding, the rate of compensation paid to any officer or employee in any position in the classified civil service of the State, when such compensation is at the rate of three thousand dollars or more per annum, shall not be increased during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-seven, over that received during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-six, unless such increase in compensation is provided for and authorized in a separate item in this appropriation act; *provided,* Increasing compensation during fiscal year. *however,* that nothing herein contained shall be construed as altering, impairing or in any way affecting the provisions of chapter 49, of the Laws of 1916. Proviso.

11. The Comptroller of the Treasury is hereby empowered, and it shall be his duty in the disbursement of funds available for the general uses of the State, to first provide for the maintenance of the administration of the government of the State, and of its courts, and of its penal, correctional and charitable institutions, and to apply the remainder of such available funds in such manner and to such purpose for which appropriation may have been made as in his judgment may best conserve the interest of the State. Disbursement of funds available.

Transfer  
from various  
appropriations.

12. The State House Commission is hereby empowered, notwithstanding any other provision of law, to transfer from the various appropriations for construction, reconstruction, additions to and betterments of State building and appurtenances thereto, herein contained, to the appropriation for the division of architecture and construction of the Department of Institutions and Agencies a sufficient sum to pay for the cost of all architectural work, superintendence and other expert services in connection with such work.

Petty cash  
fund.

Allotment.

Monthly audit.

Act effective

13. The Comptroller of the Treasury may, upon application therefor, allot from appropriations made to any official, department, commission or board a sum, not in excess of three hundred dollars, to establish a petty cash fund, for the payment of expenses not in excess of five dollars. The allotment thus made by the Comptroller shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making request therefor, and the money thus allotted shall be disbursed by such custodian, who shall require from all persons obtaining money from said fund a receipt therefor. Such receipt shall by such custodian be forwarded monthly to the Comptroller of the Treasury for audit, and the Comptroller of the Treasury shall likewise make regulations governing disbursements from petty cash funds.

14. This act shall take effect on the first day of July, one thousand nine hundred and twenty-six.

Approved March 31, 1926.

## CHAPTER 326.

An Act to provide for the location, selection, acquisition and management of lands within the State bordering on the Atlantic ocean for a State park to thereby preserve and make accessible to the public the natural conditions of the virgin sand dunes of the New Jersey coast.

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

1. The Board of Conservation and Development of the State of New Jersey shall have power to and shall, as soon as may be practicable, and from time to time, proceed to locate and select lands within the State of New Jersey and bordering on the Atlantic ocean, containing sand dunes, native vegetation and wild life and in such location as may in the judgment of said board be advisable and as may, in its opinion, be proper and necessary, to be reserved for the purpose of establishing a State park to preserve the natural scenic and scientific features of the virgin sand dunes of the New Jersey coast. Park along ocean.

2. The said board as in its judgment may be advisable is hereby empowered to enter into and upon any lands within this State for the purpose of inspection, for the purpose of completing such surveys and maps thereof, and for such other purposes as it may deem necessary to carry out the provisions of this act. Said board shall also have power to make investigations as to the ownership of any lands which it judges may be suitable or appropriate for this purpose. Preliminary procedure.

3. The said board shall have power to take title, in fee or otherwise, by purchase, gift, devise or eminent domain to such lands and to any rights, interests and easements therein, in the name of the State of New Jersey. In the event that it becomes necessary or advisable to acquire any lands or interest therein for the purpose of this act by eminent domain, the procedure for con- Acquiring property.

demnation of such lands shall be taken in accordance with the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of one thousand nine hundred)."

Development  
and preserva-  
tion of park.

4. Upon the acquisition of such lands for such purpose, it shall be the duty of the said board, as funds for these purposes are made available from time to time, to preserve, maintain and improve said park in such manner and to such an extent as in its judgment will best perpetuate its virgin condition and make it of use to the public. In its development of such park, the said board shall have the power to install permanent improvements for the health and comfort of the public and to lay out, construct and maintain roads and ways within said park; to lay out, construct and maintain roads between and connecting any separate portions of said park, and for this purpose to acquire rights of way upon and across any intervening lands; and to lay out, construct and maintain connecting roads and ways from points within the said park to other public roads outside of and adjacent thereto.

Regulations.

Penalty.

Proviso.

Collection  
of penalties.

5. The said board shall have power to make such rules and regulations for the use and protection of said park as may in its judgment be necessary. Every person who shall violate any such rules or regulations of the board shall be liable to a penalty of not less than twenty-five dollars nor more than one hundred and fifty dollars; *provided, however*, that where there are mitigating circumstances, the said board may, in its discretion, permit the person or persons who may have violated the law to pay the cost of any damage done or expense incurred by the board because of such violation or such other 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. Except as above provided, all penalties for violation of this act shall be enforced and collected in the manner provided for the collection of penalties by the said board in sections thirteen, fourteen, fifteen and sixteen of an act entitled "An act for



the appointment of firewardens, the prevention of forest fires and the repeal of sundry acts relating thereto," approved April eighteenth, one thousand nine hundred and six, and any amendments thereof or supplements thereto. All penalties provided for under this act when recovered shall be paid to the Director of the Department of Conservation and Development, who shall pay the same over to the State Treasurer in the manner prescribed by law. The said board shall further have power to vest in its employees the necessary police power for the abatement of nuisances, stopping of abuses and protection and management of such park under any rules and regulations the said board may prescribe.

Disposition  
of same.

Police  
regulations.

6. Said board is hereby authorized to expend such sum or sums as may be included in any annual or supplemental appropriation bill for the necessary expenses of said board in carrying out the provisions of this act.

Expenditures.

7. This act shall take effect immediately.

Passed April 1, 1926.

#### CHAPTER 327.

A Supplement to an act entitled "An act to improve the conditions 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.

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

1. That the secretary of the Board of Tenement House Supervision shall from henceforth be in the exempt class of the classified service provided by the terms 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,

Secretary of  
board in  
exempt class.

and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the various acts amendatory thereof and supplementary thereto, and shall from henceforth serve without any definite term of office.

Repealer.

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

Passed April 1, 1926.

## CHAPTER 328.

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

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

### VOTERS MUST BE REGISTERED.

Voters must  
be registered.

1. In every municipality of the State having a population exceeding fifteen thousand as ascertained by the last Federal census, no person shall be permitted to vote at any election after the first day of November, one thousand nine hundred and twenty-seven, unless such person shall have been registered as hereinafter provided in this act.

### COMMISSIONER OF REGISTRATION APPOINTED.

Commissioner  
of Registration.

2. The county board of elections in each county shall have complete charge of the permanent registration of all eligible voters in such municipalities. 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 a population exceeding fifteen thousand the sec-

retary of the county board of elections is hereby constituted the commissioner of registration. The county board of elections in such counties shall have power to appoint temporarily a sufficient number of persons as in its judgment may be necessary for the purpose of carrying out the provisions of this act, such persons when temporarily appointed shall not 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 thereto, and the supplements thereof, but shall be in the unclassified service. The said county boards shall provide such printed forms, blanks, supplies and equipment, and prescribe such reasonable rules and regulations as are necessary to carry out the provisions of this act. All necessary expenses incurred in carrying out the provisions of this act, as and when certified and approved by said county board of elections shall be paid by the county treasurer of said county.

Clerical  
assistance.

Stationery.

Expenses.

#### PERMANENT REGISTRATION FORMS PROVIDED.

3. (a) Permanent registration forms for the registration of voters shall be printed and supplied by the said county board of elections in sufficient quantities to enable all eligible voters to register. Such forms shall consist of an equal number of original forms of one color and duplicate forms of another color. Each set of original and duplicate permanent registration forms shall be serially numbered and each of said forms shall be suitable for locking in a loose-leaf binder, and shall be approximately ten inches by ten inches (10" x 10") in size so as to contain on the face thereof a margin of two inches for binding and in plain writing and figures the information as hereinafter required.

Forms  
supplied.

Duplicates.

Numbered.

Size.

(b) Space shall be provided on both the original and duplicate forms for the following information concerning each applicant for registration:

Information  
furnished;

1. The full name, including middle initials if any; in the case of married women the Christian name of said women shall be entered prefixed by the word "Mrs."; in the case of single women the Christian name shall be prefixed by the word "Miss."

Name;

Residence;	2. The place of residence and post-office address. If the applicant resides in a hotel, apartment or tenement house or institution, such additional information shall be included as may be deemed necessary to give the exact location of said applicant's place of residence.
Age and period of residence;	3. The applicant's statement that he is over twenty-one years of age, that he is a citizen of the State of New Jersey and of the United States, that he has resided in the State of New Jersey for at least one year and in the county at least five months immediately preceding the next general election, all of which shall be indicated by the word "Yes."
Citizenship;	4. The fact as to whether he is a native-born citizen or a citizen by naturalization.
Last registration;	5. The name of the municipality and the house number and street in such municipality from which he last registered.
Signature;	6. The signature in person or by mark, of the applicant. Immediately above the space for the signature of the applicant shall be printed these words:
Oath;	"I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct."
Date and recording officer;	7. Date of filling out the blanks, and the signature of the person recording such information and taking such affidavit.
Changes.	8. Subsequent changes in the address of the applicant.
Form of registration.	(c) Said original and duplicate permanent registration forms shall be in substantially the following form:

<div style="display: flex; align-items: center;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-size: small; margin-right: 5px;">10"</div> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-size: x-small;">2-inch margin for binding.</div> </div>	<div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; margin-bottom: 5px;"> <span style="font-size: x-small;">2"</span> <span style="font-size: x-small;">8"</span> </div> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 65%; border-bottom: 1px dotted black; padding-bottom: 5px;">           Name .....  <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>First</span> <span>Middle Initial</span> <span>Surname</span> </div> </td> <td style="width: 35%; border-bottom: 1px dotted black; padding-bottom: 5px; vertical-align: top;">           No.              Removals         </td> </tr> <tr> <td style="border-bottom: 1px dotted black; padding-bottom: 5px;">           Ward..... District.....         </td> <td></td> </tr> <tr> <td style="border-bottom: 1px dotted black; padding-bottom: 5px;">           Residence .....         </td> <td></td> </tr> <tr> <td style="border-bottom: 1px dotted black; padding-bottom: 5px;">           Exact Location—Apt. No.....Flat No.....  <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>Room No.....</span> <span>Floor.....</span> </div> </td> <td></td> </tr> </table> <p style="margin-top: 10px; font-size: x-small;">           Are you over twenty-one years of age? .....            Are you a citizen of the United States? .....            Have you lived in the State for one year or more? .....            Will you have lived in the county five months preceding the next                  general election? .....            Are you a native-born citizen or a citizen by naturalization? .....            Residence from which last registered .....            State of New Jersey, }            County of..... }         </p> <p style="margin-top: 10px; font-size: x-small;">           I, being duly sworn on oath (or affirmation), depose and say (or            affirm), to the best of my knowledge and belief, that the foregoing            statements made by me are true and correct.         </p> <div style="text-align: right; margin-top: 20px; font-size: x-small;">           .....            Signature of applicant.         </div> <p style="margin-top: 20px; font-size: x-small;">           Subscribed and sworn to before me this ..... day            of ....., 192...         </p> <div style="text-align: right; margin-top: 20px; font-size: x-small;">           .....            Signature of person taking affidavit.            .....            Authority of person taking affidavit.         </div>	Name ..... <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>First</span> <span>Middle Initial</span> <span>Surname</span> </div>	No.   Removals	Ward..... District.....		Residence .....		Exact Location—Apt. No.....Flat No..... <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>Room No.....</span> <span>Floor.....</span> </div>	
Name ..... <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>First</span> <span>Middle Initial</span> <span>Surname</span> </div>	No.   Removals								
Ward..... District.....									
Residence .....									
Exact Location—Apt. No.....Flat No..... <div style="display: flex; justify-content: space-around; font-size: x-small;"> <span>Room No.....</span> <span>Floor.....</span> </div>									

## RECORD OF VOTING FORMS PROVIDED.

Forms for  
record of  
voting.

4. (a) Forms for recording the fact that registered voters have voted shall be printed and supplied by the county board of elections in sufficient quantities so as to provide for each original and each duplicate permanent registration form a record of voting form of the same color and the same serial number. Each of said record of voting forms shall be approximately ten inches by sixteen inches (10" x 16") in size and shall be suitable for locking in a loose-leaf binder.

Size.

Details of  
form.

(b) On the binding side of said record of voting form a space equal in size to the original or duplicate permanent registration forms shall be left blank. The remainder of the space on the face of said record of voting form shall be ruled so as to provide for a serial number, the ward and district, and the name and address of the registrant at the top of the space. The remainder of said space shall be so ruled as to provide a record for a period of twenty years of the number of the ballot cast by said registrant when he votes at the primary election for the general election, the general election and other elections and also the initial of the political party whose ballot said registrant cast at the primary election for the general election.

Form  
indicated.

(c) Said record of voting form shall be substantially in the following form:

10" 2" Margin for Binding	10"	6"		
	No. .... Voting Record			
	Name			
	Street Address			
	Ward ..... Municipality			
	District .....			
	Year	Primary Election Political Party      Ballot No.	General Election Ballot No.	Other Election Ballot No.
	1927			
	1928			
	1929			
1930				
1931				
1932				
1933				
1934				
1935				
1936				
1937				
1938				
1939				
1940				
1941				
1942				
1943				
1944				
1945				
1946				

## QUALIFICATIONS TO REGISTER AND TO VOTE.

Who entitled  
to register.Registration  
permanent.Right to  
vote.

5. Each person, who at the time when he applies for registration resides in the district in which he expects to vote, who will be of the age of twenty-one years or more at the next ensuing general election, who is a citizen of the United States, and who, if he continues to reside in the district until the next general election, will at the time have fulfilled all the requirements as to length of residence to qualify him as a legal voter, shall, unless otherwise disqualified, be entitled to be registered in such district; and when once registered shall not be required to register again in such district as long as he resides therein, except when required to do so by the said county board or commissioner of registration, as the case may be, because of the loss of or some defect in his registration record. Said registrant when registered as provided in this act shall be eligible to vote at any election subsequent to such registration subject to any change in his qualifications which may later disqualify him.

## REGISTRATION AT OFFICE OF COMMISSIONER.

Application to  
be registered.Oath of  
registrant.

6. The commissioner of registration or a duly authorized clerk acting for him shall up to and including the third Tuesday preceding any primary election for the general election and any general election receive the application for registration of all such eligible voters as shall personally appear for registration during office hours, at the office of the commissioner or at such other place or places as may from time to time be designated by him for registration, and who have the qualifications as herein provided. Any eligible voter who applies for registration shall subscribe to the following oath or affirmation, viz:

You do solemnly swear (or affirm) that you will fully and truly answer such questions as shall be put to you, touching your eligibility as a voter under the laws of this State.

Questionnaire.

Upon being sworn, the applicant shall answer such questions as are provided for in the original and dupli-



cate permanent registration forms hereinbefore set forth, and the clerk shall fill out the forms which the applicant shall sign. In case an eligible voter is unable to write his name he shall be required to make a cross, which shall be certified by the signing of the name of the applicant by the person taking the application. Registration by mail is hereby specifically prohibited.

If unable  
to write.

No mail  
registration.

#### REGISTRATION BY MUNICIPAL CLERKS.

7. For the convenience of the voters the respective municipal clerks or their duly authorized clerks in all municipalities to which this act shall apply, with the exception of those municipalities in counties of the first class in which the county seat of such county is located, shall also be empowered to register applications for permanent registration at their respective offices in the same manner as indicated above, subject to such rules and regulations as may be prescribed by the county board of elections. For this purpose the commissioner of registration shall forward to each municipal clerk a sufficient supply of the original and duplicate permanent registration forms. The commissioner shall keep a record of the serial numbers of these forms and shall periodically make such checks as are necessary to accurately determine if all such forms are satisfactorily accounted for. Each municipal clerk shall transmit daily to the commissioner of registration all of the filled out registration forms that he may have in his office at the time.

Municipal  
clerks to  
register  
voters.

Supplies  
provided.

Record to  
be kept.

Forms for-  
warded daily.

#### GENERAL REGISTRATION FOR THE FIRST TWO YEARS.

8. For the first two years of operation under this act the said county board shall cause to be held in each permanent registration municipality in each election district a general registration of qualified voters on the days and evenings prior to the general election of those years as provided in an act to regulate elections (Revision of 1920), passed May fifth, one thousand nine hundred and twenty, and the amendments thereto and the supplements thereof. Thereafter no general registration shall be held in any such municipality except as specially provided for in section twenty-seven of

General  
registration  
for two years.

When  
municipality  
exceeds 15,000.

this act. In the case of a municipality which shall hereafter have a population exceeding fifteen thousand thus become a permanent registration municipality a general registration for all eligible voters shall be held on the days and evenings in so far as possible during the first year of operation of this act in such municipalities, in the same manner as above provided, following the announcement of the results of a Federal census showing that the municipality has a population exceeding fifteen thousand.

#### CERTAIN OFFICIALS EMPOWERED TO TAKE AFFIDAVITS.

Officials  
to take  
affidavits.

9. The commissioner of registration and his duly authorized clerks, the municipal clerks and their duly authorized clerks in permanent registration municipalities and the members of the district boards of registry and election in such municipalities are hereby empowered to take the affidavit of permanent registration as provided for in section six of this act and to certify thereto.

#### FILING OF REGISTRATION FORMS.

Registration  
forms filed.

Arranged in  
book form.

Order of  
filing.

Signature  
copy register  
replaced.

10. The original and duplicate permanent registration forms when filled out shall be filed alphabetically by districts at the office of the commissioner of registration in separate sets of locked binders, one for the permanent office record and the other for use in the polling places on election days. Each set of said locked binders of duplicate and permanent registration forms shall consist of two volumes for each election district to be known as volume I and volume II. Volume I shall contain an index alphabetically arranged beginning with the letter "A" and ending with the letter "K" and volume II shall contain a similar index beginning with the letter "L" and ending with the letter "Z." In filing said forms there shall be inserted after the original and duplicate permanent registration forms of each registrant a record of voting form which has the corresponding serial number and the name and address of said registrant thereon. The binders containing the said duplicate permanent registration forms and the corresponding record of voting forms shall constitute and take the place of the

signature copy registers as defined in the act to which this act is a supplement. The original permanent registration forms shall not be open to public inspection except during such period as the duplicate registration forms are in process of delivery to or from the district boards of registry and election or in the possession of such district boards. Nor shall said original permanent registration forms be removed from the office of said county board of elections except upon the order of a court of competent jurisdiction. The duplicate permanent registration forms and their corresponding record of voting forms shall at all times, except during the time as above provided and subject to reasonable rules and regulations, be open to public inspection. The permanent registration forms shall be the official record of the person's eligibility to vote in an election in a permanent registration municipality.

As to  
inspection  
of forms.

Not removed  
from office.

Duplicate may  
be inspected.

Authority  
for voting.

#### CHANGE IN RESIDENCE NOTICE.

11. Change in residence notice shall be made either by a written notice or by calling in person at the office of the commissioner. The board shall provide change of residence notices in card form to be given out upon request, by mail or in person, for the use of any registered voter moving to a new location. Copies of these notices shall also be available at the office of the municipal clerks in each permanent registration municipality. These notices shall be printed upon cards of the postcard size, shall contain a blank form showing where the applicant last resided and the address and exact location to which he is moving, and shall have a line for his signature similar to the one on the permanent registration forms. Upon receipt of such change of residence notice the commissioner shall cause the signature to be compared with the original permanent registration form of such applicant and if such signature appears to be of and by one and the same legal voter, entry of such change of residence on the original and duplicate permanent registration forms and the registrant shall thereupon be qualified to vote in the election district to which said registrant shall have moved; *provided, how-*

Changing  
residence.

Blank card  
form supplied.

Change  
effected.

Proviso.

*ever*, that in the case of a change of residence subsequent to the third Tuesday preceding any election and prior to or on said day of election the applicant, on the day of the primary election for the general election or on the day of the general election, shall apply directly to the district board of registry and election in the district wherein he is registered and upon filling out and signing the change of residence card herein provided and the comparison of the signature on said card with the signature on the duplicate permanent registration form, the board or a majority thereof, if the signature appears to be the same shall endorse its consent to such transfer upon such change of residence card, whereupon the applicant shall file such change of residence card with the district board of registry and election in the district in which he is now entitled to vote and the said board shall after the signing of the poll book and the comparison of his signature in said poll book with his signature on the change of residence card, and after the said board or a majority thereof shall be satisfied that the compared signatures are of and by one and the same legal voter, he shall be permitted to vote. Said change of residence cards shall be filed with the county board of elections or the commissioner of registration at the same time as the binders containing the duplicate permanent registration forms and the record of voting forms are returned to the office of said county board or commissioner. Upon the receipt of said change of residence card the commissioner of registration shall cause the entry of such change of residence to be made on the original and duplicate permanent registration forms and the corresponding record of voting forms and said forms shall be transferred to the proper district binders. If the commissioner is not satisfied as to the signature on the request for a change of residence, a notice shall be sent by registered mail with return card request to such registrant at his new address directing him to appear at a time to be fixed in said notice not less than ten days from the date thereof at the office of the commissioner to answer such questions as may be deemed necessary to determine the applicant's place of residence and eligibility to vote.

Change before  
election.

Cards filed.

Entry of  
change.

Commissioner  
may institute  
inquiry.

If said registrant fails to appear at the time and place as directed and a return registry card has been received by the board or if said notice is returned as not delivered or if the said notice is not returned as undelivered and no return registry card is received, the registration forms of said applicant may be removed from the files and placed in an inactive file until such time as said applicant establishes to the satisfaction of said commissioner the accuracy of said change of residence.

Placing card  
on inactive  
list.

#### ERROR IN REGISTERING.

12. When, by error, an eligible voter has been registered in a district other than the one in which he resides the commissioner shall cause the said error to be corrected, of which correction the registrant shall be notified by postal card.

Correcting  
registration  
district.

#### CHANGE IN REGISTRATION DUE TO MARRIAGE OR DIVORCE.

13. Whenever, after her original registration, a woman shall change her name due to marriage or divorce, such person shall be required to reregister; *provided, however,* that when such change in name is made subsequent to the third Tuesday preceding any election such person may be permitted to vote under her original registration after she has signed both her former name and her present name upon the emergency voting form hereinafter provided and after the board of elections or a majority thereof have compared the signature of her former name with the signature on her duplicate permanent registration form and shall be satisfied that the signatures are the same. Such person, however, shall be required to reregister before she will be permitted to vote at any subsequent election.

Woman  
registering  
after marriage.  
Proviso.

Reregistering.

#### NEW OR ALTERED WARDS OR DISTRICTS.

14. When a new district has been created or the boundaries thereof have been changed, the commissioner shall transfer the registration forms of registered voters whose voting districts have been changed, of which change the registrant shall be notified by postal card.

Action in  
cases of  
new district  
or changed  
boundaries.

The registration of a voter shall not be invalidated by such alteration nor shall the right of any registered voter to vote be prejudiced by any error in making the transfers of the registration forms.

#### REMOVALS FROM MUNICIPALITIES.

Removal by  
registrant.

Record  
transferred to  
inactive list.

15. Every registered person removing permanently from a permanent registration municipality and not into another permanent registration municipality in the same county shall send notice of such removal to the commissioner of registration. Upon the receipt of such removal notice or upon receipt of information satisfactory to the said commissioner that such person has moved, the commission shall transfer the original and duplicate registration forms and the corresponding record of voting forms to the inactive file. Such persons upon return to the municipality shall be required to register again before being allowed a vote.

#### SUPERINTENDENTS OF ELECTIONS TO NOTIFY OF REMOVALS.

Correcting  
record as  
to removals.

16. The superintendent of elections shall within thirty days after the primary election for the general election and the general election certify to the county board of elections the names of all persons whom he has found to his satisfaction have moved from the district in which they were registered. Upon the receipt of such a list said county board of elections shall cause the permanent registration forms of such persons to be transferred to the inactive file. Such persons upon return to the district shall be required to register again before being allowed to vote.

#### NOTICE OF DEATHS.

Cases of  
death reported.

Accuracy  
of report  
established.

17. The health officer or other officer in charge of records of death in each permanent registration municipality shall file with the commissioner of registration, at least once each month, during the first five days of such month, the names and addresses of all persons over twenty-one years of age who have died within such municipality during the previous month. Upon the receipt of such a list the commissioner shall make such

investigation as is necessary to establish to his satisfaction that each deceased person is actually the same person whose permanent registrations forms are to be removed from the files and shall then cause such permanent registration forms and record of voting forms to be transferred to the inactive file.

#### COURT TO NOTIFY OF CONVICTIONS WHICH WOULD DISQUALIFY VOTERS.

18. At least once each month during the first five days of such month the county clerk shall deliver to the commissioner of registration in his county a list of all persons over twenty-one years of age who have been convicted during the previous month of a crime which would disfranchise said persons under the existing laws of this State. Upon the receipt of such list the commissioner shall make such investigation as is necessary to establish to his satisfaction that such persons are actually the same persons whose permanent registration forms are to be removed from the files and shall then cause such permanent registration forms and record of voting forms to be transferred to the inactive file. Such persons upon the restoration of their citizenship rights or upon being pardoned shall be required to reregister before being allowed to vote.

Convictions  
reported by  
county clerk.

Accuracy  
of report  
established.

Record placed  
in inactive file.

#### PREPARATION OF REGISTRY LISTS.

19. On the day following the third Tuesday preceding the general election the commissioner of registration shall certify and transmit to the county clerk one complete list of all persons who are registered in each election district in each permanent registration municipality in the county together with a statement as to the number of persons registered in each district. Such lists shall be arranged substantially in the following form:

List of  
registrants  
supplied  
county clerk.

#### GRAND STREET.

<i>Residence Number or Other Designation.</i>	<i>Name of Voter.</i>
14	SMITH, JOHN M.
15	JONES, CHARLES M.

**List posted.** The county clerk upon receipt of said list shall provide for its printing, distribution, and posting in the manner provided for in the act to which this act is a supplement.

CORRECTION OF RECORDS ON CERTIFICATION OF COUNTY  
BOARD OF ELECTIONS.

**Transfer of names stricken from list to inactive file.** 20. The commissioner of registration shall, upon the certification of the county board of elections, transfer to the inactive file the original and duplicate permanent registration forms and corresponding record of voting forms of such persons as the said county board of elections may order stricken from the signature copy register as provided in the act to which this act is a supplement.

CHECK-UP BY COMMISSIONER OF REGISTRATION.

**Notice to appear to verify registration.** 21. For the purpose of preventing fraudulent voting and for the eliminating excess names the commissioner of registration may send by mail to any registrant whose name appears on the original and duplicate permanent registration forms a notice bearing a statement substantially as follows:

“You are hereby notified that your name and address appears on the permanent registration forms as shown on the opposite side of this card. If there is any mistake in the above name or address, same will be corrected at the office of the commissioner of registration upon the receipt of notice of such mistake.

.....  
*Commissioner of Registration.*”

**Check-up.** The commissioner of registration may also direct an authorized clerk to check-up in person the name and address of any registrant and if said registrant is found to have removed from the address as recorded on the permanent registration forms, the commissioner shall cause the permanent registration forms and the corresponding record of voting forms of such person to be transferred to the inactive file.



COMMISSIONER TO TRANSMIT THE SIGNATURE COPY  
REGISTERS TO THE MUNICIPAL CLERKS FOR USE  
BY THE DISTRICT BOARDS IN MAILING  
SAMPLE BALLOTS.

22. On or before the second Monday preceding the primary election for the general election and the general election the commissioner of registration shall deliver to the municipal clerk in each permanent registration municipality the signature copy registers which are the lock binders containing the duplicate permanent registrations forms and the record of voting forms for each election district in said municipality and shall take a receipt for the same. Said municipal clerk shall thereupon deliver at his office, or in any other way he sees fit, said binders of duplicate permanent registration forms and record of voting forms to a member or members of the proper district boards of registry and election at the same time and together with the primary for the general election sample ballots or the general election sample ballots, as the case may be. Said duplicate permanent registration forms shall be used by the district boards of registry and election for the purpose of mailing the sample ballots and shall be returned in accordance with the provisions of an act to which this act is a supplement.

Delivery of  
signature  
copy registers  
and voting  
forms to  
municipal  
clerks.

Delivery to  
district boards.

Use and  
return.

COMMISSIONER TO TRANSMIT THE SIGNATURE COPY  
REGISTERS TO THE MUNICIPAL CLERKS FOR  
USE BY THE DISTRICT BOARDS ON  
ELECTION DAY.

23. (a) On the Monday preceding the primary election for the general election and the general election, the commissioner of registration shall deliver to the municipal clerk in each permanent registration municipality the signature copy registers which are the locked binders containing the duplicate permanent registration forms and the record of voting forms for each election district in said municipality and shall take a receipt for the same. Said municipal clerk shall thereupon deliver at his office, or in any other way he sees fit, said binders

Delivery,  
and use on  
primary day.

Delivery to  
district boards.

of duplicate permanent registration forms and record of voting forms to a member or members of the proper district board of registry and election at the same time and together with the primary for the general election official ballots or the general election ballots as the case may be.

Instructions  
to election  
officers.

(b) Before delivering said binders to said municipal clerks the commissioner of registration shall cause to be printed upon the cover of said binders in conspicuous type such instructions to election officers regarding the use and disposition of said binders and forms as he may deem necessary.

Record of  
voting at  
previous  
primary trans-  
ferred to  
voting form.

(c) Before delivering said binders to said municipal clerks for use in the primary election for the general election in the year nineteen hundred and twenty-eight, the commissioner of registration shall refer to the primary party poll-books of the previous year and record on both of the record of voting forms of each registrant who voted in the primary election for the general election of the previous year the number of the ballot that he voted and the political party whose ballot he voted at said primary election for the general election.

#### USE OF SIGNATURE COPY REGISTRATIONS ON ELECTION DAYS.

Eligibility to  
receive ballot.

24. (a) Any person whose name appears on a duplicate permanent registration form in the district binder of an election district and who upon applying for a ballot shall have given the information and signed the poll-book in the manner provided in the act to which this act is a supplement and whose signature in said poll-book shall have been compared by one of the members of the district board of elections in the presence and view of the watchers with the signature of the applicant as recorded on his duplicate permanent registration form shall be eligible to receive a ballot for any election unless it be shown to the satisfaction of the members of the district board of registry and election or a majority thereof that said applicant has become disqualified by removal from the district since registration.

(b) Provided that no person shall be required to sign the poll-book as a means of identification if he shall have been unable to write his name when he registered or if having been able to write his name when registered he subsequently shall have lost his sight or lost the hand with which he was accustomed to write his name or shall have been otherwise rendered by disease or accident unable to write his name when he applies to vote, but each such person shall establish his identity in the manner provided in the act to which this act is a supplement.

Proviso:  
changed  
conditions.

(c) *Provided, further*, that in addition to signing the primary party poll-book and after the comparison of said signature with the signature on the duplicate permanent registration form as herein provided, a person offering to vote at a primary election for the general election shall announce his name and the party primary in which he wishes to vote. A member of the district board of registry and elections shall thereupon ascertain by reference to the record of voting form of said person that such person did not vote in the party primary of any other political party at the last preceding primary election; in which event said person shall be eligible to receive a ballot.

Proviso:  
name and  
party given.

As to voting  
as of another  
party.

(d) After a person has voted, the member of the district board of registry and election having charge of the signature copy registers shall place the number of said person's ballot in the proper column on the record of voting form of said person, which number shall constitute a record that such person has voted. In the case of a primary election for the general election said member of the district board of registry and election shall also place in the proper column on the record of voting form the first letter of the name of the political party whose primary ballot said person has voted.

Entry of  
voting.

Party designa-  
tion entered.

(e) In the event that the duplicate permanent registration form of any person cannot be found in the district binders at the time said person applies for a ballot, a member of the district board of registry and elections shall promptly ascertain from the commissioner of registration or a duly authorized clerk that the corresponding forms are filed in the district binder con-

In case of  
missing record.

Emergency voting. taining the original permanent registration forms and the record of voting forms. Upon information that such is a fact said member of the district board of registry and election shall require the person applying for a ballot to fill out and sign an emergency voting form to be provided by the commissioner of registration. After certification by said member upon said form such person shall be eligible to receive a ballot. The number of such ballot shall be recorded on the emergency voting form and said form shall be transmitted to the commissioner of registration at the same time and along with the signature copy registers. If the record of voting form for any person applying for a ballot be missing from the signature copy register at the time of a primary election for the general election, a member of the district board of registry and election shall ascertain from the commissioner of registration or his duly authorized clerk the political party whose ballot said person voted at the last preceding primary election for the general election as recorded on the record of voting form of said person in the binder containing the original permanent registration forms and record of voting forms.

Record made.

If voting form missing.

SIGNATURE COPY REGISTER TO BE RETURNED TO THE COUNTY BOARD OF ELECTIONS.

Return of records to county boards of elections. 25. Not later than noon of the day following the canvass of the votes the signature copy registers containing the duplicate permanent registration forms and the record of voting forms shall be returned by each district board of registry and election to the county board of elections.

RECORDS TO BE CHECKED BY COMMISSIONER.

Records of voting entered. 26. (a) Following each election the commissioner of registration shall cause the record of voting as shown on the record of voting forms in the duplicate permanent registration binders to be entered on the record of voting forms in the original permanent registration binders.

Corrections. (b) In the case of registrants who have not voted at a general election the commissioner of registration may

after such an election check the accuracy of the registration records of said registrants and make such corrections as are necessary in the manner provided for in section twenty-one of this act.

#### DESTRUCTION OR LOSS OF RECORDS.

27. In the event of the loss or destruction of any or all of the district registers of original or duplicate registration forms the county board of elections shall promptly provide for a general registration at the regular polling places in the district or districts for which the registers have been lost or destroyed.

If records missing, a general registration.

#### VIOLATIONS AND PENALTIES.

28. Any officer or employee who shall willfully fail to perform or enforce any of the provisions of this act, or who shall unlawfully or fraudulently remove any registration records, or who shall willfully destroy any record provided by this act to be kept, or any person who shall willfully or fraudulently register more than once, or register under any but his true name, or attempt to vote by impersonating another who is registered, or who willfully registers in any election district where he is not a resident at the time of registering, or who violates any of the provisions of this act, shall be guilty of a misdemeanor.

Penalty for not fulfilling duties by election officers.

#### REFERENCE TO ELECTION LAW.

29. It is the intention of this act that wherever the procedure for the registration of eligible voters is not completely provided for in this act the provisions of the act to which this act is a supplement shall apply.

When election law to govern.

#### INCONSISTENT ACTS REPEALED.

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

Repealer.

## TIME TO TAKE EFFECT.

Act effective. 31. This act shall take effect January the first, nineteen hundred and twenty-seven.  
Passed April 1, 1926.

## CHAPTER 329.

An Act to amend an act entitled "An act permitting the retirement, on pension, from public office after, or by reason of, disability of officers and employees of all State penal institutions and reformatories," approved April first, nineteen hundred and twelve.

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

Section 1  
amended.

Retirement  
and pension  
for certain  
employees  
of penal  
institutions.

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

1. Whenever any officer or employee of any State penal institution or reformatory, who has, or shall have, been employed in prison service, with a good record, for not less than twenty years, who is incapacitated to properly perform the discharge of his duties in said office or employment, and the same shall be certified to the managing authorities of State penal institutions or reformatories by the physician of the said institutions, it shall be the duty of the body, board or other officer of such institution to certify such fact to the Civil Service Commission and it shall thereupon become and be the duty of the body, board, or other officer (when approved by the Civil Service Commissioners) having power to appoint his successor in case of a vacancy, to order his retirement from such service, under pension, as hereinafter provided; *provided, however*, that any officer or employee who has been employed in such service with such record, for not less than forty years, may be entitled to the benefit of this act, if, when so disabled,

Proviso.

certification for pension has or shall hereafter be made by the governing body of said institution, as in this act provided, though said certification has been or shall be made subsequent to and after the discontinuance of the employment of such officer or employee.

Passed April 1, 1926.

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#### CHAPTER 330.

An Act to amend an act entitled "An act to validate sales of land by the several municipalities of this State in certain cases," 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. All deeds and conveyances heretofore made of lands acquired by any municipality under or by virtue of sales of such lands and premises for delinquent taxes or assessments, without first perfecting the title thereto, as well as where title has been perfected thereto, whether such sales or conveyances of such lands and premises by such municipality have been made after public auction or at private sale, are hereby validated and confirmed, and such conveyances shall be construed in all the courts of this State to have conveyed all the right, title and interest of any such municipality therein.

2. This act shall take effect immediately.

Passed April 1, 1926.

Validating  
deeds for  
land acquired  
by tax sale.

## CHAPTER 331.

An Act to establish public parks in certain counties in this State and to regulate same.

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

Appointment  
of county  
park commis-  
sion.

1. In any county of this State containing a population of less than two hundred thousand and more than one hundred seventy-five thousand inhabitants, according to the last preceding census taken by authority of this State or of the United States, as hereinafter provided, it shall be the duty of the board of chosen freeholders of any such county, as hereinafter provided, to appoint five persons, not more than three of whom shall be of the same political faith, to be known as the county park commission (inserting the name of the county in and for which such commissioners are appointed).

Terms.

The commissioners first appointed under the provisions of this act in any county shall hold office respectively for the term of one, two, three, four and five years, as indicated and fixed in the order or certificate of appointment, and all such commissioners, after the first appointment, shall be so appointed for the full term of five years. Vacancies in the said board happen-

Vacancies.

ing by resignation or otherwise shall be filled by the board of chosen freeholders of such county, and the persons appointed to fill such vacancies shall be appointed for the unexpired term only. Such persons

Body politic.

so appointed, when duly qualified, constituting such board of park commissioners, and their successors, are hereby created a body politic, with power to sue and

Expenses met.

be sued, to use a common seal and to make by-laws. The members of any such board shall serve without compensation; their necessary expenses shall be allowed and paid, and no person employed by the said board

Oath.

shall be a member thereof. Before entering upon the duties of his office, each of the members of said board shall take and subscribe an oath or affirmation faith-



fully and impartially to perform the duties of his office, which oath or affirmation shall be filed in the office of the clerk of the county wherein the board of which he is a member is appointed. Every such board shall annually choose from among its members a president, vice-president and treasurer, and appoint a clerk or secretary and such other officers and employees as it may deem necessary to carry out the purposes of this act. It may also determine the duties and compensation of such appointees and remove them at pleasure, and make all reasonable rules and regulations respecting the same. The said board shall have full power and authority and is hereby empowered to pass and enact, alter, amend and repeal rules and regulations for the protection, regulation and control of such parks and parkways and the roads, driveways, sidewalks, paths, lakes, pools, ponds, fountains, trees, flowers, shrubs, statuary, buildings, tools, implements and other things contained therein, and to prescribe fines and penalties for the violation of such rules and regulations and to fix the amount of the same. Such rules and regulations shall take effect ten days after their passage by said board, and after their publication once a week for four weeks in at least five newspapers circulating in said county.

Organization.

Duties and pay of assistants.

Power and authority.

Said board shall also have authority to appoint and establish a constabulary to preserve order, in the parks and parkways under its control, and to secure the enforcement of the rules and regulations passed and enacted by said board, and to organize said constabulary into a police system to be known as "The Park Police of the County of . . . . .," which police system shall consist of a chief and such subordinate officers as may be deemed necessary and proper for the enforcement of the rules and regulations of said board within said parks and parkways, and the proper protection of public property therein; and to establish proper rules and regulations for the appointment, control and management of the members of such constabulary, and for the securing of proper discipline and efficiency among the members of the said constabulary. Members and officers of said park police shall have power to arrest, on

Park police.

Official designation.

Powers of police.

view and without warrant, and conduct before the nearest police magistrate of the local municipality in which said arrest is made, or a police magistrate of a neighboring municipality, any persons found violating the rules and regulations enacted by said board for the protection, preservation, regulation and control of said parks and parkways, and all property and other things therein, and in addition shall have all the powers conferred by law on police officers or constables in the enforcement of the laws of this State and the apprehension of violators thereof. Every such board shall have a suitable office, where its maps, plans, documents, records and accounts shall be kept, subject to public inspection at such times and under such reasonable regulations as the board may determine.

Office, maps, etc.

Development of parks for the public.

Acquire lands.

Connect parks by roadways.

2. Every such board shall have power to acquire, maintain and make available to the inhabitants of the county wherein it is appointed, and to the public, parks and open spaces for public resort and recreation, and shall have power to locate within the limits of said county such public parks and places, and for these purposes shall have power to take in fee or otherwise, by purchase, gift, devise or eminent domain, lands and rights in lands for public parks and open spaces within said county; deeds of conveyance therefor shall be made to the said board by its corporate name and it shall be the duty of such board to preserve and care for, lay out and improve any such parks and places, and to make rules for the use and government of the same; such board shall have power also to connect any road, park or public open space with any other park or public open space, and also with any city or municipality of the said county by a suitable roadway or boulevard, and for this purpose shall have power to exercise any of the rights and powers granted by this act in the manner herein prescribed, and also to take or acquire in fee or otherwise in the corporate name of the said board for the benefit of the said county, by purchase, gift, devise or eminent domain, any lands or rights in land and easements or interests in lands within the said county, although the lands so taken or any part thereof, be already a street or way, and to construct and

maintain along, across and upon and over the same, or any other land acquired by the said board under this act, roadways, parkways or boulevards; *provided, however,* that the concurrence of the common council or other body having authority over highways shall be necessary to take or appropriate any portion of an existing street or road. Proviso.

3. The said board, before proceeding to purchase or condemn lands for a public park or place, shall determine upon the location and quantity of land to be included in any park or place, and cause a survey thereof to be made and a map showing the lands to be embraced therein, which map shall be kept by the said commissioners in their office, and the boundary lines of every such park or place shall be recorded in a book to be kept for that purpose by said board; and before laying out and opening any roadway, parkway or boulevard, they shall cause a survey of the same to be made and a map thereof to be filed in their office, showing the termini of the said roadway, parkway or boulevard, including the courses and distances, the names of the several owners or reputed owners of land through which the same will pass, so far as the same can be ascertained, and the streets or roads which may be included therein; *provided, however,* that the said board shall not be obliged to disclose such locations, surveys or maps to public inspection until it has taken proceedings to condemn lands or rights in lands necessary therefor. Condemnation proceedings.

4. When the said board shall deem it proper to acquire lands or rights in lands for any public park or place which they have located, as herein provided, and the said board or its agents duly authorized cannot agree with the owner or owners of such lands and rights in lands, as to the price and terms of the purchase thereof, or when by the legal incapacity or absence of such owner or owners, no agreement can be made for the purchase thereof, a description in writing of the lands or rights in lands so desired, with the name or names of the occupants, if any there be, and of the owner or owners, and other parties interested, if known, and their residences, if the same can be ascertained, by the board or its agents, shall be presented to one of the justices of Surveys.

*Proviso.*

*Commission appointed by court to appraise land.*

the Supreme Court of this State, who shall thereupon cause such board to give notice thereof to the persons interested, if known, and in this State, or if unknown, or cannot be found, or out of this State, to make publication thereof as he shall direct, for any period not less than ten days; and assign a particular time and place for the appointment of commissioners as hereinafter provided, at which time, upon satisfactory evidence to him of the service or publication of such notice, he shall appoint under his hand three impartial and judicious freeholders, residents in the county in which such lands or rights in lands are situate, to examine and appraise the said lands or rights in lands and assess the damages, upon such notice to be given to the persons interested as shall be directed by the justice making such appointment, not less than ten days; and it shall be the duty of the said commissioners (having first taken and subscribed an oath or affirmation before some person duly authorized to administer the same, faithfully and impartially to examine the matter in question, and to make a true report and appraisalment as aforesaid in writing, according to the best of their skill and understanding) to meet at the time and place appointed, and to proceed to view and examine the lands or rights in lands, and to make a just and equitable appraisalment and assessment as aforesaid, to be paid by the said board, which report shall be made under the hands of the said commissioners, or any two of them, and within fifteen days thereafter, together with the description of the lands or rights in lands, and the appointment or oaths or affirmations aforesaid shall be filed in the clerk's office of the county within such lands are situate, to remain of record therein, and thereupon, and on payment or tender of payment of the amount so awarded to the party or parties entitled thereto, the said board is authorized and empowered to enter upon and take possession of the said lands and rights in lands; and all titles thereto for the purpose for which the same is taken shall, upon payment, or tender, pass from the said owners and parties interested to the said board in trust for the said county in and for which they are appointed; and in case of any dispute between

Oath.

Examination.

Report.

Payment tendered.

If dispute as to settlement.

any owner or other party interested as to their respective rights or shares in and to the sum so assessed and ascertained under this act, then the said board is authorized to pay the sum assessed to the clerk of the county in which said lands are situate, to be paid out and disbursed to or among the parties entitled to the same, by the order of the Circuit Court of the said county, upon the application of any one or more of the said parties interested, on due notice to the others; and the said justice shall, upon the application of either party, or on reasonable notice to the others, tax and allow such costs, fees and expenses to the commissioners and other persons performing any legal duty in the premises as he shall think equitable and right, which shall be paid by the said board; and if any or all of the said owners or other parties interested shall be absent from this State, or under any legal incapacity that disqualifies them from receiving legal payment of the money awarded, then it shall be the duty of the said board to pay the amount awarded to such person or persons, to the clerk of the county in which said lands or rights are situate; and it shall be the duty of the said clerk to receive the same, to be paid to the parties entitled thereto by order of the Circuit Court of the said county, upon application made therefor, and every and all such payments to the clerk shall be equivalent to payment to the parties entitled thereto, and shall operate to transfer the title of the said lands or said rights in lands to the said board, as if payment was made directly to the said parties; *provided always*, that should the said board, or the owner or owners of said lands or rights in lands feel aggrieved by the report and award of the said commissioners, they, or either of them, may appeal from the said appraisalment and award in respect to their interests therein, to the next Circuit Court of the county wherein the said lands are situate.

Allowance  
of fees and  
costs.

Payment of  
award.

Transfer  
of title.

Proviso.

5. Every appeal from the appraisalment and award of the said commissioners shall be made in the form of a petition to the said court, and notice thereof shall be given to the other parties within fifteen days after the filing of the commissioners' report and award, which proceedings shall vest in the Circuit Court the author-

Taking appeal.

Hearing.

Issue.	ity and power to hear and determine the question of the value of the land or rights in lands and the damages sustained, if any, and thereupon the said court shall direct a proper issue to be framed between the said
Jury.	parties for the trial of the said question, and order a jury to be struck for the trial of the same, and a view
Trial.	to be had of the premises by the said jury, and the said issue shall be tried upon like notice and in like manner as other issues of fact are tried in said court;
Assess value.	and it shall be the duty of the said jury to assess the value of the said land in question or rights in land, and the damages sustained, if any; and the party or parties appealing shall recover costs in such suit, if they shall succeed at the trial on the appeal in changing the valuation or assessment in his, her or their favor, and shall pay costs. if they shall fail so to do, but no appeal shall prevent the said board from taking the land upon filing the commissioners' report and award, and payment or tender to the parties of the amount thereof, as herein provided; that upon the verdict of the jury fixing the value of the lands or rights in lands and damages, the court shall enter judgment for the amount thereof, with or without interest and cost, according to the provisions of this act and the principles of law applicable to the trial of similar issues in other cases, and the judgment so entered shall be the sum which the owner or owners and other persons interested are entitled to have from the said board for the said lands or rights in lands and damages, and may be enforced in manner and form similar to other cases in which judgment is pronounced in said court, and when the commissioners' award is paid by the said board into court, as hereinbefore provided, it shall be the duty of the court to order the moneys so paid into court applied to the payment of the said judgment, and the surplus, if any, repaid to the said board.
Judgment entered on verdict.	
Grading, paving, improving, etc.	6. The said board shall have power and authority not only to lay out and open roadways, parkways and boulevards, connecting parks and open spaces as herein provided, but shall have authority to establish the grade of such highways, and change and alter the same, to grade, curb, flag, pave and otherwise improve the said

parkways, roadways and boulevards, and to regulate the use thereof.

7. Whenever the said board shall determine to open and lay out a boulevard, parkway or roadway, or to make any improvement thereof which shall require the condemnation of lands or rights in lands, the said board shall give notice by publication, at least ten days, in one or more of the newspapers circulating in the county wherein the lands to be condemned are situate of its intention to apply to the Circuit Court of the said county for the appointment of three disinterested commissioners to make an appraisalment of the value of the lands and rights in lands necessary to be taken in the judgment of the said commissioners, and the damages occasioned thereby, for the opening and laying out of any boulevards or roadway, or for the improvement thereof; and also to ascertain, fix and determine the amount of the special benefits which the laying out of said street or the improvement thereof will confer upon any owner of property benefited thereby; and at the time and place specified in such notice the said court shall appoint three disinterested freeholders resident in the said county to make a just and true appraisalment of the value of the lands or rights in lands to be condemned and taken by the said board, for the purposes specified in the said notice and the damages, and also to make a just and true estimate and appraisalment of the special or peculiar benefits which the opening of any such boulevard, parkway or roadway, or the improvement thereof, may confer upon any owner of property benefited thereby, in proportion, as nearly as may be, to the benefit which each owner may be deemed to acquire; and the said commissioners, when so appointed, shall forthwith take and subscribe an oath or affirmation, faithfully and impartially to perform the duties imposed upon them by law, and such oath or affirmation shall be filed in the office of the clerk of said county; and the said commissioners shall fix a time and place when they will hear the persons interested in the property to be taken and appropriated as aforesaid and in the benefits to be conferred by the proposed improvement, of which time and place pub-

Opening  
parkways.

Condemnation  
of lands.

Commissioners  
appointed.

Benefits.

Appraisalment.

Oath of  
commissioners.

Notice of  
hearing.

Damages and benefits estimated.	lic notice shall be given by the said commissioners for at least ten days prior to the day of meeting in two or more of the newspapers published and circulating in the said county, and after having viewed the premises and heard the parties interested, the said commissioners shall proceed to estimate and fix the value of the lands and rights in lands taken and the damages caused by such taking, and also ascertain and determine the amount of special or peculiar benefits conferred upon the owners of property benefited by the said opening or improvements, in proportion, as nearly as may be, to the benefits which each owner shall be deemed to acquire, and to make report of their assessments to said court; the said commissioners may report the damages awarded and the benefits assessed in any case in the same report or separately as they may determine, and upon the coming in of any such report, signed by the said commissioners, or any two of them, the said court shall cause such notice to be given as it shall direct of the time and place of hearing any objections that may be made to such award or assessment, and after hearing any matter which may be alleged against the same, the said court shall, by rule or order, either confirm the said report or refer the same to the same commissioners for revision and correction; and the said commissioners shall return the same, when referred to them again, corrected and revised, or make new report thereof to the said court without unnecessary delay, and the same, on being so returned, shall be confirmed or again referred by the said court in manner aforesaid, as right and justice may require, and so from time to time until a report shall be made or returned in the premises, which the said court shall confirm, and such report, when so confirmed, shall be final and conclusive, as well upon the said board of commissioners as upon the owners of any land and real estate, or rights therein affected thereby, and the said court shall thereupon cause said report so confirmed to be filed in the office of the clerk of said county, there to remain of record; and the said court shall have power and authority to make such rules for the regulation of the practice and procedure under this act as shall be deemed expedient
Report.	
Objections.	
Final report conclusive.	
Authority of court in premises.	



and consistent with its provisions; the said court shall, upon application made by the said board or on its behalf, fix and determine the compensation to be paid the commissioners so appointed, and allow any other expense necessarily incurred in making any such assessment, all which shall be paid by the said board of park commissioners; *provided, however*, that the cost and expense of making any assessment for benefits, including the fees of commissioners, may be included in making up the entire cost for the purpose of such assessment.

Expenses.

Proviso.

8. In every case in which damages are awarded under the provisions of this act to an owner or owners of lands, and benefits are assessed against the same owner or owners, it shall be lawful for the said board, when both the award of damages and the assessment of benefits have been finally confirmed, to deduct the amount of the benefits assessed from the damages awarded, and to set off such benefits against such damages by proper charges and credit, in order that the excess of damages, if any, shall be paid, and the excess of benefits, if any, only collected.

Adjustment.

9. Any person or persons to whom an award shall be made as aforesaid, subject to the deductions for benefits assessed as aforesaid, may sue for and collect the said award after the same shall have been confirmed as aforesaid, in an action of debt against the said board in any court of competent jurisdiction, and a certified copy of the award so made shall be presumptive evidence of the claim sued upon.

Collection of award.

10. It shall be lawful for the said board to collect the assessments for benefits so made as aforesaid, either by a suit in an action in debt in the name of the said board against the person or persons from whom such assessment is due, together with the costs of making the same, and interest at the rate of six per centum per annum from the date of confirmation, or by a sale of the property benefited, or by both of the said remedies, which are to be cumulative, and every such assessment shall be a first lien upon the property benefited as ascertained by the said commissioners, to the amount of the assessment so made as aforesaid, with the interest and

Collection of assessments.

Assessment a lien.

cost from the date of the confirmation of such assessment.

Use of funds  
from benefits.

11. All sums of money received from assessments for benefits shall be set apart by the said commissioners and devoted exclusively to the payment of bonds or obligations issued on its requisition, for the purpose of providing a fund to meet the expenditures of the said board and to the payment of the interest thereon.

Continuation  
of liens.

12. Any and all assessments which may be made under and by virtue of this act for benefits conferred shall be and remain liens upon the lands and real estate benefited as aforesaid, from and after the time when the same shall be confirmed, and any such lien shall remain until the same shall be fully paid; and if any such assessment shall remain in arrear for a period exceeding six months after confirmation, suit may be brought for its collection as aforesaid with interest and cost, and the said board may proceed to advertise said lands and real estate upon

Collection of  
arrears.

Public sale.

Property ad-  
vertised.

which any assessment may be a lien to be sold at public auction at the courthouse of the said county, on some day not less than two months distant, between two and five o'clock in the afternoon; that such advertisement shall be published at least once each week for a space of at least three weeks next preceding the said sale, in two of the newspapers published and circulating in the said county; such advertisement shall be the only notice required, and shall contain the names of the owners of land in default, if the same be known, if not, shall state the name of owners to be unknown, and shall give the amounts due from them respectively, with a short description of the lands and real estate to be sold, and at the time and place of said sale, said lands and real estate shall be openly sold to the person or persons who will take the same for the shortest period of time, not exceeding fifty years from the date of sale, and pay to the said board before the close of the sale the full amount due upon said unpaid assessments, with interest thereon from the time when the same was confirmed, at the rate of six per centum per annum, together with such sum as the said board may fix and determine to be a fair proportion of the expenses of advertising, conducting and making such sale; in the event that any purchaser

Period of  
sale.

Claim of  
purchaser  
forfeited on  
nonpayment.

shall neglect or refuse to make payment aforesaid, he shall forfeit all claim to said lands and real estate, and the same shall be resold by the said board upon like advertisement as aforesaid; the said board may adjourn any such sale from time to time by making proclamation thereof, and proceed therewith on the adjourned day, and the said board shall make and deliver to any purchaser at any such sale, who shall have made payment as aforesaid, a certificate of sale, signed by its officers thereunto duly authorized, and sealed with the seal of the said board, which certificate shall be acknowledged or proved according to law, and shall set forth as concisely as may be, the facts of said assessment, advertisement and sale, together with a short description of the lands and real estate sold, the amount actually paid therefor by the purchaser and the length of time for which he shall have purchased the same; every such certificate shall, before its delivery, be recorded in one of the books to be kept by the board for this purpose; such certificate may be assigned by deed of assignment under seal, duly acknowledged as aforesaid, and every such assignment may be recorded in the books of said board upon the payment of a fee of one dollar therefor; every owner of land and real estate so sold, his, her or their legal representatives, or any mortgagee or mortgagees thereof, or any judgment creditor or creditors, having a legal or equitable interest therein, may, by payment to the said board, for the benefit of the said purchaser, his heirs or assigns, of the amount originally paid by the said purchaser, and of any tax or assessment which such purchaser may have paid, and of which he may have given written notice to the said board, with interest on all such payments at the rate of ten per centum per annum, redeem the said lands from the lien so imposed, but in case no such redemption is made the said board shall, at the expiration of the said period of three years, upon the surrender of any such certificate, execute and deliver to the purchaser, his legal representatives or assigns, a declaration of sale, to be executed in the same manner as the certificate of sale, and to be duly proved or acknowledged, stating therein briefly the facts of said assessment, advertisement and sale, giving a short description of

Certificate  
of sale.

Certificate  
recorded.

Assignment of  
certificate.

Redeeming  
property.

Declaration  
of sale.

Declaration recorded as deed.	the lands and real estate sold, and the time for which the same was sold; said declaration of sale shall be recorded in the books of the said board, and also in the record of deeds in the office of the register of said county, upon the payment of a fee of one dollar in each case; and until the recording of such declaration the time for redeeming said lands and real estate shall remain open, notwithstanding the expiration of the said term; every such declaration of sale shall be presumptive evidence in all courts and places that such sale and proceedings were in all respects regular and according to law; and such purchaser or purchasers, his, her or their legal representatives, shall, by virtue thereof, lawfully hold and enjoy such lands and real estate, with the rents, issues and profits thereof, for his, her or their own proper use against the owner or owners thereof, and all persons claiming under them, until the said term mentioned in the said declaration shall be fully completed and ended; every such purchaser so holding shall be liable for any injury or waste done or committed in the same manner and to the same extent as a tenant for years, but no mortgagee whose mortgage shall have been recorded or registered before any such sale shall be divested of his rights in and to the said lands and real estate, unless after notice shall have been given to him by any such purchaser for a period of six months (such notice to be in writing) such mortgagee shall neglect to redeem the said lands and real estate by paying the amount actually paid by such purchaser, including taxes, and including assessments subsequently made, with interest at the rate of six per centum from the date of payment, and also any costs or charges which he may have been by law obliged to pay; notice to every such mortgagee shall be served personally, if he be a resident of the said county, if not, it shall be addressed to him by mail at his place of residence, as stated in the said mortgage or any assignment thereof; every such mortgagee holding a lien on lands sold redeeming as aforesaid, may collect the amount paid as a part of the debt due, and every such person shall be entitled to receive and hold by assignment the declaration of sale, as evidence of such pay-
Presumption of regularity.	
Rights of purchaser.	
Liability of purchaser.	
Rights of mortgagee preserved.	
Personal notice to mortgagee.	

ment, and as further security for the repayment of the sum so paid, with interest.

13. Lands and real estate which are not bid off and sold when offered for sale, or for resale, according to the provisions of this act shall be struck off to the said board by its corporate name, for the longest term for which such sale authorized to be made, and said board may hold said lands and real estate and sell, assign and dispose thereof and use the proceeds of the same in the same manner as directed in the case of moneys paid for benefits assessed, and such board shall have in relation to the said lands so struck off to it all the rights and privileges of a purchaser at such sale.

Board may  
sell unsold  
land.

14. To meet the expenses incurred under the provisions of this act in addition to the sum of money received from benefit assessments as herein provided and otherwise, the board of chosen freeholders of the said county shall, from time to time, on the requisition of said board of park commissioners, in the name and on the credit of the said county, borrow money by issuing the bonds of the said county to a sum in the aggregate not exceeding two million dollars, such bonds to run for a term not exceeding fifty years, to bear interest at a rate not exceeding five per centum, payable semimonthly; such bonds shall not be sold or disposed of at less than their par value, and may be made payable at any place which the said board of chosen freeholders may determine and they shall also determine the form of the bond; a sinking fund shall be established by the said board of freeholders on the issuing of any such bonds sufficient, with the accumulations thereof, to extinguish the principal of the said bonds so issued when due; the interest and principal of all bonds issued under the authority of this act shall be the debt or obligation of the county wherein they are issued and the payment thereof shall be provided for by taxation in the same manner that other debts and obligations of the county are provided for by taxation.

Bond issue  
to meet ex-  
penses.

Amount.

Time.

Rate.

Sale.

Sinking fund.

15. Where sinking fund commissioners exist in any county in which such board of park commissioners shall be appointed under this act, and any such bonds issued, such sinking fund commissioners shall have the care

Care of funds.

Provision for interest and principal.

and custody of the funds to be provided for the extinguishment of such bonded debt, but if no sinking fund commissioners shall exist therein, then it shall be the duty of the board of chosen freeholders of such county to provide for the care of such fund, and it shall be the duty of the officers of the county charged by law with the raising of moneys for county purposes to provide annually in the tax levy for the interest which may fall due during the succeeding year on any bonds issued under the authority of this act, and also each year to provide by taxation a fund sufficient, with the amount received from benefit assessments by the said board of park commissioners which shall be turned over for this purpose by said commissioners, and the accumulations of the sinking fund thus provided, to pay and extinguish the principal of all such bonds when they mature.

Preservation of park.

16. All lands taken or held under this act for the purpose of public parks shall be forever kept open and maintained as such; and no steam or other railroad shall be laid out on, or maintained or operated in or on, any portion of the parks, open spaces, boulevards, parkways or roadways laid out and located under this act except at such places and in such manner as the said board of park commissioners shall in writing duly approve.

Rules and regulations for use of parks.

17. Every such board shall have power and authority to make rules and regulations for the government and use of all such parks, open spaces, boulevards, parkways and roadways, and to enforce the same by prescribing and affixing for the violation thereof suitable penalties, not exceeding fifty dollars for each offense; such rules and regulations shall be plainly printed and posted within such parks and public places or on such boulevard and other highways; and the said board shall have power and authority to sue for and collect the penalty prescribed and affixed for any violation of the rules and regulations so made in an action of debt in any court of competent jurisdiction; all fines and penalties recovered as aforesaid shall be used by the said board for the same purposes and in the same manner as other funds provided for its use.

18. Any city or municipality within such county, or any local board in such city or municipality, having control of the parks or streets therein, is hereby authorized and empowered to transfer the care, custody and control of any park, public place or street under its care or control to the said board of park commissioners for the purpose of this act, with its consent, which consent such board of park commissioners is hereby authorized to give.

Local parks may be transferred to county park commission.

19. Upon the appointment of commissioners in any county under the first section of this act, the commissioners appointed in any such county under the act entitled "An act to establish boards of county park commissioners, and to define their powers and duties," approved May eighth, one thousand eight hundred and ninety-four, shall turn over to the board appointed under this act all their maps, plans and other property, and their powers shall terminate, except for the purpose of closing up their work.

Turning over maps, records, etc.

20. All acts and parts of acts, both general and special, inconsistent with this act, be and the same are hereby repealed, and that this act shall take effect immediately; *provided, however*, that none of the foregoing provisions shall take effect in any county, nor shall the commissioners to be appointed under the provisions of this act be appointed in any county, until the acceptance or rejection of this act shall have been submitted as herein provided, to a popular vote; such submission shall be made, and the vote hereinafter provided for taken, at the next election, whether general, municipal or special, wherein the people of all the county qualified to vote, are authorized to vote for local officers, and it shall be the duty of the county clerk at least ten days before any such election, to give public notice by publication in two or more newspapers published and circulating in the county that such submission will be made at the ensuing election, stating briefly the question to be submitted as herein provided, and it shall be the duty of the said clerk to provide ballots sufficient in quantity for the legal voters of the said county, not less than five to each legal voter as the number of voters appears by the last preceding elec-

Repealer.

Referendum.

When held.

Notice of election.

Ballots provided.

Wording of ballot.	tion, and make distribution thereof as far as practicable in the manner provided by law for the distribution of other ballots at such election; every such ballot shall contain either the words "for the new park bill" or the words "against the new park bill," and an equal number of each kind of ballots shall be so 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 inclosed in an envelope by any legal voter in the ballot boxes used at such election for the election of public officers; 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 and 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 the 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, and 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 there 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 the said
Separate ballots.	
Canvass.	
Determination.	
Result filed.	
Copy delivered to freeholders.	



tabulated statement and certificate to the clerk of the board of chosen freeholders of such county, and it shall be the duty of the said board of chosen freeholders, within ten days thereafter, at a regular or special meeting of said board to appoint the said commissioners. All expenses incident to this election, properly certified by the president judge of the Court of Common Pleas of such county shall be paid by such county wherein such election is held as other election expenses therein are paid.

Appointment  
of commis-  
sioners.

Expenses of  
election.

21. This act shall take effect immediately as regards the submission thereof to a popular vote as aforesaid. Passed April 1, 1926.

Act effective.

## CHAPTER 332.

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

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

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

Section 1306  
amended.

1306. Whenever it shall have been determined that the public convenience requires that a viaduct or bridge be built and constructed at the joint expense of adjoining counties, or that a viaduct or bridge being maintained at such joint expense should be repaired or rebuilt, and the boards of chosen freeholders of such counties shall be unable to agree as to the location or character of such new viaduct or bridge, or as to the materials of which the same shall be constructed, or as to the character of any new viaduct or bridge, or if said boards shall be unable to agree as to whether a viaduct or bridge already erected and out of repair shall

Commission to  
determine dis-  
putes as to  
bridges by  
joint counties.

Assistants.	be repaired, or shall be rebuilt, or if said boards shall be unable to agree in any respect as to the manner or method of repairing or rebuilding any such viaduct or bridge, either of said boards may apply to a justice of the Supreme Court, who shall appoint three commissioners who shall meet forthwith and summarily inquire into the matter or matters in dispute. To that end said commissioners shall have power to employ one or more civil engineers and other persons. If in the judgment of said commissioners it shall be determined that the public convenience requires that such viaduct or bridge be built or constructed or repaired or rebuilt, said commissioners, or a majority of them, shall make and sign a report, under their hands, determining the matter or matters in dispute, and cause a duplicate original of said report to be filed with the clerk of each of said boards aforesaid; and said commissioners shall have full power to have plans, drawings, surveys and specifications prepared, to advertise for and receive bids for the doing of said work, and to award a contract or contracts for the doing of said work, and shall have power to supervise the doing of said work; such advertising and awards to be made in accordance with the provisions of the act to which this is an amendment.
Report.	Any expense incurred by said commissioners, including the cost of such building, constructing, repairing or rebuilding, shall, upon certification by them, be paid by the county treasurers of each of said counties in the same proportion as similar expenses relating to said viaduct or bridge shall be paid by such counties. Said commissioners shall serve as such and render their services without compensation. Said commissioners shall be known as "Joint Bridge Commissioners for .....
Contracts.	(name counties) Counties."
Expenses.	2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.
Title of commission.	Passed April 1, 1926.
Repealer.	

## CHAPTER 333.

An Act to amend an act entitled "An act for the incorporation of cities and providing for the officers, government and powers," 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-six be and the same is hereby amended to read as follows: Section 26 amended.

26. At the first city election held under this act a mayor shall be elected for four years, and at the annual election every four 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 Mayor; duties, term, etc.

As to ordi-  
nances.

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.

Repealer.

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

Passed April 1, 1926.

## CHAPTER 334.

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.

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

1. Section twenty-five, as amended, of the act of which this act is an amendment be and the same is hereby amended to read as follows: Section 25  
amended.

25. The city clerk shall be elected by the city council, and shall hold office during good behavior; the said city clerk may be removed from office for cause by a two-thirds vote of all the members of the council, but no such removal shall take place until the person sought to be removed shall have had an opportunity to be heard in his own defense. This act shall be construed to apply to and include any incumbent now holding said office by virtue of the provisions of the act of which this act is amendatory, and shall, in addition to the duties required of him by this act or any other law of this State, have charge of all the records, books and documents of the city, except when the city council shall otherwise direct; he shall keep a record of the proceedings of the council; he shall engross, in writing or ink, all ordinances in a book to be provided for that purpose, which book shall be deemed a public record of such ordinances, and each ordinance shall be signed in said book by the mayor, if he approves the same, and the chairman of the council and said clerks; copies of all papers duly filed in the office of the city clerk and transcripts thereof, and of the records and proceedings of the council and copies of the ordinances of said city, certified by the said clerk, under the corporate seal of the city, shall be evidence in all courts and places; the city clerk shall pay over to the city treasurer, without delay, all moneys received by or paid to him for the City clerk;  
term.  
  
Various  
duties.

use of the city; his office shall be at the city hall or the place designated by the city council, and he shall keep the same open for the transaction of public business during such hours as the council shall by ordinance prescribe; it shall be lawful for him to charge and receive for his own use, at the rate of ten cents per folio, for copies of all official papers and records and for the return to any writ of certiorari made by him.

2. This act shall take effect immediately.

Passed April 1, 1926.

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#### CHAPTER 335.

An Act validating proceedings for the issuance of bonds by school districts.

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

Validating  
issuance of  
school bonds.

1. Whenever at a special district school meeting heretofore held in any school district in this State the legal voters of such district shall have authorized by a majority vote the issuance of bonds by said school district, all proceedings taken with respect to the issuance and sale of such bonds are hereby ratified, validated, approved and confirmed, notwithstanding the omission or insufficiency of the notice by publication now required by law to be given of the holding of said special district school meeting, or the fact that the ballot was not strictly in accordance with the form prescribed by statute.

2. This act shall take effect immediately.

Passed April 1, 1926.

## CHAPTER 336.

An Act to create the South Jersey Port District and to provide for the appointment of the South Jersey Port Commission, and to define its powers, duties and jurisdiction and making an appropriation for its expenses.

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

1. There is hereby created and established a district to be known as the "South Jersey Port District," which shall embrace the counties of Mercer, Burlington, Camden, Gloucester, Salem, Cumberland and Cape May, and all the lands and waters in the Delaware river, contiguous thereto, subject to the right, title and interest of the State in and to the lands under the waters of the Delaware river. Such district is hereby declared to be a public corporation and body politic and shall have the power to acquire such real estate and other property as may be necessary for its purposes, to sue and to be sued, to incur debts, liabilities and obligations, to have a seal, to issue bonds and other evidences of indebtedness, to borrow money and secure the same by bonds or by mortgages upon any property held or to be held by it and to do all acts and exercise all powers authorized by and subject to the provisions of this act, but subject also to the Constitution and laws of the United States. Such powers shall be exercised by and in the name of the "South Jersey Port Commission."

South Jersey  
Port District;  
how consti-  
tuted.

A body  
politic.

Corporate  
name.

2. There is also hereby created and established the "South Jersey Port Commission," which shall have the powers, duties and jurisdiction hereinafter enumerated and such other additional powers and duties as may, from time to time, be conferred upon it by the Legislature of this State. The commission shall consist of three members and Albert C. Middleton, of Moorestown, Burlington county; Joseph H. Forsyth, of the city of Camden, Camden county, and Collins B. Al-

Port commis-  
sion.

Powers and  
duties.

Membership.

len, of Salem, Salem county, who are the present members of the Delaware Port Commission appointed by authority of an act of the Legislature of the State of New Jersey, entitled "An act to establish the Delaware Port Commission and to vest it with appropriate powers and making an appropriation for its expenses," being chapter 45 of the Pamphlet Laws of 1925, are hereby appointed to be members of said commission. The terms of office of the said commissioners shall be five years; Albert C. Middleton is hereby appointed commissioner for the term of five years; Joseph H. Forsyth is hereby appointed commissioner for the term of four years; Collins B. Allen is hereby appointed commissioner for the term of three years. The members of said commission shall take office upon the date when this act becomes effective and shall continue in office for their respective terms. Upon the expiration of their respective terms the Governor of the State of New Jersey shall appoint, by and with the advice and consent of the Senate, their successors for a term of five years each.	
Terms.	
Successors.	
Vacancy.	Any vacancy in the commission by reason of death, resignation or otherwise shall be filled by appointment by the Governor for the unexpired term, by and with the advice and consent of the Senate. They shall receive no compensation for their services, but the State Treasurer shall, upon the warrant of the State Comptroller, reimburse them for their necessary expenses incurred in the performance of their duties.
Expenses met.	
Organization.	3. The commission shall organize by the selection from its members of a chairman and the appointment of a secretary, treasurer and attorney. It shall fix the compensation to be paid to its secretary, treasurer and attorney. It shall adopt such rules as it may deem necessary and proper for the government of its own proceedings and the regulation and use of port facilities in the district, and shall keep a record of its proceedings.
Rules of procedure.	
Quorum.	A majority of the members of such commission shall constitute a quorum for the transaction of business and the concurrence of a majority of such commission shall be necessary to the validity of any order of the commission.



4. Such commission shall have power and authority subject to the approval of the Board of Commerce and Navigation, over the survey, development, control and operation of port facilities in such port district and the co-ordination of the same with existing or future agencies of transportation with a view to the increase and efficiency of all such facilities and the furtherance of commerce and industries in the district. It shall make an annual report to the Legislature of New Jersey in January of each year.

Jurisdiction.

Report.

5. Such port commission shall also have the following powers:

Powers:

(1) To confer with the governing bodies of each of the municipalities within the port district and any dock, port, harbor, channel or improvement commission and any other body or official having to do with port and harbor facilities within and without the district, and hold public hearings as to such facilities.

Confer with municipal bodies;

(2) Have power to confer with the railroad, steamship, warehouse and other officials in the district with reference to the development of transportation facilities in such district, and the co-ordination of the same.

Confer on transportation;

(3) Determine upon the location, type, size and construction of requisite port facilities, subject, however, to the approval of the Secretary of War and Chief of Engineers of the United States Army, and the Board of Commerce and Navigation.

Determine port facilities;

(4) Have power to lease, erect, construct, make, equip and maintain port facilities in the district and for any such purpose to acquire real property, including easements therein, lands under water and riparian rights by agreement with the owners.

Property and rights;

(5) Have power to regulate and supervise the construction and operation of all port facilities by whomsoever constructed, installed or owned.

Operation;

(6) Have power to expend moneys, if any, appropriated by the State or by any county or municipality within said district for the purposes of this act.

Expenditures;

(7) Have power to employ such clerical, engineering or other professional assistants as it may deem necessary for its purposes, fix their compensation and at pleasure discharge any of them.

Clerical and engineering assistants.

Recommendations.

6. The commission may from time to time, make recommendation to the Legislature or to the Congress of the United States, based upon study and analysis for the better conduct of the commerce passing in and through said district, the increase and improvement of transportation and terminal facilities therein, and the more economical and expeditious handling of such commerce.

Suggested improvements.

7. The port commission may petition any inter-State commerce commission or like body, public service commission, public utility commission, or any other Federal, municipal, State or local authority, administrative, judicial or legislative, having jurisdiction in the premises for the adoption and execution of any physical improvement, change in method, rate of transportation, system of handling freight, warehousing, docking, lightering or transfer of freight, which, in the opinion of the port commission, may be designed to improve or better the handling of commerce in and through said district, or improve terminal and transportation facilities therein. It may intervene in any proceeding affecting the commerce of the district; *provided, however*, that nothing herein contained shall impair the powers of any municipality to develop or improve port and terminal facilities.

Commerce.  
Proviso.

May direct  
certain action.

8. The commission may make and cause to be served upon any municipal or other corporation or individual within the district, any reasonable order which it may determine to be necessary for the proper development, maintenance and use of the port district, relating to the construction, equipment, repair, maintenance, use and rental of any dock, wharf, slip, terminal or warehouse under or leased by such corporation or individual within the district. With a copy of the order shall be served a notice specifying a day not less than ten days after such service when such corporation may appear before the commission and present written objections to the making of the order and be heard on such objections. If no such objection be filed within the time stated, or if the order be sustained as a result of such hearing, either in its original or a modified form, such order shall be final, subject only to review

Service of  
notice.

Hearing.

Final order.

by a court of competent jurisdiction; but no order staying or sustaining an order of the commission shall be made by any court, otherwise than upon notice and after a hearing; and if the order of the commission is sustained the order sustaining the same shall contain a specific finding based upon evidence submitted to the court and identified by reference thereto, that great and irreparable damage would otherwise result to the petitioner and specifying the nature of the damage.

9. The commission and any member thereof when directed by the commission may make any investigation which the commission may deem necessary to enable it effectually to carry out the provisions of this act, and for that purpose the commission or such member may take and hear proofs and testimony and compel the attendance of witnesses. The commission and its authorized agents may enter upon any lands as in its judgment may be necessary for the purpose of making surveys and examinations to accomplish any purpose authorized by this act.

Investiga-  
tions.

Entry on  
lands.

10. Any municipality within the district may set aside and devote any property owned by such municipality and which is suitable for port facilities to the uses and control of the port commission; *provided*, that the legislative body of such municipality shall, by a majority vote of all its members, give consent to such use and control and prescribe the terms and conditions upon which the same shall be held.

Property de-  
voted to port.

Proviso.

11. The port commission shall have such additional powers and duties as may hereafter be delegated to or imposed upon it from time to time by the Legislature. The port commission shall not pledge the credit of the State except by and with the authority of the Legislature.

Additional  
powers.

Pledging  
credit.

12. (a) In the preparation of its comprehensive plan of port development provided for in this act and in any other work which it undertakes pursuant hereto, the commission shall, so far as practicable, incorporate existing facilities as integral parts thereof. If the commission shall determine that it shall construct any port or transportation facilities or contribute to the cost of such facilities to be constructed by any county or other

Present facili-  
ties used.

Ascertaining  
cost.

Determining benefits.	municipality, the cost thereof shall be estimated on the basis of definite plans and specifications for such work and estimates of the cost of each facility included. In addition, the commission shall determine and report the proportion of benefit which will accrue from such improvements to each county or other municipality within the port district, regard being had to the special benefit to each such county or other municipality in which any distinct part of such work is to be done. Before determining the sum to be contributed by each such county or other municipality toward the cost of the work, the commission shall deduct from the total cost thereof the prospective amount of revenue from other sources which it shall have available for the completion of such work, and any such deduction shall be subject to correction to the extent that it shall be found erroneous. The balance of the cost of the work shall be borne by the respective counties or other municipalities in proportion to the benefit which the commission shall have determined each receives, and such cost shall be raised by a tax to be laid on the taxable property in such counties or other municipalities, not to exceed in any one year fifty cents on each one thousand dollars assessed valuation of real property in each county or other municipality and in accordance with the provisions and subject to the limitations hereinafter set forth.
Prospective revenues.	
Net cost met.	
Tax laid.	
Rate.	
Notice of hearing on benefits.	(b) Before any apportionment of said cost shall be deemed final the said port commission shall give notice in writing to the governing body or bodies of the county or other municipality which shall benefit from such improvements, by publication in at least one newspaper printed and circulated in said county or other municipality, of a public hearing on said apportionment to be held not less than ten days after such publication. Representatives of any municipality and any taxpayer may be heard for or in opposition to the proposed action. Thereafter the port commission shall file with each county or other municipality interested therein its final determination.
Determination.	
Proportional cost met by municipality affected.	(c) Upon the determination of the cost and apportionment of any project as provided in this act the port commission shall notify the governing body or bodies

of any county or municipality interested therein and such proportion of the cost as shall have been determined to be paid by any county or other municipality shall be raised by a tax to be laid on all the taxable property in such county or other municipality, but not to exceed in any one year fifty cents on each one thousand dollars of assessed valuation of property in such county or municipality. Tax rate.

(d) The governing body or bodies of such counties or municipalities shall notify the proper officials in each taxing district concerned, and thereafter such officials shall include in the next succeeding tax levy a tax sufficient to provide the county or other municipality share of such apportionment, subject to the limitation upon the maximum rate hereinbefore prescribed; *provided, however,* that the board of chosen freeholders of any county within the port district may determine to levy a tax in excess of such maximum rate and contribute the proceeds thereof to the said port commission for some specific project of benefit to such county; and upon such determination and proper notification the officials of the taxing districts concerned therein shall levy the necessary tax as above provided; *provided, further, however,* that no tax shall be levied under the provisions of this act in any county or other municipality embraced in the port district until the question of levying or not levying said tax shall be submitted to a popular vote in each of the counties or other municipalities affected thereby. Such submission shall be made at the next election, whether general, municipal or special, in each of the counties or other municipalities affected thereby, wherein all the people of that county or municipality qualified to vote are authorized to vote for local officers, in accordance with the provisions of an act entitled "An act concerning elections," Revision 1920. Levy provided for.

Such statement and the question to be printed on the ballot shall be in the following form: Proviso.

"Shall a tax be levied and collected in accordance with the provisions of an act entitled 'An act to create the South Jersey Port District and to provide for the appointment of the South Jersey Port Commission, and

to define its powers, duties and jurisdiction and making an appropriation for its expenses.' ”

Marking  
ballot.

In addition there shall first be printed on each official ballot the following:

“If you favor the proposition written below mark an X in the square opposite the word ‘Yes.’ If you are opposed thereto mark an X in the square opposite the word ‘No.’ ”

Ballots  
provided.

and opposite the question there shall also appear the words “Yes” and “No” followed by a square for the mark. The date of approval of this act shall be inserted in the appropriate place in said ballot. It shall be the duty of the county or municipal clerk in each county or other municipality properly to prepare such ballots, and to take such other due and necessary steps for the submission of the question to the voters as shall be required.

Canvass.

Said ballots so cast for or against levying said tax shall be counted and the result thereof returned by the election officer of each district to the county or municipal clerk of each county or other municipality and a canvass of such election had in the same manner as is now provided for by law in the case of the election of county officers, and the acceptance or rejection of the question submitted shall be certified by the county or municipal clerk in each county or other municipality to the South Jersey Port Commission, and if there shall be a majority of all of the votes cast for or against it in favor of the levying of said tax, then upon such certification to the said commission it shall immediately proceed as herein provided. And said county or other municipality voting in favor of levying said tax shall be represented in the membership of the port commission by a member who shall be appointed by the governing body of the county or other municipality for a term of three years, or until a successor shall have been duly appointed and have qualified; and the membership of the South Jersey Port Commission shall be enlarged by such appointment. The amounts collected as provided in this act shall be paid over to the treasurer of the port commission. In anticipation of the levy and collection of taxes the port commission may issue and

Result certi-  
fied to com-  
mission.

Membership  
on commission.

Certificates  
of indebted-  
ness issued.

sell its certificates of indebtedness, payable from the moneys to be collected from such taxes.

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

14. The sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary, is hereby appropriated out of any moneys in the State treasury not otherwise appropriated for the expenses of the port commission. The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury upon vouchers signed by the chairman of the port commission. Appropriation.  
Payments.

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

Passed April 1, 1926.

## CHAPTER 337.

An Act to create the Port Raritan District and to provide for the appointment of the Port Raritan District Commission and the vesting in the commission of appropriate powers and making an appropriation for the expenses of the commission.

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

1. There is hereby created and established a district to be known as the "Port Raritan District" which district shall consist of the county of Middlesex, the Raritan river from the head of navigation to Raritan bay and all other lands and waters lying within the said Port Raritan District; how constituted.

A body politic.	<p>county of Middlesex together with all the lands and <b>waters of Raritan bay and the Arthur Kill</b> contiguous thereto or which may be reasonably necessary for the successful execution of the powers herein vested in the Port Raritan District Commission. Such district is hereby declared to be a public corporation and body politic and shall have the power to acquire such real estate and other property as may be necessary for its purposes, to sue and to be sued, to incur debts, liabilities and obligations, to have a seal, to issue bonds and other evidences of indebtedness, to borrow money and secure the same by bonds or by mortgages upon any property held or to be held by it and to do all acts and exercise all powers authorized by and subject to the provisions of this act, but subject also to the Constitution and laws of the United States. Such powers shall be exercised by and in the name of the Port Raritan District Commission. Nothing herein contained shall be construed so as to pledge the credit of the State.</p>
Corporate name.	<p>2. There is also hereby created and established a body corporate and politic to be known as the Port Raritan District Commission which shall have the powers, duties, and jurisdiction hereinafter enumerated and such other additional powers, duties and jurisdiction as may from time to time be conferred upon it by the Legislature of this State.</p>
Commission.	<p>There shall be nine (9) members of the Port Raritan District Commission one of whom shall be selected by the director of the board of freeholders of Middlesex county and one each by the mayor or presiding officer of the municipalities of New Brunswick, Perth Amboy, South Amboy, South River, Sayreville, Woodbridge and Raritan—any of whom may name themselves as the representative of their political subdivision. The other commissioner shall be, Russell E. Watson the now president of the Port Raritan Survey Commission who shall hold office for a term of five years. The term of the appointee of the director of the board of freeholders of Middlesex county shall be for a period of five years; the term of office of the appointee of the mayor or presiding officer of the municipalities of South River and Perth Amboy shall be for a term of four years; the</p>
Powers and duties.	
Membership.	
Terms.	



term of office of the appointee of the mayor or presiding officer of the municipalities of South Amboy and New Brunswick shall be for a term of three years; the term of office of the appointee of the mayor or presiding officer of the municipalities of Raritan and Sayreville shall be for a term of two years and the term of office of the appointee or presiding officer of the municipality of Woodbridge for a term of one year. All terms of office as above set out shall begin on the day of approval or passage of this act.

At the expiration of the term of each commissioner as above set out and of each succeeding commissioner, the mayor or other officer in whom appointive power is vested by this act, shall appoint a successor who shall hold office for a term of five years or until his successor has been appointed and qualified. At the expiration of the term of appointment of Russell E. Watson, the members of the Port Raritan Commission as above appointed shall select by a majority vote a successor who shall hold office for a term of five years or until his successor has been selected and qualified. Successors.

3. The commission shall organize by the selection of a member as chairman and the appointment of a secretary and such other officers and attorneys as the commission shall deem necessary. It shall adopt such rules as it may deem necessary and proper for the government of its own proceedings and the regulation and use of port facilities in the district and shall keep a record of its proceedings. Organization.  
Rules of  
procedure.

4. Such commission shall have power and authority over the survey and development of port facilities in such port district, and the co-ordination of the same with existing or future agencies of transportation, with a view to the increase and efficiency of all such facilities and the furtherance of commerce and industries in the district; but nothing contained in this section shall be held to prevent any railroad or other corporation or person or persons from building and developing their own facilities and roads upon their own property in the district at their own expense. It shall make a thorough investigation whenever the commission deems necessary of port conditions in the district and such other places Jurisdiction.  
  
Plans  
prepared.

as it may deem proper and shall prepare a comprehensive plan for the development of port facilities in such district.

Confer with  
municipal  
bodies.

Such Port Commission also shall have power to confer with the governing bodies of each of the municipalities within the port district and dock, port, harbor, channel and improvement commissions and any other body or official having to do with port and harbor facilities within and without the district and hold public hearings as to such facilities.

Confer on  
transporta-  
tion.

Have power to confer with the railroad, steamship, warehouse and other officials in the district with reference to the development of transportation facilities in such district and the co-ordination of the same.

Determine  
port facilities.

Determine upon the location, type, size and construction of requisite port facilities, subject, however, to the approval of the Secretary of War and chief of engineers, United States Army.

Property and  
rights.

Have power to lease, erect, construct, make, equip and maintain port facilities in the district, and for any such purpose to acquire real property, including easements therein, lands under water and riparian rights.

Contracts.

Have power to contract with any municipality in the district for the construction by the municipality of one or more docks, wharves, terminals or warehouses, to belong to the municipality and be maintained by it, whereby a part of the cost of construction shall be borne by the district. in cases where the commission, after a public hearing, determines that such work is of common benefit to the municipalities, inhabitants and property in the district.

Fix rates.

Fix rates, charges and wharfage for the use of port facilities owned by the district and collect rates, charges and wharfage for port facilities so owned.

Maintain port  
facilities.

Operate and maintain all port facilities owned by it, use the revenues therefrom for the upkeep thereof and the expenses of the commission and the residue, if any, on hand at the end of any fiscal year, for further construction and port development.

Expenditures.

Expend moneys, if any, appropriated by the State for the purposes of this act.

Have power to employ such clerical, engineering, legal or other professional assistants as it may deem necessary for the purposes of this act, fix their compensation and their term of office.

Engineering  
and clerical  
assistants.

5. The commission may from time to time make recommendation to the Legislature or to the Congress of the United States, based upon study and analysis for the better conduct of the commerce passing in and through said district, the increase and improvement of transportation and terminal facilities therein, and the more economical and expeditious handling of such commerce.

Recommendations.

The Port Commission may petition any interstate commerce commission or like body, public service commission, public utility commission, or any other Federal, municipal, State or local authority, administrative, judicial or legislative, having jurisdiction in the premises for the adoption and execution of any physical improvement, change in method, rate of transportation, system of handling freight, warehousing, docking, lightering or transfer of freight, which in the opinion of the Port Commission, may be designed to improve or better the handling of commerce in and through said district, or improve terminal and transportation facilities therein. It may intervene in any proceeding affecting the commerce of the district; *provided, however*, that nothing herein contained shall impair the powers of any municipality to develop or improve port and terminal facilities.

Suggested  
Improvements.

Commerce.

Proviso.

6. In the exercising of the powers as above set forth, the commission shall conform to any comprehensive plan of development adopted by the Port Authority of the Port of New York District and shall not do anything which shall interfere or conflict with any present or future undertaking of the Port Authority of the Port of New York District under any of the powers now or hereafter to be vested in the said Port Authority.

Plan of  
development.

7. The sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby appropriated out of any moneys in the State treasury, not otherwise appropriated for the expenses of the Port Commission. The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller

Appropriation.

Payments.

of the Treasury upon vouchers signed by the chairman of the commission herein created.

Repealer.

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

Passed April 1, 1926.

#### CHAPTER 338.

An Act authorizing the governing body of any county, borough, city, township or other municipality in this State to raise, appropriate, set aside and devote money or property to the use of any port, harbor, bridge or river commission now or hereafter created by the Legislature of this State and giving to any such local governing body property to the use of any port, harbor or river commission now or hereafter created by the Legislature of this State and giving to any such local governing body the power to prescribe the terms and conditions upon which any such money or property shall be held and used.

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

Municipalities may devote money for certain purposes.

1. It shall be lawful for the governing body of any county, borough, city, township or other municipality in this State to raise, appropriate, set aside and devote money or property to the use of any port, harbor, bridge or river commission now or hereafter created by the Legislature of this State and for the governing body of any such county, borough, city, township or other municipality to prescribe the terms and conditions upon which and in accordance with which the money or property so raised, appropriated, set aside or devoted shall be held and used by any such port, harbor, bridge or river commission.

Repealer.

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

3. This act shall take effect immediately.

Passed April 1, 1926.

## CHAPTER 339.

An Act to provide for the taxation of real and personal property in this State for the purpose of paying the cost of constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto.

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

1. There shall be, for a period of one year, beginning with the calendar year one thousand nine hundred and twenty-seven, levied, assessed and collected in each of the several counties of this State a tax of one-half of a mill on each dollar of all the value of all the real and personal property in every municipality thereof upon which municipal taxes are or shall be levied, assessed and collected in the same manner and at the same time as other taxes upon real and personal property are now levied, assessed and collected. It shall be the duty of the treasurer or other officer having the custody of collected taxes to pay, on or before the fifteenth day of June, in said year, the semiannual tax so assessed, and on or before the fifteenth day of December in said year, the balance of the annual tax assessed, to the treasurer of the county, such tax collected in his taxing district, and the county treasurer shall pay the said tax, which he shall so receive from the several taxing districts, to the Treasurer of the State on or before the twenty-fifth day of June, and on or before the twenty-fifth day of December, the balance of said annual tax, and the State Treasurer shall keep and place the same in a separate and distinct fund to be known as the "State Institution Construction Fund."

State tax of  
half mill.

Payment of  
tax collected.

State fund.

2. The Governor, State Treasurer and the Comptroller of the Treasury, constituting the State House Commission are hereby made custodians of the said "State Institution Construction Fund," and are au-

Custodian  
of fund.

thorized to carry out the provisions of this act with respect to the apportionment therefrom of the sums requested by the State Board of Control of Institutions and Agencies as hereinafter provided.

Disposition  
of money  
raised.

3. The moneys raised by this tax shall be devoted exclusively to the acquisition of sites for and the construction and equipment of the institutions in this act specifically enumerated in the order in which they are set forth in section six of this act, and the balance remaining in said "State Institution Construction Fund" shall thereafter be allotted by the State House Commission upon application made by the State Board of Control.

Application  
for money  
from fund.

4. Applications to the custodians of the "State Institution Construction Fund" shall be made by the said State Board of Control directly for allotments to carry out the purposes of this act, and the custodians hereby constituted may conduct such investigations as to them may seem proper, and the decision of said custodians shall be final. Applications may be made by the said State Board of Control to the custodians on or before the first day of July and the thirty-first day of December in said year for an allotment or allotments to be expended for any of the purposes enumerated in section six of this act, and within thirty days thereafter the said State House Commission acting as custodians of the aforesaid fund shall notify the said State Board of Control, in writing, stating their decision with respect to each and every item appearing in any such application. In the event that the decision is favorable to the request of the State Board of Control, in whole or in part, upon due notice thereof to the Comptroller of the Treasury by the said custodians, it shall be the duty of the said Comptroller of the Treasury to transfer from the fund created under the provisions of this act, to the credit of said board to which the same was allotted, the sum or sums thus certified to him, which sum or sums so transferred and set up, shall be expended in the same manner as are other appropriations made for such purposes; *provided, however*, that the Comptroller of the Treasury, before transferring from the fund in this section mentioned, shall ascertain that

Transfer  
from fund.

Proviso.

said moneys so transferred are to be used as in section six of this act provided.

5. It shall be lawful for the State Board of Control of Institutions and Agencies with the approval of the State House Commission, to prepare plans and specifications, to advertise for bids and enter into contracts for the constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto, as set forth in section six of this act, before the taxes levied and assessed hereunder shall have been collected; *provided, however,* that no payment shall be made for the constructing, reconstructing, development, extending and equipping State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto, as set forth in section six of this act, before the taxes levied and assessed hereunder shall have been collected and made available for such payments in accordance with the terms of this act, but the State board, with the approval of the State House Commission, may pay for the cost of preparing plans and specifications, and of advertising and awarding contracts and of any other maps and plans of the institutions enumerated herein, and the custodians of the State Institution Construction Fund may authorize the Comptroller to withdraw temporarily from the State Institution Construction Fund, or from the emergency fund, sufficient moneys to pay any such necessary expenses before the tax levied hereunder in any particular year becomes available, which shall be replaced immediately when the tax which is levied and assessed hereunder for the particular year shall have been collected.

Preparatory  
plans, con-  
tracts, etc.

Proviso.

Advance  
costs paid.

6. The moneys raised by this act shall be devoted exclusively to the constructing, reconstructing, development, extending and equipping of State charitable, hospital, relief, training, correctional, reformatory and penal institutions and appurtenances thereto, in the order of precedence set forth in this section.

Exclusive use  
of moneys  
raised.

## 1. MORRIS PLAINS STATE HOSPITAL.

Morris Plains asylum.	Warden's residence, furnished, . . . . .	\$25,000.00
	Two-family house for physicians, duplicat- ing existing house, . . . . .	32,500.00
	Reconstruction of main building, includ- ing plumbing, heating, electric work and floors. . . . .	135,000.00
	Converting psychiatric clinic building into a medical and surgical hospital, . . . . .	100,000.00
	New building to provide housing for one hundred and twenty-five employees, . . .	200,000.00
	Reconstruction of dormitory building, . . .	55,000.00
		<hr/> \$447,500.00

2. STATE INSTITUTION FOR FEEBLE-MINDED AT VINE-  
LAND.

Feeble-minded at Vineland.	New industrial building, equipped, . . . . .	\$150,000.00
	Addition to factory building, . . . . .	30,000.00
	Cottage at colored colony, . . . . .	117,000.00
	Isolation building, . . . . .	20,000.00
		<hr/> \$317,000.00

## 3. COLONY FOR FEEBLE-MINDED MALES, NEW LISBON.

Feeble-minded at New Lisbon.	Additional underground heating and light- ing lines, . . . . .	\$12,000.00
	Completion of sewer lines, . . . . .	18,000.00
	Housing for employees, . . . . .	25,000.00
	Dormitory, . . . . .	67,000.00
	Disciplinary building, . . . . .	29,500.00
		<hr/> \$151,500.00

## 4. COLONY FOR FEEBLE-MINDED MALES, WOODBINE.

Feeble-minded at Woodbine.	One new dormitory, . . . . .	\$65,000.00
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## 5. STATE HOME FOR GIRLS, TRENTON.

Maternity cottage, .....	\$100,000.00	Girls' home.
Demolishing Murphy cottage and erection of new cottage, .....	75,000.00	
New boiler house, plant and equipment, ..	65,000.00	
Grading for new construction, .....	15,000.00	
Assembly and school building, .....	105,000.00	
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	\$360,000.00	

## 6. STATE VILLAGE FOR EPILEPTICS, SKILLMAN.

Two new cottages, .....	\$135,000.00	Epileptic village.
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## 7. STATE HOME FOR BOYS, JAMESBURG.

New dormitory for thirty boys, equipped, .	\$40,000.00	Boys' home.
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8. NEW JERSEY SANATORIUM FOR TUBERCULOUS  
DISEASES.

Completion of infirmary, .....	\$118,000.00	Tuberculosis hospital.
Staff house, .....	65,000.00	
Completion of children's unit, .....	130,000.00	
	<hr/>	
	\$313,000.00	

## 9. STATE PRISON, TRENTON.

Power house, .....	\$57,500.00	State prison.
Industrial colony, .....	80,000.00	
	<hr/>	
	\$137,500.00	

## 10. LEESBURG COLONY.

Dormitory, .....	\$75,000.00	Leesburg farm.
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## 11. N. J. STATE HOSPITAL, TRENTON.

Construction of tunnels, .....	\$75,000.00	Trenton asylum.
Industrial shops for Criminal building, ..	75,000.00	
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	\$150,000.00	

## 12. REFORMATORY FOR WOMEN, CLINTON.

Women's reformatory.	Dormitory, .....	\$85,000.00
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## 13. VINELAND STATE INSTITUTION FOR FEEBLE-MINDED.

Feeble-minded.	Staff house, .....	\$52,000.00
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## 14. ANNANDALE FARM.

Annandale farm.	Housing and service facilities for reforma- tory use, .....	\$150,000.00
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Use of balance.	7. The balance remaining in the said "State Institu- tion Construction Fund" over and above the amounts herein specifically set forth shall be held subject to appropriation of subsequent Legislatures.
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	8. This act shall take effect immediately.
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	Passed April 1, 1926.
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## CHAPTER 340.

An Act to amend an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities," approved April third, one thousand eight hundred and eight-nine, as supplemented and amended.

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

Section 1 amended.	1. Paragraph one of the act to which this act is an amendment be and the same is hereby amended to read as follows:
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Commission- ers of assess- ment.	1. That in all cities of the second class in this State now having, or which may hereafter have a population of not less than one hundred and twenty-five thousand to two hundred thousand inhabitants, there may be appointed by the mayor, by and with the consent of the board of aldermen or other legislative body of said city, a maximum of six commissioners of assessment
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Number.	
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of taxes; such appointment shall be made for not less than one year or more than five years; the term for each such officer shall be appointed to be determined and fixed by the mayor at the time of making such appointment; and when more than one such officer is appointed at one time, the several appointees may be appointed and confirmed to hold their respective offices for different periods of time within the limits aforesaid; no more than a bare majority of such board of assessors or officers shall at any time be members of one political party, and such officers shall hold their respective offices until their successors shall be appointed and qualified.

2. This act shall take effect immediately.

Passed April 1, 1926.

Term.

Party affiliation.

#### CHAPTER 341.

An Act to define the duties of the mayor in cities governed by a common council, city council or board of aldermen, now or hereafter having a population of not less than forty thousand nor more than seventy-five thousand inhabitants.

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

1. In any city now or hereafter having a population of not less than forty thousand nor more than seventy-five thousand inhabitants, as ascertained by the preceding Federal census and governed by a common council, city council or board of aldermen, whenever a vacancy shall exist in any elective or appointee office in any such city or in any such common council, city council or board of aldermen, and/or where such vacancy is to be filled by the governing body, or by the mayor or/and governing body, and the said governing body is unable to agree with respect to the filling of any such vacancy by reason of an equally divided vote therein, it shall be the duty of the mayor to and he shall vote

Filling vacancy in municipal offices.

When mayor to vote.

in said governing body for the purpose of filling said vacancy.

Mayor voting  
on adoption of  
ordinances in  
case of tie.

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

3. This act shall take effect immediately.

Passed April 1, 1926.

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#### CHAPTER 342.

An Act appropriating to the Water Policy Commission the sum of twenty-five thousand dollars and regulating the disbursement thereof.

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

Appropriation  
for Water  
Policy Com-  
mission.

1. For the payment of any engineering, legal, clerical and other expenses incurred by the Water Policy Commission, there is hereby appropriated the sum of twenty-five thousand dollars. All payments shall be made by the State Treasurer on warrant of the Comptroller, and this act shall take effect immediately.

Approved July 19, 1926.

## CHAPTER 343.

An Act to amend an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water supply districts in the State of New Jersey to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting, and expenditures of the moneys necessary therefor," approved March sixteenth, one thousand nine hundred and sixteen.

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

1. Section three of an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water supply districts in the State of New Jersey, to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioner as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting, and expenditures of the moneys necessary therefor," approved March six-

Section 3  
amended.

teenth, one thousand nine hundred and sixteen, be amended to read as follows:

Municipalities  
may petition  
Governor to  
appoint com-  
mission.

Appointment  
of commission.

Successors.

Confirmed by  
Senate.

Term.

As to ad  
interim ap-  
pointments.

3. The body having charge of the water supply in any municipality of this State may, by resolution, determine that it is in the interests of said municipality that a district water supply commission be appointed for the water supply district wherein such municipality is located for the purpose of developing, acquiring, and operating a water supply or a new or additional water supply for the use of said municipality and such other municipalities as may be authorized to join with it according to the terms of this act, and that a petition be presented to the Governor of the State of New Jersey praying for the appointment of such a commission and setting forth in general terms the location and character of the water supply desired. The Governor shall thereupon, by and with the advice and consent of the Senate of the State of New Jersey, within thirty days, appoint four residents of said water supply district as such commissioners as hereinabove provided, designating the terms of office of each of said commissioners so first appointed. Upon the expiration of the term of office of each said commissioners, or in case of a vacancy, the Governor shall, by and with the advice and consent of the Senate of the State of New Jersey, appoint a successor, who shall hold office for the term of four years, or in the case of a vacancy, for the unexpired term and until his successor shall be appointed.

If at the time of the making of any such appointment, the Senate of the State of New Jersey shall not be in session, the Governor may make an ad interim appointment for a time extending only until such time as the Senate shall convene.

2. This act shall take effect immediately.

Approved July 19, 1926.

## CHAPTER 344.

An Act to establish a commission which, jointly with similar commissions of the State of New York and the Commonwealth of Pennsylvania, shall investigate and report upon a policy in the common interest of said States for developing and utilizing the water resources of the Delaware river and its tributaries, and to recommend the necessary legislation therefor.

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

1. Willard I. Hamilton, of Newark, in the county of Essex; Henry G. Parker, of New Brunswick, in the county of Middlesex; Harry Bacharach, of Atlantic City, in the county of Atlantic; S. Wood McClave, of Cliffside, in the county of Bergen; Carroll P. Bassett, of Summit, in the county of Union; F. Morse Archer, of Camden, in the county of Camden, and Edward L. Young, of Jersey City, in the county of Hudson, constituting the Water Policy Commission, are hereby appointed and shall have power on behalf of the State of New Jersey to meet with commissioners, appointed or to be appointed on behalf of the State of New York and the Commonwealth of Pennsylvania, to investigate and report upon a policy in the common interest of said States for developing and utilizing the water resources of the Delaware river and its tributaries, and to recommend the necessary legislation therefor. The commission shall have power to employ such legal, engineering, clerical and other assistants as may be necessary in carrying out the provisions of this act.

Tri-state water policy commission to report on resources of Delaware river.

Assistants.

2. This act shall take effect immediately.

Approved July 19, 1926.

## CHAPTER 345.

An Act to establish a commission which, jointly with a similar commission of the State of New York, shall investigate and report upon a policy in the common interest of said States for developing and utilizing the water resources of the interstate streams of New York and New Jersey, other than the Delaware river, and to recommend the necessary legislation therefor.

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

Water policy  
commission to  
report on water  
resources of  
New York and  
New Jersey,  
excepting  
Delaware  
river.

1. Willard I. Hamilton, of Newark, in the county of Essex; Henry G. Parker, of New Brunswick, in the county of Middlesex; Harry Bacharach, of Atlantic City, in the county of Atlantic; S. Wood McClave, of Cliffside, in the county of Bergen; Carroll P. Bassett, of Summit, in the county of Union; F. Morse Archer, of Camden, in the county of Camden, and Edward L. Young, of Jersey City, in the county of Hudson, constituting the Water Policy Commission, are hereby appointed and shall have power on behalf of the State of New Jersey to meet with commissioners, appointed or to be appointed on behalf of the State of New York, to investigate and report upon a policy in the common interest of said States for developing and utilizing the water resources of the interstate streams of New York and New Jersey, other than the Delaware river, and to recommend the necessary legislation therefor. The commission shall have power to employ such legal, engineering, clerical and other assistants as may be necessary in carrying out the provisions of this act.

2. This act shall take effect immediately.

Approved July 19, 1926.



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## JOINT RESOLUTIONS

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## Joint Resolutions.

### JOINT RESOLUTION No. 1.

Assembly Joint Resolution memorializing the Congress of the United States to retain the Naval Air Station at Lakehurst, New Jersey.

WHEREAS, The United States Government has at a great expense constructed and maintained a Naval Air Station at Lakehurst, New Jersey; and

Preamble.

WHEREAS, Attempts are being made to remove the said station from the State of New Jersey, to the loss and detriment of the State; 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 and the same is hereby requested to maintain the present Naval Air Station at Lakehurst, New Jersey, and further, to provide for the adequate maintenance thereof.

Naval Air Station at Lakehurst.

2. That copies of this joint resolution, duly authenticated, be sent to the Vice-President of the United States, 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.

Copies sent.

3. That the Senators from this State and the Representatives from this State in the Congress of the United States be requested to use every effort to effectuate this resolution.

Congressional Aid.

4. This joint resolution shall take effect immediately.  
Approved February 9, 1926.

## JOINT RESOLUTION No. 2.

Joint Resolution authorizing the Attorney-General, in his discretion, to oppose the operation of radio broadcasting stations.

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

Attorney-General directed to act in reference to broadcasting stations.

1. Whenever it shall appear to the Attorney-General that any person or corporation is operating or proposes to operate a station in this State for the transmission of radio energy or communications in such a location or under such circumstances as to cause great annoyance to any citizens of this State who use radio receiving sets, the Attorney-General is hereby authorized, in his discretion, upon the application of any municipality in this State, to appear before the Secretary of Commerce of the United States or any official or commission having jurisdiction in the premises and oppose the granting of any permit or license for the construction or operation of any such proposed station or apply for the revocation of the permit or license now or hereafter granted for the construction or operation of any such station and to prosecute any appeal from the decision of said secretary, official or commission which may be permitted by law. Such appearance of the Attorney-General may, in his discretion, be made in behalf of this State or in behalf of the municipality or municipalities so requesting his appearance or in behalf of the individual users of receiving sets in such municipality in conformity with the procedure prescribed by acts of Congress now or hereafter enacted regulating the transmission of radio energy or communications.

Approved March 8, 1926.

## JOINT RESOLUTION No. 3.

Joint Resolution authorizing the New Jersey State Highway Commission to adequately recognize the service gratuitously rendered by the late George E. Blakeslee as a pioneer in advocating New Jersey's excellent Highway System.

WHEREAS, It has long been known and admitted by all users of New Jersey's excellent system of State highways that no one contributed more largely and unselfishly in the inception of this great work than the late George E. Blakeslee; and

Preamble.

WHEREAS, At the time of his death, sincere regret was expressed that he had not been permitted to remain to see the fulfillment of his ideas; and

Preamble.

WHEREAS, There is an unanimous sentiment among all advocates of good roads that his memory and connection with the construction of the system be commemorated by giving his name to one of the many routes; therefore,

Preamble.

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

1. That the New Jersey State Highway Commission be, and is hereby authorized to designate, and cause to be known thereafter, one of the links or routes in our highway system as the "Blakeslee Route."

Naming highway route.

2. This joint resolution shall take effect immediately.  
Approved March 9, 1926.

## JOINT RESOLUTION No. 4.

Joint Resolution for the creation of a commission consisting of two members of the Senate to be named by the President thereof, two members of the House of Assembly to be named by the Speaker of the House, and two citizens to be selected by the Governor, who shall constitute a joint commission for the purpose of formulating a comprehensive plan of traffic rules and regulations, and to devise a uniform scheme of administration for the enforcement of the Motor Vehicle law and the State Traffic act.

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

- Preamble. WHEREAS, The complexity of municipal ordinances governing the traffic in the various municipalities of the State tend to cause confusion, and further to hinder the distribution of traffic over highways; and
- Preamble. WHEREAS, Consideration must be given to the rights of pedestrians on highways; and
- Preamble. WHEREAS, The enforcement of the State Motor Vehicle law and the State Traffic act is now committed to a variety of magistrates in cities, towns, townships, boroughs, villages and other municipalities, in many cases resulting in confusion and lack of uniformity with respect to the enforcement of said ordinances; and
- Preamble. WHEREAS, It is desirable and necessary that a comprehensive State-wide uniform traffic law should be adopted, and a policy with respect to enforcement agreed upon; therefore,
- Joint commission on traffic. *Be it resolved,* There is hereby created a joint commission consisting of two members of the Senate to be named by the President of the Senate, two members of the House of Assembly to be named by the Speaker thereof, and two citizens to be appointed by the Governor for the purposes of effectuating this resolution.

The said commission shall organize by the selection of a chairman and a secretary. It shall have power to issue subpoenas, signed by the chairman and attested by the secretary, to compel the attendance of witnesses, and the production of books, papers and records.

Organization.

The commission shall hold hearings in any part of the State, and shall have power to employ such technical and engineering experts and such clerical assistants as shall be necessary.

Hearings and assistants.

The commission shall be further charged with the duty of devising a uniform State-wide traffic act applicable to all municipalities; and further a uniform procedure with respect to the enforcement of the Motor Vehicle law and the Traffic act.

Duties.

Its findings shall be embodied in an act or acts to be reported to the next session of the Legislature.

Report.

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

Appropriation.

This joint resolution shall take effect immediately.  
Approved March 23, 1926.

# JOINT RESOLUTION No. 5.

Joint Resolution creating a commission to be known as the Blue Law Revision Commission, and defining its powers and duties.

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

1. There is hereby created a joint commission to be known as the Blue Law Revision Commission, consisting of three members of the Senate, to be appointed by the President thereof, and three members of the House of Assembly to be appointed by the Speaker thereof, for the purpose of making a full and complete investigation

Joint commission on revision of blue laws.

of the present-day observance of the Vice and Immorality act and the amendments thereto, with a view to revising the said act so as to comply with modern-day custom and popular demand, due regard being had to the fact that the American Sunday, as a day of rest, is a national institution.

- Organization.** 2. The said commission, so constituted, shall organize
- Hearings.** by the selection of a chairman and secretary. The said commission shall hold such hearings as may be necessary and at such places in the State as it may deem advisable,
- Report.** and shall report its recommendations to the next session of the Legislature in the form of a bill revising and modernizing the Vice and Immorality act and the amendments thereto, commonly known as the Blue Laws.
- Appropriation.** 3. The members of the commission shall serve without salary but there is hereby appropriated the sum of five hundred dollars (\$500.00), which said sum, or so much thereof as may be necessary, may be expended to effectuate this resolution when such sum is included in any annual or supplemental appropriation bill.
4. This joint resolution shall take effect immediately.  
Approved March 23, 1926.

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#### JOINT RESOLUTION No. 6.

Joint Resolution concerning the piers in the city of Hoboken, county of Hudson.

- Preamble.** WHEREAS, In virtue of an act of Congress, passed for the purpose of enabling the President of the United States to take over the valuable water front in the city of Hoboken belonging to the North German Lloyd Steamship Company and the Hamburg American Steamship Company for the purpose of national defense during the period of the war, the said properties were taken over and occupied by the War Department during the period of war, and
- Preamble.** WHEREAS, When the war terminated instead of selling the said property or turning the same over to mercan-



tile uses so that the said property would return to the city of Hoboken and the county of Hudson its former quota of taxation the government of the United States turned the said properties through the War Department over to a Shipping Board and is now operating the said valuable dock property and has been operating the same without the payment of taxes for the purpose of conducting an independent mercantile marine competition with other shipping interests, whereby said city of Hoboken has been deprived of payment of taxes from the said property to the amount of over three millions dollars and the tax rate of the said city as a result of the said operation has been increased from twenty-two point naught one to forty-seven point fifty, all of which is evidenced by a presentment of the grand jury of the county of Hudson made to the Court of Oyer and Terminer of that county on the fifteenth day of September, one thousand nine hundred and twenty-five; and,

WHEREAS, The said loss in payment of taxes to the city of Hoboken results in a loss to the county of Hudson and the State of New Jersey by reason of the fact that the said city if the present order of things should continue may be unable to pay its bonded indebtedness and its pro rata contribution to the county of Hudson and the State of New Jersey based upon its physical assets as they stood prior to the expropriation of the said lands and water front; and

WHEREAS, It is desirable in the interests of justice and honesty that the Federal Government shall pay the present indebtedness due to the city of Hoboken for taxes by reason of the fact that the said properties are not used for government purposes, and have not been so used since the termination of the war, but have been used and are now being used exclusively for commercial competitive purposes by the said Shipping Board, and for that reason said Shipping Board should be compelled out of its receipts to pay the sum of taxes now in arrears to the city of Hoboken and should be compelled also to recognize, acknowledge and pay as any other corporation transacting a commercial business, all taxes and municipal charges which may ac-

crue in the future to the said city of Hoboken while said board is thus operating said property; now therefore,

BE IT RESOLVED *by the Senate of New Jersey* (House of Assembly of the State of New Jersey concurring) :

Taxation of  
certain piers in  
Hoboken.

That it is the sense of the Legislature that the Shipping Board now in control of the said piers and the property connected therewith should be compelled by the Federal Government to pay with all convenient speed the arrears of taxes due to the said city of Hoboken since the said Shipping Board assumed control and ownership of the said pier property, and that the said Shipping Board should also be directed at once to acknowledge, recognize and pay to the city of Hoboken all future assessments for taxes which may be levied and assessed against the said property of the said city of Hoboken so that the said properties shall not be exempt from taxation; and

Copies of  
resolution  
sent out.

*Resolved*, That a copy of these preambles and resolutions, signed by the Governor of this State, and properly authenticated by the Secretary of State, be sent through the Honorable Walter E. Edge and the Honorable Edward I. Edwards, representing the State of New Jersey, to the President of the United States, the President of the United States Senate, the Speaker of the House of Representatives and to the members constituting the Congressional Committee having the matters of the Shipping Board in charge to the end that immediate action may be taken by the Congress of the United States for the adjustment of said arrears and for the payment of all future taxes as the same may accrue.

Congressional  
action sought.

Approved March 29, 1926.

## JOINT RESOLUTION No. 7.

Joint Resolution approving the program of the Department of Conservation and Development for the extension of the State forest holdings of the State and providing for appropriation for such extension during the next fiscal year.

WHEREAS, Two million acres, nearly one-half of the land area of the State, is wild land which is not now needed or wanted for agricultural, industrial, residential or similar development or use and which apparently will not be so needed or used for a considerable time to come, which area is annually increasing; and

Preamble.

WHEREAS, At least, one million two hundred thousand acres of this land is now entirely unproductive or rapidly becoming so and because of this does and can contribute little or no part of the public revenue through taxation; and

Preamble.

WHEREAS, Practically this entire area can produce timber crops able to pay their fair share of the tax burden and to produce a home supply of forest products already needed and soon to be much more needed; and

Preamble.

WHEREAS, It appears from the experience and investigation of the Department of Conservation and Development that the only prompt and the most economical, if not the only effective means of remedying this situation is through State leadership in the rehabilitation of these areas by State ownership and management of considerable tracts on which timber production can be begun at once on a large scale, on which the practicability and profit from such management of wild land can be proven to the private owner and on which the continuity of management which is essential to the production of certain sizes, species, and grades of timber products can be assured within the State by State ownership; and

Preamble.

WHEREAS, While fulfilling these economic needs, such areas will also meet a rapidly growing need and de-

Preamble.

mand for public wild-land areas for outdoor recreation; and

Preamble.

WHEREAS, Experience in the ownership of such areas by the State over a period of more than fifteen years of management of from ten thousand to twenty thousand acres of State forests, already owned, makes it apparent that expenditure for the acquisition of such areas is an investment of funds which shortly will become self-supporting, which subsequently will be repaid from the income from the properties, and which eventually will provide a permanent source of direct income to the State, while serving the State's economic and social welfare; now therefore,

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

Acquisition of  
wild lands.

1. That the program of the Department of Conservation and Development for rapid acquisition of such wild land by the State as State forests until an area of not less than two hundred thousand acres, one-tenth of the forest area in the State—is so held by the State, be and hereby is approved.

Appropriation.

2. That the sum of two hundred and fifty thousand dollars hereby is appropriated to the Department of Conservation and Development whenever included in any annual appropriation bill to be used for the acquisition and organization of additional State forests, in pursuance of the above named program.

3. This joint resolution shall take effect immediately.  
Approved March 31, 1926.

## JOINT RESOLUTION No. 8.

Joint Resolution for the creation of a commission consisting of three persons to be named by the Speaker of the General Assembly and President of the Senate, to investigate the question of regulation of all aircraft within the State and the drafting of legislation to cover same.

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

1. There is hereby created a commission consisting of three persons to be appointed by the Speaker of the General Assembly and President of the Senate, to investigate the question of the necessity for legislation affecting the operation of all aircraft within the State of New Jersey, and to draft the necessary legislation if any be found desirable for the consideration of the one thousand nine hundred and twenty-seven session of the Legislature of this State. Such commission shall within five days after appointment organize by the selection of a chairman and secretary. Commission on aircraft.
2. Said commission shall serve without compensation. It is authorized to hold hearings throughout the State. In addition thereto it shall have the power to issue subpoenas, signed by the chairman and secretary thereof, to compel the attendance of witnesses, and shall after the holding of said hearings in this resolution authorized, embody its recommendations in a report to the Governor, and to the next Legislature, or to any adjourned session of the present Legislature. Hearings.  
Report.
3. Any expense, not exceeding five hundred dollars, incurred by the commission in this resolution named shall be certified to the Governor, the Treasurer and the Comptroller, constituting the State House Commission, and after approval by said commission shall be paid from any funds available. Expenses.
4. This resolution shall take effect immediately.

Approved March 31, 1926.

## JOINT RESOLUTION No. 9.

Joint Resolution for the appointment of a commission to make a survey of a site, or sites, desirable for the construction of a Federal hospital in the State of New Jersey, for the care, treatment and rehabilitation of New Jersey citizens who have served in the military and naval forces of the United States, and to confer with Federal authorities in regard to hospitalization.

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

Commission on  
site for fed-  
eral hospital.

1. There shall be appointed a commission consisting of three members of the Senate, to be appointed by the President of the Senate, three members of the House of Assembly, to be selected by the Speaker thereof, who, with the Adjutant-General of the State, shall constitute a general commission for the purpose of conferring with the proper Federal authorities in making a survey of desirable sites in the State of New Jersey for the construction of a Federal hospital for the care, treatment and rehabilitation of New Jersey citizens who served in the war with Germany and previous wars.

Organization.

2. The commission shall organize by the selection of a president and secretary, and shall make the survey in this resolution authorized, and report its findings to the next session of the Legislature.

Appropriation.

3. For the purpose of carrying into effect this joint resolution there is hereby appropriated the sum of two thousand five hundred dollars, when included in the annual or supplemental appropriation bill.

4. This joint resolution shall take effect immediately.  
Approved March 31, 1926.

## JOINT RESOLUTION No. 10.

A Joint Resolution for the creation of a commission, consisting of the State Comptroller, the Director of the Division of Architecture and Construction of the Department of Institutions and Agencies, the Superintendent of State Police, and such person as may be selected by the executive board of the New Jersey Association of Chiefs of Police, from their own number, to constitute a joint commission for the purpose of making a survey and a preliminary investigation into the advisability, practicability and utility of the installation within the State of New Jersey of a selective calling radio transmitting station, to be used with radio receiving equipment that could be selectively called for the purpose of preventing and detecting crime, and such other uses as come within the purview of the work of the public police.

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

1. There is hereby created a commission consisting of the State Comptroller, the Director of the Division of Architecture and Construction of the Department of Institutions and Agencies, the Superintendent of State Police, and such person as may be selected by the executive board of the New Jersey State Association of Chiefs of Police, from their own number, who are hereby constituted a joint commission for making a survey of and a preliminary investigation into the advisability, practicability and utility of the installation within the State of New Jersey, of a selective calling radio transmitting station, to be used with radio receiving equipment that can be selectively called, for the purpose of preventing and detecting crime, and for such other uses as come within the purview of the work of the public police.

Commission on  
radio station.

2. Said joint commission shall have the right to employ such professional skill and assistants as it may need for the performance of its duties hereunder; shall select a proper location for said transmitting station, ascertain the amount of power necessary therein, secure (if possible) the designation by the United States Department of Commerce of the wave length for said transmitting station, and secure such other information and data as shall be thought necessary or useful to enable the Legislature to adequately deal with said project.
3. Said commission shall make and complete its said survey and preliminary investigation as speedily as possible, and report in writing to the next session of the Legislature, which report may embody the commission's findings, as well as the form of suggested legislation.
4. Said commission shall serve without compensation, but shall be entitled to be paid its reasonable traveling expenses.
5. For the purpose of carrying into effect this joint resolution, and for meeting the reasonable expenses of said commission in the performance of its said duties, there is hereby appropriated, when approved by the appropriation committee, the sum of ten thousand dollars, or as much thereof as may be necessary, which sum shall be disbursed by the State Treasurer upon warrant of the Comptroller, after approval of bills by said commission.
6. This joint resolution shall take effect immediately.  
Approved March 31, 1926.

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### JOINT RESOLUTION No. 11.

Joint Resolution for the appointment of a commission to make a survey of the Teachers' Pension and Annuity Fund, and to inquire into the administration thereof.

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

Commission on  
teachers' pen-  
sion fund.

1. There is hereby created a commission to consist of two members of the Senate to be named by the President



thereof, and two members of the House of Assembly to be named by the Speaker of the House of Assembly, who shall constitute a joint commission for the purpose of making a survey of the Teachers' Pension and Annuity Fund, and further to inquire into the administration thereof.

2. Said commission shall organize by the selection of a chairman and secretary, and it is further empowered to employ such actuarial clerical and other assistants as may be necessary. The Attorney-General shall be counsel to the commission. The commission is hereby empowered to administer oaths, to issue subpoenas, signed by the chairman and the secretary thereof, to compel the attendance of witnesses, and the production of books, papers and records.

Organization.

Witnesses.

3. The commission may hold hearings in any part of the State and shall embody its findings and recommendations in a report to the next session of the Legislature.

Report.

4. For the purpose of carrying into effect this joint resolution there is hereby appropriated the sum of ten thousand dollars, or so much thereof as may be necessary.

Appropriation.

5. This joint resolution shall take effect immediately.  
Approved March 31, 1926.

#### JOINT RESOLUTION No. 12.

Joint Resolution continuing the commission created to formulate a comprehensive policy for the State of New Jersey, in relation to the potable waters of the State.

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

WHEREAS, The Water Policy Commission, created under Joint Resolution No. 8, of the Session of 1925, has filed its reports in relation to the proposed compact between the State of New York, State of New Jersey and Commonwealth of Pennsylvania, with relation to

Preamble.

the waters of the Delaware river and its tributaries, with recommendations thereon, and has also filed its report in relation to a comprehensive State policy in reference to the waters of this State, and with recommendations thereon, dealing with the problem of developing an adequate supply of potable water for the entire State, as required and the methods to be employed in securing such supply; and

Preamble. WHEREAS, It is desirable that said commission be continued for the purpose of making further survey of the questions committed to it, and of drafting bills to effectuate the recommendations contained in said report; and

Preamble. WHEREAS, Since the appointment of said commission, Palmer Campbell, one of the members thereof, has died and it is desirable that said commission be constituted of seven members as originally provided; now, therefore, be it

Appointment of commissioner. *Resolved*, That Edward L. Young, of the city of Jersey City, in the county of Hudson, be and he hereby is appointed a member of said commission in the place and stead of the said Palmer Campbell, deceased; and be it further

Commission continued. *Resolved*, That the commission appointed under Joint Resolution No. 8, of the Session of 1925, be and the same is hereby continued, and that there is hereby appropriated for the expenses of the commission, the sum of fifteen thousand dollars, or so much thereof as may be necessary, which shall be paid out of the treasury of the State, by certificate or warrant issued by the chairman of the commission.

Appropriation. Approved March 31, 1926.

## JOINT RESOLUTION No. 13.

Joint Resolution continuing the commission to investigate the relationship between the Port Authority and the respective municipalities wherein is situated property of the Port Authority, and particularly the subject of taxing such property; to confer thereon with a similar commission when and if appointed by the State of New York and to report its findings to the Legislature.

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

1. The commission of seven persons consisting of six persons heretofore named by the Governor, the President of the Senate and the Speaker of the House of Assembly and of Julian Gregory, former chairman of the Port Authority, is hereby continued and is authorized and directed to further investigate the relationship between the Port Authority and the respective municipalities wherein is situate property of the Port Authority, and particularly the subject of taxing such property and whether such property shall be taxed, and if so, to what extent; with authority to confer with a similar commission of the State of New York when and if such be or shall be appointed; and to report its recommendations and findings to the next session of the Legislature. Commission continued.
2. Any unexpended balance of the appropriation heretofore made for the paying of expenses and disbursements of this commission is hereby reappropriated for the use of said commission which money shall be disbursed by the State Treasurer on warrant of the Comptroller after approval of bills of the said commission. Appropriation.
3. This joint resolution shall take effect immediately.

Approved March 31, 1926.

## JOINT RESOLUTION No. 14.

Joint Resolution providing for the appointment of a commission to investigate and consider the question of taxation of all publicly-owned property, and the question of the taxation of property used for the purpose and for the protection of public water supply.

**Preamble.** WHEREAS, The matter of equal taxation is of vital importance to the people; and

**Preamble.** WHEREAS, Under our system of taxation it may tend for the equalization of the tax burden to have all publicly-owned property taxed; and

**Preamble.** WHEREAS, The necessities of the people living in many municipalities make it necessary for the municipality to secure a water supply from large areas outside of the taxing district, and in many instances such water supply is owned by the municipality to be supplied, unless it is expressly a subject of taxation, it is, together with all other public property, exempt from taxation; therefore,

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

**Commission on taxation of public property.** 1. That a commission is hereby created, consisting of four persons, residents of this State, to be appointed, two by the President of the Senate and two by the Speaker of the House of Assembly, to investigate and consider the question of taxation of all publicly-owned property, and the question of the taxation of property used for the purpose and for the protection of public water supply. The said commission shall organize within thirty days after their said appointment. The commission shall organize by the selection of a chairman, and it is hereby authorized to employ such assistants as it may deem necessary. The commission shall have power to compel the attendance of witnesses by its subpoena, signed by its chairman, and likewise to compel the

**Organization.**

**Witnesses.**

production of books, papers and records. Hearings shall be held at such places in the State of New Jersey as the commission shall designate.

2. The commission shall embody the result of its investigation and consideration in a report to the next session of the Legislature, and shall recommend such legislation as it shall deem necessary. Report.

3. For the purpose of this resolution there is hereby appropriated the sum of ten thousand dollars, or so much thereof as may be necessary, when included in any annual appropriation bill. Appropriation.

4. This joint resolution shall take effect immediately.  
Passed April 1, 1926.

### JOINT RESOLUTION No. 15.

Joint Resolution creating a commission for State participation in the South Jersey Exposition, and making an appropriation therefor.

WHEREAS, There is to be held in the city of Camden the South Jersey Exposition to commemorate the opening of the Delaware River bridge, and further to make known the industrial, agricultural, residential and recreational advantages of the South Jersey counties; and Preamble.

WHEREAS, It being appropriate that the State of New Jersey should participate therein; therefore Preamble.

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

1. That the President of the Senate and the Speaker of the House of Assembly do appoint a commission consisting of twenty-two persons who are hereby authorized to arrange for a proper display of exhibits of the various State departments at the South Jersey Exposition. The said commission is further authorized to issue certificates of awards and diplomas to exhibitors at such Commission on  
South Jersey  
Exposition.

exhibition, and to do all things necessary to effectuate this resolution.

Appropriation.

2. For such State participation there is hereby appropriated the sum of fifty thousand dollars, when included in any annual or supplemental appropriation bill.

3. This joint resolution shall take effect immediately.  
Passed April 1, 1926.

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## PROCLAMATIONS

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## Proclamations by the Governor

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### PROCLAMATION.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The appointment of certain officers required by law to be named by the Governor, with the advice and consent of the Senate, is of such importance that in the opinion of the Governor public necessity requires the convening of the Senate, in accordance with the provisions of Article 5, Paragraph 6 of the State Constitution,

I, THEREFORE, GEORGE S. SILZER, Governor of the State of New Jersey, in and by virtue of the powers vested in me by the Constitution, do hereby convene the Senate of this State in special session at the Senate Chamber, State House, Trenton, on Tuesday, September 8, 1925, at eleven o'clock, standard time, in the morning of said day.

Given under my hand and the Great Seal of the State of New Jersey, this second day of  
[SEAL.] September, A. D. one thousand nine hundred and twenty-five, and in the Independence of the United States the one hundred and fiftieth.

GEORGE S. SILZER,

By the Governor: *Governor.*  
THOMAS F. MARTIN,  
*Secretary of State.*

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### PROCLAMATION.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

On Thursday, September 17, 1925, we will commemorate the establishment of the Constitution of the

United States, which has been the fundamental law of this land for over one hundred and thirty-eight years.

This day should not pass without public recognition, and I therefore direct that the National Flag be displayed on all public buildings and business places in the State of New Jersey on that day from sunrise to sunset.

I request that all the citizens of the State likewise display the National Flag on that day on their dwellings and places of business.

Given under my hand and the Great Seal of the State of New Jersey, this twelfth day of  
[SEAL.] September, A. D. one thousand nine hundred and twenty-five, and in the Independence of the United States the one hundred and fiftieth.

GEORGE S. SILZER,

*Governor.*

By the Governor :

THOMAS F. MARTIN,  
*Secretary of State.*

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#### PROCLAMATION.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

November 11th is Armistice Day.

On this day we commemorate the ending of hostilities in the great World War, and call to remembrance the deeds of heroism and the sacrifice of lives in the cause of civilization.

America played her part in this world struggle, and the manhood and womanhood of the nation willingly responded to the cry of the war-weary.

These men and women must not be forgotten. In these days of peace we must not forget the sacrifices made in times of war. With memories refreshed of the terrors of war, we must struggle on for everlasting peace.

THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, do hereby proclaim Wednesday, November 11th, as

ARMISTICE DAY

and I do earnestly request that the day be observed with fitting patriotic exercises and memorial services, and that two minutes of silence be observed by all of the people of the State at the eleventh hour of the day, to perpetuate a world-wide custom.

Given under my hand and the Great Seal of the State of New Jersey, this fifth day of [SEAL.] November, in the year of our Lord one thousand nine hundred and twenty-five, and in the Independence of the United States the one hundred and fiftieth.

GEORGE S. SILZER,  
*Governor.*

By the Governor:  
THOMAS F. MARTIN,  
*Secretary of State.*

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PROCLAMATION.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

Another year has passed and Almighty God, by his providence, has blessed us with abundant harvests and has prospered us in our industries and trade. Above and beyond these temporal things, by his guidance, justice is honestly administered, and the poor and afflicted are cared for. In our dealings with the nations of the earth, a spirit of fairness and generosity has directed our councils, and the future is bright with prospects for permanent peace.

THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, do hereby designate and proclaim Thursday, November 26th, as

THANKSGIVING DAY

a day to be observed for general thanksgiving and prayer, and recommend that, so far as possible, all general business cease and that the people at some time during the day assemble in their respective churches for thanksgiving services.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-third day  
[SEAL.] of November, A. D. one thousand nine hundred and twenty-five, and in the Independence of the United States the one hundred and fiftieth.

GEORGE S. SILZER,  
*Governor.*

By the Governor:  
THOMAS F. MARTIN,  
*Secretary of State.*

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#### PROCLAMATION.

STATE OF NEW JERSEY,  
DEPARTMENT OF STATE.

WHEREAS, The Comptroller did, on the thirteenth day of January, nineteen hundred and twenty-six, 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 1923, under the laws of the State of New Jersey, and made payable into the State Treasury; and

WHEREAS, Under the provisions of said act the charters of said corporations are revoked and all powers

conferred by law upon such corporations declared inoperative and void, unless the Governor gives further time for payment; and

WHEREAS, The Governor has not given further time to the corporations so reported and hereinafter named for the payment of such taxes, and the same are still unpaid;

THEREFORE, I, GEORGE S. SILZER, Governor of the State of New Jersey, pursuant to the provisions of said act of the Legislature, do hereby issue this proclamation that the charters of the following-named corporations so reported and in default, to wit:

UNPAID TAXES FOR THE YEAR 1923.

A. Abrash Yarn Company,  
A. B. C. Cab Company, Inc.,  
Acker and Lyle, Incorporated,  
Ackerman Rubber Company,  
Ackermite Corporation of Pittsburgh,  
Acme Lumber Company,  
Acme Sales Company, Inc.,  
Acma Tile Company,  
Active Construction & Investment Co., Inc.,  
Adams Macaroni Company,  
Adams Supply Company,  
Adservice, Inc.,  
Adsit-Ward Lumber Company, Inc.,  
Adventist Development Company,  
Aero Manufacturing Company,  
A. E. Schneider Top & Equipment Co.,  
Aetna Chemical Co.,  
A. Fink and Sons Food and Trading Company,  
Agens & Company,  
Airtight & Waterproof Products Corp.,  
Ajax Electric and Manufacturing Company,  
Akton Manufacturing Company, Inc.,  
Aladdin Engine Company,  
Alcott Flooring Company,  
Aldene Storage and Warehouse Company,  
Aldine Press, Inc.,

Alert Auto Devices, Inc.,  
Alexander Manufacturing Company,  
Alexander Seidler Company,  
Alexander Seidler, Inc.,  
Alexander S. McNear, Inc.,  
Allentown-New York Carrier Corporation,  
Alliance Realty Corporation,  
Allied Realty Company,  
All Steel Lunch Wagon Company,  
Almar Novelty Corporation,  
Almy Realty Company,  
Alp Electric Manufacturing Co.,  
Alpha Piece Dye Works, Inc.,  
Alp Jewelry Company, Inc.,  
Alte Market Company,  
Alyea Realty Company,  
Ambassador Cafeteria, Inc.,  
Amboy Holding Company,  
Ambrose Lighterage & Transportation Co., Inc.,  
American Apparatus Glass Company,  
American Auto Supplies Co.,  
American Beef Company,  
American Boiler Appliances Co., Inc.,  
American Carburetor Corporation,  
American Cooperage Company,  
American Dental Manufacturing Co.,  
American Dye Intermediates Co.,  
American Foundry Co., Inc.,  
American Hare Breeders' Association, Inc.,  
American Industrial Alcohol Co.,  
American Leather Goods Company,  
American Newspaper Association,  
American and Polish Trading and Manufacturing Co.  
of New York, Warsaw and Vienna,  
American Radio Equipment Co.,  
American Realty Exchange, Incorporated,  
American Shoe Shank Manufacturing Company,  
American Spring Manufacturing Company (Inc.),  
American Tallow Co.,  
American Trucking Co., Inc.,  
Ampere Electric Corporation,  
Ampere Housing Company,

A. M. Taylor Theatre Company,  
Anchor Oil Company,  
Anderson Coat Company,  
Anderson Raincoat Company,  
Andrew Warhol, Inc.,  
Anglers' Inn,  
Anglo-American Cuban Land and Colonization Co.,  
A. P. Clark Company,  
Apollo Sign Company,  
Appleby Farms Company,  
A. & P. Wire Company,  
Aqua-Vitae Company,  
A. R. Burnette Corporation,  
Arcadia Realty Company,  
Arcadian French Pastry Company,  
Arctic Fur Dyeing Company,  
Ardmaer Trucking Company,  
Argo Boat Company,  
Arith-Counter Manufacturing Company, Inc.,  
Armorclad Manufacturing Company, Inc.,  
Army & Navy Shops, Inc.,  
Arnold-Hellmuth Manufacturing Company, Inc.,  
Aronsohn Brothers Silk Co.,  
Art Broad Silk Works, Inc.,  
Artcraft Homes Company,  
Art-Radio Sales Corporation,  
Artstrong Manufacturing Company,  
Ash, Wikstrom & Associates,  
Ashworth Building Corporation,  
Asphalt Products Company,  
Associated-Syndicates, Inc.,  
Atlantic Coast Pier Company,  
Atlantic Drilling Company,  
Atlantic Drug & Chemical Co.,  
Atlantic City Apartments Corporation,  
Atlantic City Basketball Club, Inc.,  
Atlantic City Company,  
Atlantic City Exhibitors Company,  
Atlantic City Hotel-Sanitarium Corporation,  
Atlantic City Ice Company,  
Atlantic City Market,  
Atlas Estate Company,

Atlas Express Company,  
Atlas Loan Co.,  
Atlas Publishing Co., Inc.,  
Atmo Signal Corporation,  
Attucks Printing and Publishing Company,  
Augorcon Company,  
Aurora Studios Corporation,  
Ausonia Manufacturing Company,  
Auto and Electric Supply Company,  
Auto Hearse Mfg. Co.,  
Automotive Appliances Manufacturing Company,  
Automotive Collateral Company of Camden, N. J.,  
Automotive Electric Products Co.,  
Auto Necessities Company,  
Auto Paint Shop,  
Autopticon Company of New Jersey,  
Auto Shop,  
Auto Sun Shield Corporation,  
Auto Treat Company,  
Avenel Bulletin, Inc.,  
Avenel Woodworking Company,  
Bag Advertising Company,  
Bag Advertising and Supply Co., Inc.,  
Bailer and Blair Sheet Metal Works,  
Bakers Corporation of America,  
Bangert Improved Tool Co.,  
Bankers Finance Corporation,  
Bankers' Specialty Corporation,  
Bankston-Monroe Realty Co.,  
Barnett Silk Co.,  
Barney Piken, Inc.,  
Barney's Auto Wrecking Co.,  
Bart Reflector Co., Inc.,  
Bassist Multiple Printing Frame Co.,  
Bauman's Continental Hotel, Inc.,  
Bayonne Bolt and Nut Co.,  
Bay Publishing Company,  
Bayway Color Works,  
B. Bornstein, Inc.,  
B. Breier Shoe Manufacturing Co., Inc.,  
Becker Realty Company,  
Belawan Products Co.,



Belco Candy Co.,  
Belco Drug & Extract Company, Inc.,  
Bell Amusement Corporation,  
Bellefair Manufacturing Co.,  
Bell Embroidery Company, Inc.,  
Bellemoore Apartments Corporation,  
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Belleville Manufacturing and Finishing Co.,  
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Benjamin R. Fox Co.,  
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Bergen Improvement Co.,  
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Berky's Smoke & Novelty Shop,  
Berlin Spring Water Co.,  
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Boonton and Newark Bus Co.,  
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Boonton Times Job Printing Co.,  
Bordentown Improvement Company,  
Borenfeld Throwing Co.,  
Bosquett Realty & Improvement Co.,  
Boston American League Base Ball Club,  
Boston Cruller and Doughnut Bakery,  
Boston Shoe Stores, Inc.,  
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Boulevard Lace and Embroidery Co.,  
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Bound Brook Motor Company, Inc.,  
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53 LAWS

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Jean Gabriel Productions, Inc.,  
Jeannette Taxi Company,  
Jersey City Baseball Club,  
Jersey Auto Company,  
Jersey Coast and Lakewood Laundry Co.,  
Jersey Ice Cream Company,  
Jersey Leather Trimming Co.,  
Jersey Packing Company,  
Jersey Reed Mfg. Company,  
J. G. Berger and Company,  
J. G. Curtis Leather Co.,  
J. G. Sinclair, Inc.,  
J. C. Syms Land Company,  
J. H. Armstrong Realty Company,  
J. Howlett & Company,  
J. H. Wilkerson & Company,  
Jim Bonner, Incorporated,  
J. J. Slattery Tile Company, Inc.,  
J and L Construction Co., Inc.,  
Joe Londinsky Co.,  
John B. Fay & Company, Inc.,  
John C. Bogert & Company, Incorporated  
John E. Wolfe and Bro., Inc.,  
John F. Barnhouse Studios,  
John I. Marion Company,  
John J. Peters Machine Works,  
John L. Bachmann, Inc.,  
John T. Fairhurst Co.,  
Joint Owners Construction Co.,  
Jordan Reporting Company,  
Jordans and Company,  
Joseph English Company,  
Joseph Gordon, Inc.,  
Joseph G. Ortlieb Company,  
Joseph Sharpe Construction Co.,  
Josiah Partridge and Sons Co.,  
J. R. W. Littell, Inc.,  
Just Rite Baking Company,  
J. W. Edwards Construction Company,  
Kahelm Corporation,  
Kaiser Handkerchief Co.,

Kalck Projecting Advertising Clock Company,  
Kalish Pharmacy, Inc.,  
Kanouse Mountain Water Company,  
Kanter Cloak Co., Inc.,  
Kantor Construction Company,  
Karefree Kolony,  
Kaufherr Real Securities Company,  
K. B. C. Smith Realty Company,  
K. B. Manufacturing Company,  
K. B. Smith and Company,  
K. C. Persian Warehouses,  
Keansburg Athletic Club, Incorporated,  
Keansburg Development Company, Inc.,  
Kearny Foundry Company,  
Kehrer Distributor Company,  
Keko Products Corporation,  
Kelly Brothers,  
Kelly Concrete Products Company,  
Kelsey Sales Organization, Inc.,  
Kesco Clay Products Co.,  
Keyport Laundry Company,  
Keystone Box Manufacturing Company,  
K & F Bakery & Restaurant, Inc.,  
King Alley & Company, Inc.,  
King Boat Works, Inc.,  
King Bullion Silver Mining Company,  
Kirkland and Mulvey, Inc.,  
Kleclad Stamping & Retinning Company,  
Klemp-Boczar and Company,  
Knapp-Martina Tool & Manufacturing Company,  
Knickerbocker Steel Ceiling Company,  
Knight Auto Supply Company,  
Knight Oil Sales Company,  
Koaless Products Company,  
Kobrin & Kroll, Inc.,  
Kopper Kloth Company,  
Kosher Dress Beef Company,  
Kratz Ice Company,  
Kun-Finberg Bloomgarden Company,  
Kuno Boat Company,  
Lackawanna Country Club, Inc.,  
Lackawanna Realty Company (No. 2),

Laf-At Comedies, Inc.,  
Lafayette Graduate Engineers & Contractors,  
La Gloria Transportation Co.,  
Lake Shore Rubber Corporation,  
Lakeside Park Land Company (No. 1),  
Lakeview Poultry Farm Company,  
Lakewood Amusement Co.,  
Lakewood & Coast Water & Electric Co.,  
Lakewood Engineering Company of Lakewood, N. J.,  
Lalor Home Building Co.,  
La Mode Dry Goods Co.,  
Land Development & Finance Co.,  
Lane Manufacturing Co.,  
La Pointe Engineering Co.,  
Laundry Service Co.,  
Laurel House Co.,  
Lawrence Construction Co.,  
Lawrence Shops, Inc.,  
Leather Products Co.,  
Le Blanc, Incorporated,  
Lehigh Knitting Mills,  
Lehigh Sales Corporation,  
Lehman's Clothes Shop,  
Lehritters, Inc.,  
Lemmerman Villa Site Co.,  
Le Nora Dress Good Co., Inc.,  
Leonard Lawrence Co.,  
Levy and Levis Co.,  
Lewis Gun Works,  
Lexington Hotel Corporation,  
Lexington Operating Co.,  
Ley-Mar Advertising Service, Inc.,  
Liberty Cloak and Suit Co., Inc.,  
Liberty Hotel, Inc.,  
Liberty Park Realty & Improvement Co.,  
Liberty Publishing Co.,  
Liberty Realty & Finance Co.,  
Liberty Shirt Co.,  
Lightning Products Corporation,  
Lignol Chemical Co.,  
Lilly Light Laundry Co.,  
Lillywhite Frowd, Inc.,

Lincoln Construction Co.,  
Lincoln Highway Transportation Co.,  
Lincoln Rug & Carpet Cleaning Company, Inc.,  
Lincoln Theatre Corporation,  
Linden Avenue Realty Co.,  
Linden-Union Building Co.,  
Lindsay Metal Novelty Works,  
Lindy Catering Co. of N. J., Inc.,  
Lipack & Sagurton Manufacturing Co., Inc.,  
Lissenin Radio Co., Inc.,  
Livingston Park Land Co.,  
Lizzie K. Budd Boat Co.,  
L. K. Mangold, Inc.,  
L. Leslie Headley Co.,  
Lloyd and Co.,  
L. M. Medick Manufacturing Co.,  
Locke Cigars, Inc.,  
Lodi Dress Co.,  
Loggia Vittorio Emanuele II, Incorporated,  
Long Branch Manufacturing Co.,  
Louis F. Tucci Realty & Construction Co.,  
Louis J. Osterstock Co., Inc.,  
Louis Solow and Company, Incorporated,  
Lozier-Goeltz Co.,  
Lugmat Co., Inc.,  
Lupia Brothers Construction Co.,  
Lustbader & Company,  
Luther Hardwood Flooring Co.,  
L. W. Emmons Company, Inc.,  
Lynda Lee,  
Lyndhurst Tailoring Company, Inc.,  
Lyons Battery Distributing Co., Inc.,  
Lyons Development Co.,  
Lyons Development and Supply Co.,  
Macartney-Somes Milking Machine Co.,  
MacBert Construction Co., Inc.,  
Mackey Realty Corporation,  
Mack Latz Co.,  
Magashegyi Construction Co.,  
Magee-Stanwood Co.,  
Majestic Co.,  
Major Oil Tite Piston Ring Co.,

Mallon Motor Car Co.,  
Manhattan Handkerchief Co.,  
Manhattan Manure Co.,  
Manhattan Realty Company of Hasbrouck Heights,  
Mansmann Bros. Co.,  
Manufacturers Accessories Corporation,  
Manufacturers Waste Products Co.,  
Maplewood Laundry Co.,  
Maradsman Realty Corporation,  
Marbletex Co.,  
Marcele Mining Co.,  
Mardean Co.,  
Marine Upholstery Co., Inc.,  
Marion Electrical Manufacturing Co.,  
Market Cigar Co.,  
Market Silk Co.,  
Marone Auto Bus, Inc.,  
Marquette Hotel, Inc.,  
Marseilles Dress Co.,  
Marshall-Banks-Burr & Co.,  
Martin-Adams-Steelman et al. Association,  
Martin Construction Co.,  
Martin Motor Company of Newark, N. J.,  
Marvel Silk Co.,  
Master Manufacturing Co.,  
Masur Realty Co.,  
Matawan Color Co.,  
Mathis Motor Co.,  
Maude Fealy Players,  
Maybaum Beef Co.,  
M. & B. Oil Co.,  
M. & B. Research Laboratories, Inc.,  
McCathie, Moore and McCann, Inc.,  
McHugh Jewelry and Novelty Co.,  
McKinnon Rockaway Axe Co.,  
McLaughlin Tool Co.,  
M & C Motor Sales Co.,  
McPhilben Corporation of New Jersey,  
M. and C. Silk Corporation,  
Medical Pickwick Press,  
M. E. Folsom Floor & Wall Tile Co.,  
Mendel Realty Co.,

Mercantile Law Co.,  
Merchants Press, Inc.,  
Mercury Tanning Co., Inc.,  
Merit Artificial Silk Corporation,  
Merit Manufacturing Co.,  
Merritt & Chapman Derrick & Salvage Co.,  
Mertens Theatre Co.,  
Metallic Industry, Inc.,  
Metaloid Co., Inc.,  
Metal Products and Machine Co.,  
Metro Luggage Corporation,  
Metropolitan Production, Inc.,  
Metuchen Dyestuff Corporation,  
Mexican Copper Co.,  
M. F. Donovan and Sons, Inc.,  
M. Goldberg Estate,  
Mickam-Nash Motors Corporation,  
Middlesex Auto Signal Co.,  
Middlesex Hollow Tile Co.,  
Middlesex Oil Corporation,  
Middlesex Sales Co.,  
Mills & MacArty Co.,  
Mills Provision Co.,  
Millville Base Ball and Amusement Corporation.  
Milrose Realty Co.,  
Minday Products Corporation,  
Minnesota Flour Co.,  
Minute Man Company, Inc.,  
Mione Specialty Corporation,  
M. J. Levine Co., Inc.,  
MME. Seideman, Inc.,  
Model Engineering Co., Inc.,  
Modern Loom Works,  
Modern Machine and Tool Co.,  
Modern Selling Co.,  
Modern Storage Rooms, Inc.,  
Moe Appelbaum, Inc.,  
Momac Co., Inc.,  
Monarch Sales Company, Inc.,  
Monmouth Beach Realty Co., Inc.,  
Monmouth Clothing Company, Inc.,  
Monogram Letter Company, Inc.,

Monroe Auto Top & Equipment Corporation,  
Monroe Holding Co.,  
Montague Co.,  
Montalvo Realty Co.,  
Montana Gold & Silver Mining Co.,  
Montauk Manufacturing Co.,  
Montclair Herald Co.,  
Montclair Milk & Cream Co.,  
Montclair Press, Inc.,  
Montclair Radio Manufacturing Corporation,  
Montclair Window Cleaning Co.,  
Montray Investment Co.,  
Moore Land Co.,  
Moore & Warren, Inc.,  
Morgan Engineering Co.,  
Moriarty Contracting Co.,  
Morningside Irrigation Co.,  
Morrin Climax Boiler Co.,  
Morrison Foundry Co.,  
Morrison-Livingston Box Co.,  
Motion Picture Advertising Co.,  
Motor Sales Co. of Plainfield,  
Motor Transport Sales Co.,  
Mt. Ephraim Farmers and Builders Supply Co.,  
Mount Laurel Farmers' Club,  
M. P. Howlett, Inc.,  
Munn Avenue Holding Co.,  
Murray Farms Corporation,  
Murray Realty & Construction Co.,  
Musconetcong Spring Water Ice Co.,  
Mutual Advertising Co.,  
Mutual Finance Company of N. J., Inc.,  
Mutual Holding Co.,  
Mutual Marine Corporation,  
M. W. Metal Company of America, Inc.,  
Myers Auto Pump Company, Inc.,  
Nagoya Silk Company,  
Nash Motor Sales Corporation,  
National Academy of Psychoanalysis,  
National Agency Co.,  
National Automotive Supply Company,  
National Bevel Glass & Mirror Company,



National Carpet and Rug Stores, Inc.,  
National Christmas Bond Association,  
National Fixture Company, Inc.,  
National Fruit and Produce Company,  
National Home Furnishing Company,  
National Industrial Service Corporation,  
National Marine Paint and Color Company,  
National Metal Products Company,  
National Mortgage Corporation,  
National Oil Company,  
National Optical Stores Company,  
National Park Maternity Hospital Company,  
National Pharmacy Stores, No. 1,  
National Radio Works, Inc.,  
National Railway Car Cleaning Company, Inc.,  
National Sporting Enterprises,  
National Thrift Corporation,  
National Tile Works, Inc.,  
National Tire Company, Incorporated,  
National Trading & Manufacturing Company,  
National Transfer and Warehouse Company,  
National Transmitter Company, Inc.,  
National Utilization Company,  
National Wet Wash Laundry Company,  
Nat Levy, Inc.,  
Natural Products Company, Inc.,  
Natural Saratoga Mineral Waters Corporation,  
Neighborhood Laundries, Inc.,  
Nellcar Products Company,  
Neptune Fisheries Co.,  
Neptune Pharmaceutical Laboratories,  
Neptune Pounds Company,  
Neptunus Supply Corporation,  
Newark Art Tailoring Company,  
Newark Auction Salesrooms, Inc.,  
Newark Ave. Grocers, Inc.,  
Newark Bearings Corporation,  
Newark Brush and Scraper Company,  
Newark Chain Company,  
Newark Confectionery Company, Inc.,  
Newark Construction Company, Inc.,  
Newark Exposition Committee,

Newark Generator & Magneto Company,  
Newark Metal Ceiling Company,  
Newark Nut Company, Inc.,  
Newark Paper Products Company, Inc.,  
Newark Patents Engineering Corporation,  
Newark Produce Market, Inc.,  
Newark Progressive Tailoring Co-operative,  
Newark Rabbit Dressing Company,  
Newark Suburban Bus Company, Inc.,  
Newark Textile Mills, Inc.,  
Newark Uradia Sales Company,  
New Brunswick Broom Company,  
New Brunswick City Pharmacy,  
New Brunswick Milk & Cream Company,  
New Brunswick Taxi & Renting Service,  
New Era Concrete Tile Company,  
Newgas Company,  
New Home Builders Company,  
New Jersey Acceptance Corp.,  
New Jersey Army and Navy Sales Co., Inc.,  
New Jersey Bakers Supply, Inc.,  
New Jersey Casket Company,  
New Jersey Construction and Realty Company,  
New Jersey Co-operative Agency,  
New Jersey Dental Parlors,  
New Jersey Dyeing & Bleaching Company,  
New Jersey Elastic Braid Company,  
New Jersey Finance Corporation,  
New Jersey Finance & Securities Corporation,  
New Jersey Game and Novelty Corporation,  
New Jersey Garages, Inc.,  
New Jersey Gas Company,  
New Jersey Gauge Company, Incorporated,  
New Jersey Home Association,  
New Jersey Leathercloth Corporation,  
New Jersey Lumber Corporation,  
New Jersey Manufacturing Company,  
New Jersey Metal Treatment Company,  
New Jersey Millwright Company, Inc.,  
New Jersey Musical Rocking Chair Company,  
New Jersey Nipple and Machine Works,  
N. J. Patented Appliances Corp.,

New Jersey Radio & Service Company,  
New Jersey Realty & Finance Corporation,  
New Jersey Scrap Iron and Metal Company,  
New Jersey State Electric Company,  
New Jersey Textile Machinery Exchange, Inc.,  
New Jersey Trucking Company,  
New Jersey Tube Company,  
New Jersey Typewriter Company, Incorporated,  
New Jersey Wireless Telephone Company,  
Newman Bakeries, Inc.,  
Newman School,  
New Method Tire Corporation,  
New Model Dress Shop,  
New Republic Finance Corporation,  
Newton-Humphreville Company,  
Newton Motor Corporation,  
Newtown Belleek Company, Inc.,  
New York Buffet Lunch Company, Inc.,  
New York Finance Corporation,  
New York and Jersey Land Company,  
N. Y. and N. J. Homes Construction Company, Inc.,  
New York Shoe Company,  
New York Wireless Telephone Company,  
Niagara Construction Corporation,  
Nickelsburg Export Corporation,  
Nipola Products Company, Inc.,  
Nips, Incorporated,  
Nixon Chester Theatre Company,  
Noepel & Blair, Inc.,  
Nonpareil Stopping Device Company,  
Normandy Construction Company,  
Normandy Holding Company,  
North American Fur Dyeing Company,  
North Avenue Holding Corporation,  
North End Garage of Elizabeth, New Jersey,  
North Hudson Sales & Service Corporation, Inc.,  
North Hudson Soda Water Company,  
North Jersey Automobile Company,  
North Jersey Realty & Investment Company,  
North Jersey Steel Company,  
Northern Amusement Corporation,  
Nottingham Garage, Inc.,

Novo Laboratories Distributing Company, Inc.,  
Novo Laboratories, Inc.,  
Nugent Valve Company,  
Ny-Mich Holding Corporation,  
Oakdale Manufacturing Company,  
O. A. Philip Company, Inc.,  
Ober Realty Corporation,  
Ocean City Apartment Company,  
Ocean City Field Club,  
Ocean County Feed Company,  
Ocean County Motor Trucking Company,  
Ocean Realty Company of Asbury Park,  
Ochs Snow Plow Company,  
O'Connor Metal Barrel Company,  
O. H. Cushwa, Inc.,  
Oiltrol Piston Ring Company,  
Olindoscope Chemooptical Corporation of America,  
Oldson Truck Company,  
Onyx Realty Company,  
Orange Box Company,  
Oscar Hogrelius, Inc.,  
Ost Apothecary,  
Ostro Products Corporation of America,  
Outlook Hotel Company,  
Overdale Homes Company,  
Overnight Transportation Corporation,  
Palace & Strand Amusement Company, Inc.,  
Palisades Dwelling Erectors, Incorporated,  
Palmer, Brice & Company,  
Pal Realty Company, Inc.,  
Pan-American Chamber of Commerce,  
Pan Atlantic Cigar Company,  
Panchromotion, Inc.,  
Paragon Talking Machine Company,  
Paramount-Essex Theatres Company,  
Parisienne Specialty Shop,  
Parish Manufacturing Company,  
Parisian Cone Company,  
Paris-New York Fashion Company,  
Park Investment Company,  
Park Taxi, Inc.,  
Partners In Finance, Inc.,

Passaic Automobile Cooperative Company,  
Passaic City Garage, Inc.,  
Passaic & Clifton Holding Corporation,  
Passaic Co-operative Realty Company,  
Passaic County Publishing Company,  
Passaic Ribbon Printing Company,  
Patent Spring Bed Company,  
Paterson Beef Company,  
Paterson-Passaic Jewish Chronicle Publishing Company,  
Paterson Printing & Publishing Company,  
Paterson Realty & Construction Company, Inc.,  
Paterson Silk Clearing House,  
Paterson Silk Textile Institute,  
Patrick White & Sons,  
Patten Realty Company,  
Patterson Market Company, Inc.,  
Pauley Donaldson Corporation,  
Peacock Shop,  
Peerless Athletic Club, Inc.,  
Peerless Building Company,  
Peerless Can Company,  
Peerless Meter Company,  
Peerless Moving Picture Company,  
Peerless Products Corporation,  
Pencilaid Company,  
Penetrator Company, Inc.,  
Pennsylvania Feldspar Company,  
Peoples Auctioneer's Company,  
Peoples Cash Saving Corp.,  
Peoples Merchandise Company,  
Peoples Quick Service Laundry Company,  
Peoples Water Company,  
Pequannock Park Corporation,  
Period Furniture Company,  
Perth Amboy Building and Real Estate Corporation,  
Perth Amboy Business College,  
Perth Amboy Mortgage and Investment Company,  
Peshine Construction Company,  
Peters Motor Car Company, Inc.,  
Peterson Voight Company,  
Pete's Candy Shop,

Philadelphia and Boston Face Brick Company,  
Philadelphia Customs Bonded Warehouse, Inc.,  
Philadelphia Distilling Company, Inc.,  
Philadelphia General Bonded Warehouse, Inc.,  
Philadelphia Sand and Gravel Company, Inc.,  
Philadelphia Transfer & Baggage Express Co. of New  
York,  
Phillipsburg Limestone and Sand Company, Inc.,  
Phillipsburg News Publishing Company,  
Phoenix Luggage Company, Inc.,  
Phonoreel Corporation,  
Physicians' Research Laboratories, Inc.,  
Picot Garage & Auto Sales Company,  
Piggly Wiggly Atlantic, Inc.,  
Piggly & Wiggly South Jersey, Inc.,  
Pine Products Incorporated,  
Pingry School,  
Pioneer Aero Company, Inc.,  
Plainfield Express Company,  
Plainfield Painting & Decorating Company,  
Plato D. Guimes, Inc.,  
Playhouse Amusement Company,  
Pleasant Beach Realty Company,  
Pleasantville Construction Company,  
Pleasantville Mercantile Company,  
Plock Corporation,  
Po Ambo Chemical Company,  
Polish-American Bakers' Co-operative Association  
Polo Hat & Cap Company,  
Polonia Department Store,  
Portable Electric Safety Light Company,  
Potomac River Coal Company,  
Poultry & Farm Products Corp.,  
Power Auto Machinery Company,  
Prague Drug Company, Inc.,  
Precious Woods Handling Company,  
Preis-Satanov Realty Company,  
Premier Accessory and Specialty Corporation,  
Premier Restaurant, Inc.,  
Price Realty Company,  
Princeton Militia Company,  
Priscilla Products Corporation,

Producers Finance Corporation,  
Producers Pipe Line & Refining Company,  
Progressive Childrens Clothing Company,  
Progressive Coat Company, Inc.,  
Progressive Commercial Corporation,  
Progressive Construction Company, Inc.,  
Progressive Handkerchief Manufacturing Company,  
Progressive Social Protective Club,  
Proprietary Pharmaceutical Laboratories,  
Prospect Theatre Company,  
Prosperity Advertising Company,  
Protection Realty Company,  
Protecto Safety Appliance Company,  
Provident Homes Company, Inc.,  
Provident Realty and Finance Corporation,  
Provost Stores,  
Public Elevator and Conveying Company,  
Public Garbage Service Corporation,  
Public Realty Company,  
Public Service Home Builders Corporation,  
Public Service Realty Corporation,  
Purdy Motor Car Company,  
Puring Mining Company, Inc.,  
Puritan Silk Company, Inc.,  
P. W. P. Mfg. Company,  
Pyrolac Chemical Company,  
Pyrophoric Metals Company (Inc.),  
Quaker City Extract Company,  
Quaker Coal & Supply Company,  
Quality Advertising Company, Inc.,  
Quality Clothes Shop, Inc.,  
Quality Glass Manufacturing Company,  
Queen Resort Realty Company,  
Queen Sand Oil Company,  
Radd Organ Corporation,  
Radice Bless Corporation,  
Radio Appliance, Inc.,  
Radio Chain Stores Company, Inc.,  
Radio Garment Company,  
Radio Laboratories of New Jersey, Inc.,  
Radio Products Corporation,  
Radio Specialty Corporation,

Radio Stores, Inc.,  
Radio Telephone Manufacturing Company,  
Rae Brothers Lumber Company,  
Rahway 5 and 10 Cent Stores, Inc.,  
Railroad Watch Company,  
Rainbow Yard Goods Stores, Inc.,  
Randall Corporation,  
Rapid Transit Bus Company,  
Raritan Development Company,  
Raritan Furniture Company,  
R. and B. Realtors' Association,  
R. C. Automobile Company,  
Reade Hotel Company,  
Real Estate & Hotel Company of Atlantic City,  
Realty Holding Company, Inc.,  
Realty Service Corporation,  
R. E. Carpenter Company, Inc.,  
Recording Instrument Corporation,  
Redden & Martin, Inc.,  
Rednor and Holzner Company,  
Red Rock Artesian Water Company,  
Reed Music Company,  
Reers & Reers, Inc.,  
Reeside Company, Inc.,  
Regina Company,  
Reid and Company,  
Reliable Cooperage, Inc.,  
Reliable Exchange Incorporated,  
Reliable Fur Dressing Company, Inc.,  
Reliance Fur Dyeing, Inc.,  
Reliance Realty Company,  
Reliance Typewriter Company,  
Remer Knitting Mills,  
Republic Embroidery Works,  
Resilient Tire Company,  
Retep Realty Company,  
Rex Engineering Company,  
Rex Realty Company,  
R. F. H. Realty Corporation,  
Rhome Electric Company, Incorporated,  
Rialto Shoe Company,  
Rice-Wuest Company,



Richardson Company,  
Richelieu Motor Sales Company,  
Richman Poultry Company,  
Ridgefield Construction Company,  
Ridgewood Silk Company,  
Riley Realty & Construction Company,  
Ritz Theatres Corporation,  
River Leaf Company,  
Riverside Shoe Manufacturing Company,  
R. M. Jereissati Company,  
Robbins Bros. Corporation,  
Robbins and Combi, Inc.,  
Robertson Company,  
Robinson, Darrow Motor Company,  
Rogers Clothes Shop,  
Rogers Realty Company, Inc.,  
Rohlffs & Buckley,  
Roma Silk Company,  
Roosevelt Automotive Corporation,  
Roosevelt Place Corporation,  
Rose Candy Company,  
Rose City Garage, Inc.,  
Rosekrans-Snyder Company,  
Roselle Cloak Company,  
Rosenkrans & Kashefsky Plumbing & Construction  
Company,  
Rosenthal-Stewart Company, Inc.,  
Ross M. Kearns, Inc.,  
Roth & Schlenger, Jersey City, Inc.,  
Rouse Company,  
Roxylite Company,  
Royal Dentists, Inc.,  
Royal Doughnut Company, Inc.,  
Royal Eighteen Karat White Gold Company,  
Royal Food Stores,  
Royal Velvet Products Company,  
Royal Woolen Mills, Inc.,  
R. & S. Realty Company,  
Rubber Corporation of America,  
Rubber Products Industries, Inc.,  
Ruckstuhl and Company,  
Runnel-Amend Studios,

Russell C. Howell, Inc.,  
Rutherford Rubber Company,  
Ruyera Lopez Cigar Manufacturing Company, Inc.,  
R. & Z. Construction Company,  
Saddle River Engineering Corporation,  
Safety Gas Apparatus Co., Incorporated,  
Safety Vault Auto Company,  
Sam Levy, Incorporated,  
Samovar Tea Room and Restaurant, Inc.,  
Samuel Baer & Company,  
Samuel W. Bloom & Company,  
San Building Corporation,  
Sanhican Company, Inc.,  
Sanitary Ash Receiver Company,  
Sanitary Comb Company,  
Sanitary Laundry Company of Jersey City,  
Sanitary Sewage Treatment Company,  
Santa Cruz Falls Association,  
Satisfaction Service,  
Sauer Realty Corporation,  
S. A. V. Company,  
Savoy Lighting Fixture Company, Inc.,  
Saxon Silk Mills,  
Scandia Silk Manufacturing Company,  
Scarlata-Perelli Construction Company,  
Scheiber and Company,  
Schiffel Radio and Electric Corporation,  
Schiller Resnick Company,  
Schlegel Hardware Company,  
Schmidt-Spierling Realty Company,  
Scholz & Kirk Optical Stores, Incorporated,  
Schorner Trucking Co., Inc.,  
Schulte Manufacturing Company,  
Schumm's Service, Inc.,  
Schwarz Sample Furniture Company,  
Schwitzgabel Company,  
Searles Apartment Company,  
Seashore Publishing Company,  
Seaside Realty Corporation,  
Seaview Realty Corporation,  
Securities Investment Company,  
Security Fur Cutting Company,

Security Garage, Incorporated,  
Security & Investment Co. of New Jersey,  
Security Mortgage & Realty Co. of Camden, New Jersey,  
Security Silk Company,  
Sef Realty Company,  
Seibert Manufacturing Company,  
Semes-Stuber Construction Company,  
Semple Rubber Company,  
Senso Novelty & Specialty Company,  
Sentinel Products, Inc.,  
Service Development, Inc.,  
Service Film Laboratory,  
Service Plumbing Shop, Inc.,  
Sesquicentennial Investment Corporation,  
Shane Brothers & Wilson Company,  
Shark River Improvement Company,  
Sharp Motor Car Co., Inc.,  
Sheffield Silver Company,  
Shell Rock Spring Water Co., Inc.,  
S. H. G. Kosher Meat Markets,  
Shiloh Business Association,  
Ship Bottom Fisheries,  
Shirley Silk Co.,  
S. & H. Realty Company,  
Shrewsbury Inn, Inc.,  
Sieger Remedy Company,  
Signal Systems Service Co., Inc.,  
Silvestri Realty Company of Bayonne, New Jersey,  
Simplex Removable Sash Co., Inc.,  
Slater Press, Inc.,  
Slater & White Company,  
S. L. Goldman Company,  
S. & M. Construction Company,  
Smith Carson Company,  
Smith Motor Car Company,  
Snow White Family Laundry, Inc.,  
Snyder Auto Service,  
Sol Casting Company,  
Somerset Chrystal Springs Farms, Inc.,  
Somerset Garage,  
Somerset Shirt Company, Inc.,

South End Pharmacy,  
South River Contracting Company,  
South River Shirt Company, Inc.,  
South Side Charcoal Co., Inc.,  
South Street Realty Corporation of Newark,  
South Jersey Sales and Building Corporation,  
South Jersey Sales Company,  
Southern Shoe Manufacturing and Repairing Company,  
Spanish Publishing Company, Inc.,  
Span & Lerman, Inc.,  
Sparrow Investment Company,  
Spa Spring Ice Company,  
S. P. B. Furniture Company,  
Specialty Bulb Blowing Works,  
Specialty Embroidery Co., Inc.,  
Speese-Foster Corporation,  
Sphinx Electric Mfg. Corporation,  
Sportman's Service Station,  
Square Realty Company.  
S and S Chemical Company,  
S. & S. Silk Co., Inc.,  
S. & S. Textile Company,  
S. S. T. Navigation Company,  
Standard Auto Engineering Company,  
Standard Biscuit & Specialty Company,  
Standard Electric Manufacturing Company,  
Standard Equipment Company,  
Standard Gas Company,  
Standard Hosiery Company,  
Standard Pharmacy, Inc.,  
Standard Publishing Company,  
Standard Remedy Company,  
Standard Signal Company,  
Standard Tires Corporation,  
Standard Towel Company,  
Standard Warping & Winding Co., Inc.,  
Stand-Bi-Radio Mfg. Co., Ltd.,  
Stando Sales Company,  
Stanton Forging Company,  
Starbuck & French Sales Co., Incorporated,  
Star Cake Bakery Company,  
Star Drug Company,

Star Shoe Store Company,  
Star Syringe Company, Incorporated,  
State Drug Stores,  
State Realty Corporation,  
States Amusement Company,  
States Hosiery Stores Co., Inc.,  
State Trucking Company,  
State Universal Stores Corporation,  
Stay-Ot Manufacturing Company,  
Steam Automotive Corporation,  
Stearns-Knight Automobile Company,  
Steel Cafeteria System, Inc.,  
Steel Pier Real Estate Company,  
Steel's Department Stores, Inc.,  
Steerite Stabilizer Company,  
Steger & Sons Piano Manufacturing Company,  
Steib-Trahman Trunk Company,  
Steiner-Block Company,  
Stentor Wireless Products Corporation,  
Sterling Chemical Works,  
Sterling Cutlery Corporation,  
Sterling Home Improving & Construction Co. (Incorporated),  
Sterling Investment Corporation,  
Sterling Loan Company,  
Sterling Outfitting Company,  
Sterling Pictures Corporation,  
Stevens Clothes Shop, Inc.,  
Stewart Silk Company,  
Stickel-Hepfer Yeast Company,  
Stickel Hygeia Ice Cream and Ice Company,  
Stiles-McHenry Co., Inc.,  
Stollwerck Brothers,  
Stone Harbor Electric Light & Power Company,  
Stone Harbor Terminal Company,  
Stowedin Realty Corporation,  
Strand Dancing Academy,  
Stratford Company,  
Sturdibilt Products Co., Inc.,  
Submarine Salvage Company,  
Suburban Home Dairies,  
Summit Dye Works, Inc.,

Summit Porcelain Company,  
Sunburst Baking Company,  
Sunshine Bakery Company,  
Superior Body Company, Incorporated,  
Superior Brass Securities Corporation,  
Superior Clothes Shop,  
Superior Embroidery Co., Inc.,  
Superior Lamp Works, Inc.,  
Superior Realty Company,  
Supreme Food Co., Inc.,  
Supreme Laundry of Newark, Inc.,  
Supreme Shoe Company,  
S & V Company,  
Swift Aircraft Manufacturing Company of Camden,  
New Jersey,  
Synthetic Leather Corporation of America,  
Synthetic Organic Products Co., Inc.,  
Szanger Company,  
Tally-Ho Specialty Company,  
Tar Reduction Corporation,  
T. E. Carley Tire Company,  
Ted's Auto Supply Company,  
Telman Realty Company,  
Temple Pictures, Inc.,  
Tenrose Holding Company,  
Tenth Avenue Garage Company,  
Terrace Garage,  
Texland Company,  
Textile Art Silk Company,  
Textile Service & Repair Corporation,  
Thaw Embroidery Works, Inc.,  
Thespis Theatre Corporation,  
Thomas Brown Company,  
Thomas Engineering Laboratories, Inc.,  
Thomas Harrington's Sons Company,  
Thomas J. O'Halloran Co., Inc.,  
Thomas Smith Machinery & Supply Company, Inc.,  
Thomas Young Corporation,  
Thresher Radio and Machine Corporation,  
Tidewater Foundries Corporation,  
Tide Water Iron Works,  
Tidewater Warehouse Company of Newark,

Times Square Investment Co., Inc.,  
Tindall Print Shop, Inc.,  
Tire Service and Supply Co., Inc.,  
Titan Battery Service Company,  
Titan Company,  
Title Realty Company,  
T-N-T Equipment Company,  
Tobacco Factors Company,  
Tobacco Machinery Corporation of America,  
Tobacco Machinery Sales Company,  
Tooke G. Straker, Inc.,  
Tourists Garage Association, Inc.,  
Townsend's Inlet Hotel Company,  
Toy Devices, Inc.,  
Tramore Corporation,  
Transatlantic Chemical Corporation,  
Trans-Coast Finance Corporation,  
Transfer Monogram Company, Inc.,  
Transit Boat Company,  
Treier Realty and Construction Company,  
Trent Rubber Company,  
Trenton Electric Supply Company,  
Trenton Food Company,  
Trenton Machine and Tool Co., Inc.,  
Trenton Trading Co.,  
Triad Cinema Corporation,  
Trident Products Company,  
Trinity Realty Company,  
Trio Manufacturing Company, Inc.,  
Tri-State Land Company,  
Triunity Rubber Products Corporation,  
True Value Company,  
Tru-Matic Tubes Sales Corporation of New Jersey,  
Tube & Terminal Realty Company,  
Twentieth Century Bakeries, Inc.,  
Twining Large Lime & Chemical Company,  
Tyndall Corporation,  
Ullman Realty Company,  
Underhill Telegraph Translator Company,  
Underwriters Indemnity Agency, Inc.,  
Uneeda Loan Society,  
Uniform Dyeing Machine Company,

Union Amusement Company,  
Union Cloak & Suit Mfg. Company,  
Union County Laundry Company,  
Union County Produce Company,  
Union County Realty Company,  
Union Fireworks Company,  
Union Hotels Company,  
Union Milk and Cream Company,  
Union Piece Dyeing and Finishing Company, Inc.,  
Union Realty and Investment Company of Orange, New  
Jersey,  
Union Silex Company,  
Union Stairbuilding Company,  
Union Vanadium Corporation,  
Unit Boat Company,  
United Auto Corporation,  
United Brown and White Taxi Company,  
United Buffets, Inc.,  
United Building & Construction Company, Inc.,  
United Carpet & Bedding Stores,  
United Chemical Specialty Company,  
United Cleaning and Dye Works,  
United Co-operative Stores,  
United Electric Stores Company,  
United Finance and Security Sales Corporation,  
United Food Products Company,  
United and Globe Rubber Company,  
United Guaranteed Bedding Company,  
United Hide Company of New Jersey,  
United Incandescent Lamp Corporation,  
United Insuring Coupon Corporation,  
United Market Company, Inc.,  
United Mat Manufacturing Company,  
United Monogram Signs, Inc.,  
United Pepsin Gum Company,  
United Printing and Specialty Company, Inc.,  
United Radio Manufacturers Corporation,  
United Realty Company of New Jersey,  
United Rubber Co. of Akron, Ohio, Inc.,  
United Service Exchange, Inc.,  
United Tobacco Corporation,  
United Underwriters Corporation,



United Wall Paper Chain Stores,  
United States Bond and Mortgage Corporation of New  
Jersey,  
United States & Cuba Express Company,  
U. S. Food Products Corporation,  
U. S. K. Silk Company,  
United States Oil Products Company,  
United States Paper Company of New Jersey,  
United States Securities Corporation,  
United States Taximeter Corporation,  
U. S. Waxed and Coated Paper Company,  
Universal Antiseptic Powder Company,  
Universal Land and Development Co., Inc.,  
Universal Record Company,  
Universal Safety Lock Company,  
Universal Sales Company,  
Universal Stamp and Stationery Company,  
Universal Throwing Company,  
Uptown Construction Company,  
Uptown Iron Works,  
Urban Dental Parlors,  
Urban Investment Company,  
Usagain Cap Corporation,  
Usa International Exchange, Incorporated,  
Vacca Bros. & Coronato Throwing Company,  
Vaco Company,  
Vacu Signal Company,  
Vailsburg Plumbing Company,  
Valley Brook Farms Company,  
Vandalia Coal Company,  
Van Dusen Company,  
Van Houten Drug Stores, Inc.,  
Van Vleet, Inc.,  
Vargyas Engineering Corporation,  
Varick Realty Corporation,  
Vaudeville Enterprises, Inc.,  
Ventnor Finance Company,  
Vermont Realty & Construction Company,  
Verona Mining Company,  
V. E. W. Sales Co., Inc.,  
Vic Manufacturing Corporation,  
Victor Dress Co., Inc.,

Victor Engineering Company,  
Victoria Restaurant, Inc.,  
Victory Construction Company,  
Vincent J. Badagliacca Company, Inc.,  
Vincent Mariano Building Construction Company,  
Vineland Transportation Company,  
Vissland Development Corporation of New Jersey,  
Vitamon Corporation,  
Vitre-Cello Products Company,  
Vitrelain Products Company,  
Vollick-Diebold, Inc.,  
Vortexol Products Company,  
Vreeland & Daugherty, Inc.,  
Waldorf Products Corporation,  
W. A. Leary, Incorporated,  
Walkill Garage Company,  
Wallace Syndicate of New Jersey,  
Wallington and Passaic Coal and Ice Company,  
Wall Street Bargain House, Inc.,  
Walnut Theatre, Inc.,  
Walter Baker Company,  
Walter F. Smith & Co's Foreign Agency, Inc.,  
Walter R. Thompson, Inc.,  
Walters Park Inn, Inc.,  
Ward Bolier and Company,  
Warde-Landsboro Homes Corporation,  
Warsaw Clothing Company, Inc.,  
Washington Borough Realty Company,  
Washington Investment Company, Inc.,  
Washington Metalcraft Corporation,  
Watchung Candy Shop, Inc.,  
Watsessing Realty Corporation,  
Watson Trucking Company, Inc.,  
Wayne Realty Company,  
Wearwell Gasket and Packing Company,  
W. E. A. Wheeler & Company,  
Weber and Hunt Machine & Tool Works,  
Weber's Pearl Bath Company, Inc.,  
Webster Distributing Company,  
Weehawken Taxi and Transportation Company  
Weiner Tire Company, Inc.,  
Welch, Crowley & Co.,

Well-Made Cloak & Suit Company,  
West Collingswood Improvement Company,  
West End Body Builders,  
West End Cement Block Company,  
West Hudson Loan Society,  
West Jersey Construction Company No. 2,  
West Jersey Lumber Company,  
West McKinley Company,  
West Nutley Development Corporation,  
West Shore Trap Rock Company,  
Western Live Poultry and Egg Company,  
Westfield Horticultural Company, Inc.,  
Westville Shirt Company,  
Westwood Pharmacy, Inc.,  
Whirlpool Corporation,  
White and Associates, Inc.,  
White Concrete Products Company,  
White Eagle Bazaar,  
White Eagle Shoe Manufacturing Company,  
White G. V. Company,  
White-Higbie Company, Inc.,  
White Lake Chemical Company,  
White Manufacturing Company,  
Whiting Motor Company,  
W. H. Robinson Company,  
Wiarus Publishing Company,  
Wiener Body Company,  
Wildwood Gardens Co., Inc.,  
William A. Fox Company,  
Wm. C. Casperson Company,  
William C. Lynne Son and Company,  
William Stevenson Garage Company,  
Will North Oil and Shipping Company, Inc.,  
Wilson Hotel Company,  
Wimple Auto Company,  
Windsor Hotel Company,  
Wireless Equipment and Supply Company,  
Wireless Phone Corporation,  
Withers Motor Company,  
W. & J. Bloomer Company, Inc.,  
W. J. Lyon and Company,  
W. L. Clark Company,

W. and M. Dressing and Dyeing Company,  
Wolf Smelting and Refining Company, Inc.,  
Wolfson's Cloak Department,  
Wolverine Company,  
Wonder Gas Economizer Corporation,  
Woodbourne Farms, Inc.,  
Wood Lynne Country Club, Inc.,  
Wood Products Company,  
**Woodridge Manufacturing Co., Inc.**,  
World Monogram Company,  
World Ticket and Supply Company, Inc.,  
**W. W. Realty Co., Inc.**,  
Yankee Wizard Clock Company,  
Yardville Flour Mill Company,  
Yonkers & Alpine Ferry Company,  
York River Land and Lumber Company, Inc.,  
Zaloom Silk Company,  
Zealandia Company,  
Zenith Manufacturing Company,  
Z. G. V. Chemical Products Company, Inc.,  
Zolleis Manufacturing Company,

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 Jan-  
[SEAL] uary, A. D. one thousand nine hundred and  
twenty-six, and in the Independence of the  
United States the one hundred and fif-  
tieth.

GEORGE S. SILZER,  
*Governor.*

By the Governor:  
THOMAS F. MARTIN,  
*Secretary of State.*

Filed January 13, 1926.

## PROCLAMATION.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

The Governor of New Jersey with profound regret officially announces the passing away of the Honorable Thomas F. Martin, Secretary of State, and

WHEREAS, His successor must be promptly named by the Governor, with the advice and consent of the Senate, in order that the highly important work of this office may go on,

NOW, THEREFORE, I, A. HARRY MOORE, Governor of the State of New Jersey, in and by virtue of the power vested in me by the Constitution, do hereby convene the Senate of this State to meet in special session in the Senate Chamber, State House, Trenton, on Monday, the twenty-sixth day of July, A. D. 1926, at eleven o'clock in the morning of said day.

Given under my hand and my Privy Seal,  
this twentieth day of July, one thousand nine  
[SEAL.] hundred and twenty-six, and in the Independence of the United States the one hundred and fifty-first.

A. HARRY MOORE,  
*Governor.*

ATTEST:

FRED L. BLOODGOOD,  
*Secretary to the Governor.*



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## DECREES OF DISSOLUTION

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(863)





## Decrees of Dissolution.

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### 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>
United Construction and Realty Corporation	Nov. 16, 1925
Harvey Wire Company	Dec. 4, 1925
Hamilton Sanitarium	Mar. 5, 1926
Abrew & Cooper, Inc.	Mar. 30, 1926
Henry Wilhelms Sons Co., Inc.	Mar. 30, 1926
Belmar Laundry Company, Inc.	Apr. 21, 1926
A. J. Morris Supply Co.	Apr. 22, 1926
Guaranty Egg Corporation	Apr. 22, 1926
Radio Music Temple, Inc.	Apr. 22, 1926
Superior Novelty Manufacturing Company	May 3, 1926
L. C. Harry Company	May 3, 1926
Handy-Dandy Fruit Stores, Inc.	May 10, 1926
Gunn-Van Dale Company	June 28, 1926



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STATEMENTS OF RESULTS OF  
MUNICIPAL ELECTIONS

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## Statements of Results of Municipal Elections.

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The following municipalities have filed in the office of the Secretary of State statements of the results of elections held as provided in chapter 22, Laws of 1915:

An ordinance of the town of Montclair, county of Essex, annexing certain land of the borough of Glen Ridge to the town of Montclair, was adopted by the commissioners of the town of Montclair, November 17, 1925.

An ordinance annexing certain territory to the township of Upper Deerfield, in the county of Cumberland, adopted by the township committee of the township of Upper Deerfield, December 12, 1925.

An ordinance annexing a portion of Ocean Township, in the county of Monmouth, to the borough of Deal, adopted by the board of commissioners of the borough of Deal, March 4, 1926.

An ordinance annexing certain lands in the township of Middle, county of Cape May, to the borough of West Wildwood, adopted by the mayor and the council of West Wildwood, February 27, 1926.

An ordinance of the village of Ridgefield Park annexing a portion of the township of Teaneck to the township of Overpeck (co-extensive with the village of Ridgefield Park) was adopted by the board of commissioners of the village of Ridgefield Park, June 1, 1926.

Chapter 149, Laws of 1926, filed March 25, 1926, entitled "An act to incorporate the township of Liberty, in the county of Warren," was adopted by the township of Liberty at a special election held April 30, 1926.



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## INDEX

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# Index

## A.

	PAGE
Abortion in live stock—preventing spread of infections, .....	295
Absecon City—part of township of Egg Harbor annexed, .....	112
Absent persons—presumption of death, .....	72, 73
section 2 of act declaring death of, repealed, .....	123
Accidents—reporting motor vehicle, .....	254
Accountings—annual by guardians as to pensions, .....	293
Acknowledgments—validating acknowledgments of deeds, .....	487
validating taken before commissioners of deeds and notaries, .....	44
Actions—limitation of under certain conditions, .....	172
Acts repealed—chapter 210, P. L. 1918, pertaining to elections, .....	189
military reservations excluded in fixing salaries, .....	75
section 2 of act declaring death of absent person, .....	123
sundry acts relating to courts having criminal jurisdiction, .....	357
supplement to act for recovery of penalties of fish and game laws, .....	187
willful trespass upon lands, .....	502
Adjutant-general—salary, .....	173
Administrators—investments in bond and mortgage, .....	506
Advertising—freeholders may publish advantages of county, .....	93
Affidavits—validating, taken before commissioners of deeds and notaries, .....	44
Agricultural experiment station—diseased bees, .....	349
to investigate sewage disposal, .....	81
Agriculture—preventing spread of abortion in live stock, .....	295
sale of fruit trees, .....	51
serums for animals, .....	272
Aircraft—commission on legislation affecting, .....	797
Almshouse—commitment of children in counties, .....	78
Amusements—projectors in school buildings, .....	443
Angling—recovery of penalties, .....	187
Animals—preservation of domestic, .....	359
preventing spread of infectious abortion in live stock, .....	295
prevention of cruelty to, .....	330
use of serums, .....	272
Annual appropriations, .....	601
Apportionment—school moneys, .....	448
Appropriations—acquisition of wild land for forestry purposes, .....	795
annual, .....	601
bridge across Delaware river near Red Bank, .....	13
bridge across Hudson river at Fort Lee, .....	21, 76
commission on aircraft legislation, .....	797
commission on crippled children, .....	312
commission on potable water, .....	801
commission on radio transmitting station, .....	799
commission on revision of blue laws, .....	791
commission on site for federal hospital for soldiers, ...	798
commission on South Jersey exposition, .....	805
commission on taxation of publicly-owned property, ...	804

	PAGE
Appropriations—commission on teachers' pension and annuity fund, ....	800
commission on traffic and motor vehicle law, .....	790
commission to investigate relationship between Port Authority and municipalities, .....	803
improving Cranberry lake, .....	527
industrial education, .....	467
inland waterway from Manasquan river to Shark river, .....	259
North Jersey transit commission, .....	261
pension for Georgianna Riker, .....	214
pension for Katherine A. Walsh, .....	35
pension for Rose Harrison, .....	455
Port Raritan district, .....	767
preliminary work for bridge across Hudson river, ....	76
purchase old Steuben home, .....	38
reclamation of marsh and meadow land within "Port of New York district," .....	113
State institutions construction fund, .....	773
supplemental, .....	545
water policy commission, .....	780
water supply for State hospital at Greystone park, ....	280
Armistice day—proclamation, .....	810
Armories—freeholds may appropriate money for, .....	155
municipalities may convey park land to State, .....	66
Assembly, House of General—members of, .....	6, 7
salary of the clerk of, .....	79
Assessment insurance—authorization to do business, .....	346
Assessments—certificate of sale for unpaid taxes recorded, .....	128
commissioners of, in cities of second class, .....	778
salary of State board of taxes and, .....	355
Assessors—commissioners of assessment of taxes in cities of second class, .....	778
marriage license fee, .....	334
townships and boroughs, .....	522
Assistant prosecutors—salary in certain counties, .....	385
Associations—canceling mortgages by building and loan, .....	317
corporations not for pecuniary profit, .....	185
firemen's relief, .....	269
validating conveyances made to unincorporated, .....	34
Asylums—arrest of escaped inmates, .....	436
Attendants, court—salary in counties of first class, .....	80
Attorney-general—action in reference to radio broadcasting stations, ....	788
Attorneys—examination fee, .....	183
Auctioneers—regulating in municipalities, .....	179
Auditoriums—certain municipalities may construct, .....	100
Auto busses—insurance liability, .....	383
operation of, .....	219
penalty for not paying fare, .....	64
width of, .....	327
Automobiles—carrying weapons, .....	453
department of motor vehicles established, .....	228
drivers under influence of liquor, .....	254
liability insurance on motor vehicles rented without driver, .....	421
licensing: certificates: process: hearings, etc., .....	242, 267
manufacturer's registration, .....	318
motor vehicle inspectors, .....	231
operation of auto busses, .....	219
owner must have bill of sale, .....	433
penalty for not paying fare on auto busses, .....	64

	PAGE
Automobiles—right of way, .....	444
seizing car by garage keeper to enforce lien, .....	425
speed, .....	458
width of, .....	327
<b>B.</b>	
Banking and insurance—creation of three bureaus in department of, ....	328
Banks—incorporation of, .....	365
investments for savings, .....	193
investments in certain cases, .....	506
Barnegat lighthouse—acquirement and preservation, .....	264
Barrington, borough of—part annexed to borough of Lawnside, .....	224
part of township of Centre annexed, .....	167
Bass—number that may be taken daily, .....	139
Beacon lights—safety in municipalities, .....	364
Bees—diseased, .....	349
Bellmawr, borough of—incorporation, .....	173
Bergen county—first criminal judicial district, .....	354
second criminal judicial district, .....	354
Bidders—statement as to qualifications, .....	301
Bill of sale—owner of motor vehicle must have, .....	433
Biological products—use of serums for animals, .....	272
Birds—bringing game into State, .....	456
closed season for wild turkey, .....	111
license to raise game, .....	434
supplement to act for recovery of penalties of fish and game laws repealed, .....	187
Blakeslee route—naming highway as, .....	789
Blue law revision—commission, .....	791
Board of adjustment—determine effect of ordinances, .....	526
Board of assessors—appointment in townships and boroughs, .....	522
Board of children's guardians—home life for dependent children, .....	107
petty cash fund, .....	528
Board of commerce and navigation—acquiring and preserving Barnegat lighthouse, .....	264
dredging channel in Cold Spring harbor, .....	207
exchange of riparian lands in cities of first class, .....	497
inland waterway from Manasquan river to Shark river, .....	259
reclamation of marsh and meadow land within "Port of New York district," .....	113
turning basin near Oyster creek, ..	464
Board of commissioners—salary in cities, .....	291
Board of control—half mill tax for State institutions, .....	773
Board of finance—salary of city counsel, .....	360
Board of optometrists—certification of records, .....	49
Board of professional engineers—classification, .....	117
Board of public utilities—as to service; powers, .....	239
concerning auto busses or jitneys, .....	219
jurisdiction, .....	226
Board of public works—in cities of second class, .....	157

	PAGE
Board of shell fisheries—dredging for clams and oysters, .....	420
instituting prosecution, .....	457
taking crabs, .....	438
Boards of taxation—salaries of certain county, .....	279, 437
salaries of county, .....	460
salaries of secretaries of certain county, .....	180
salary of secretary in counties bordering on ocean, .....	388
Board of tenement house supervision—building requirements, .....	472
secretary in exempt class, .....	713
Bonds—acquiring privately owned waterworks by municipalities, .....	469
additional issue for county parks, .....	331
annual debt statement by municipalities, .....	284
certain municipalities may issue, for buildings for conventions, exhibitions, etc., .....	100
deduction in debt statement, .....	466
issue for broadcasting station in municipalities, .....	32
issue for municipal improvements, .....	102
providing for maternity hospital in counties of first class, .....	45
validating issuance by school districts, .....	758
validating issuance by townships, .....	200
validating issuance of school, .....	82, 92, 406
validating issued by cities, .....	356
validating school in cities of third class, .....	503
Bordentown—land for school for colored youth at, .....	206
Borough of Barrington—part annexed to borough of Lawnside, .....	224
part of Centre township annexed, .....	167
Bellmawr—incorporation, .....	173
Brooklawn—ratifying incorporation, .....	181
Eatontown—incorporation, .....	15
Haddonfield—part of township of Centre annexed, .....	140
Lawnside—incorporation, .....	216
part of borough of Barrington annexed, .....	224
Lebanon—incorporation, .....	303
Morris Plains—incorporation, .....	54
Mount Ephraim—incorporation, .....	129
Riverside—commission to purchase old Steuben home, .....	38
Rockaway—part of township of Rockaway annexed, .....	63
Runnemede—incorporation, .....	148
Shrewsbury—incorporation, .....	95
South Plainfield—incorporation, .....	27
Watchung—incorporation, .....	141
Boroughs—annual debt statement, .....	284
appointment of assessors, .....	522
assisting fire company in adjoining municipality, .....	413
auto busses or jitneys, .....	219
bidder's qualifications, .....	301
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
convey park land to New Jersey, .....	66
costs in action pertaining to weights and measures, .....	193
deduction in debt statement on account of grade crossing, ....	466
dogs registered, .....	65
effect of ordinances, .....	526
fire areas, .....	462
firemen's relief associations, .....	269
joining with township in appointment of recorder, .....	167

	PAGE
Boroughs—joint use of sewerage system, .....	476
liability insurance to protect employees operating vehicles, ....	46
lighting districts, .....	124
local improvements defined, .....	274
marriage license fee, .....	334
may devote money for port, bridge, or river purposes, .....	772
may dispose of lands not needed, .....	33
ordinances, .....	446
passage of ordinances, .....	378
permanency of soldiers in public service, .....	477
permanent registration of voters, .....	714
promotion of soldiers, .....	308
qualifications for police, .....	600
regulating auctioneers, .....	179
safety in municipalities, .....	364
use of fees from dog licenses, .....	359
vacation of streets, .....	553
validating budgets, .....	179
validating deeds, .....	505
validating deeds for land acquired by tax sale, .....	735
validating ordinances, .....	504
water supply commission, .....	781
Bridge—across Delaware river near Red Bank, .....	13
across Hudson river at Fort Lee, .....	21
appropriation for preliminary work on Hudson river, .....	76
determining disputes relative to joint county, .....	753
disposal of certain property by interstate bridge and tunnel commission, .....	87
joint operation of bridge at Camden, .....	89
municipalities may devote money for, .....	772
tolls on Camden, .....	83
Brigantine, city of—boundaries of, .....	471
Broadcasting—opposing operation of, .....	788
radio station in municipalities, .....	32
Brokers—licensing insurance, .....	329
Brooklawn, borough of—ratifying incorporation, .....	181
Budget—adoption of, and tax ordinance, .....	101
provision for costs in action pertaining to weights and measures, validating in municipality, .....	193
Building and loan associations—bureau created in department of banking and insurance, .....	328
canceling mortgages, .....	317
Buildings—certain municipalities may construct, for conventions, etc., ...	100
leasing public convention halls, .....	109
State institutions construction fund, .....	773
tenement house requirements, .....	472

## C.

Cabs, auto—insurance to cover liability, .....	383
Camden—tolls on bridge at, .....	83
Camp meetings—election of fire commissioners, .....	419
Candidates—petitions for nominations, .....	126
Cattle—preventing spread of infectious abortion in live stock, .....	295
Cemeteries—burial of Revolutionary soldiers, .....	266

	PAGE
Census—military reservations excluded in fixing salaries in counties, ...	75
Centre, township of—incorporation of borough of Bellmawr, .....	173
incorporation of borough of Lawnside, .....	216
incorporation of borough of Mount Ephraim, ....	129
incorporation of borough of Runnemede, .....	148
part annexed to borough of Barrington, .....	167
part annexed to borough of Haddonfield, .....	140
ratifying incorporation of borough of Brooklawn, .....	181
Certificate of sale—for unpaid taxes recorded, .....	128
Chancellor—salary of sergeants-at-arms, .....	50
Chancery—distribution of reports, .....	325
notice of lis pendens, .....	376
salary of sergeants-at-arms, .....	50
Channel—dredging in Cold Spring harbor, .....	207
turning basin near Oyster creek, .....	464
Chaplains—members of fire and police departments in cities of first and	
second class, .....	11
Charitable institutions—arrest of escaped inmates, .....	436
commitment of children to, .....	90
half mill tax for State, .....	773
petty cash fund for board of children's guardians, .....	528
Charters—amendments to corporation act, .....	529
associations not for pecuniary profit, .....	185
corporations null and void, .....	812
decrees of dissolution, .....	865
formation of gaslight corporations, .....	407
incorporation of banks, .....	365
incorporation of trust companies, .....	367
validating reinstatements of corporations, .....	148
Chief clerks—criminal courts in cities of first class, .....	36
Children—commission on crippled, .....	312
commitment to charitable institutions by counties, .....	90
commitment to county almshouse, .....	78
compelling attendance at school, .....	41
home life for dependent, .....	107
penalty for infamous crime, .....	282
rights to earnings of minor, .....	333
Children's guardians—home life for dependent children, .....	107
petty cash fund for board of, .....	528
Chosen freeholders—additional bond issue for public parks, .....	331
advertising advantages of county, .....	93
care of indigent patients by counties without hospi-	
tal, .....	204
commitment of children to charitable institutions, ..	90
commitment of children to county almshouse, ....	78
county parks, .....	736
fire marshals in counties of second and third class, .....	409
fixing salaries of sergeants-at-arms in judicial dis-	
tricts, .....	212
in case of disputes relative to joint bridges, .....	753
may appropriate money for armories, .....	155
may devote money for port, bridge or river com-	
mission, .....	772
parental schools in counties of first class, .....	389
provide court room in counties bordering on ocean, .....	429
providing funds for maternity hospital in counties	
of first class, .....	45

	PAGE
Chosen freeholders—provision in budget for costs in action pertaining	
to weights and measures, .....	193
salaries in certain counties, .....	361, 431, 432
salaries of clerks to commissioners of juries, .....	381
salaries of prosecutors and assistants in counties of	
first class, .....	118
sale of real estate, .....	192
storm water drainage system, .....	108
taking over roads by State highway commission, ...	60
term in counties of second class, .....	93
Circuit court—two additional judges, .....	333
Cities—acquiring privately-owned waterworks, .....	469
annual debt statement, .....	284
appropriation for observance of holidays, .....	439
appropriations for industrial education, .....	467
assisting fire company in adjoining municipality, .....	413
back pay for firemen or policemen returned to duty after dis-	
missal, .....	257
bidder's qualifications, .....	301
board of adjustment to determine effect of ordinances, .....	526
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
conveyance of park land to New Jersey, .....	66
constructing buildings for conventions, exhibitions, etc., .....	100
costs in action pertaining to weights and measures, .....	193
deduction in debt statement on account of grade crossings, ....	466
deputy tax receivers, .....	504
dogs registered, .....	65
election and duties of city clerk, .....	757
election and duties of mayor, .....	755
fees from markets, .....	273
filling vacancies in municipal offices, .....	779
fire areas, .....	462
joint use of sewerage system, .....	476
leasing convention halls, .....	109
liability insurance to protect employees operating vehicles, .....	46
local improvements defined, .....	274
maintaining indigent patients in private institutions, .....	106
marriage license fee, .....	334
may devote money for port, bridge or river purposes, .....	772
operation of auto busses, .....	219
ordinances, .....	446
passage of ordinances, .....	378
pensions for retired employees in financial departments, .....	169
permanency of soldiers in public service, .....	477
permanent registration of voters, .....	714
promotion of soldiers in municipal service, .....	308
qualifications for police, .....	600
regulating auctioneers, .....	179
safety in municipalities, .....	364
salaries of city counsel and city attorney, .....	360
salary of mayor and commissioners, .....	291
transfer of members of retirement system, .....	523
use of fees from dog licenses, .....	359
vacation of streets, .....	553
validating bonds issued, .....	356

	PAGE
Cities—validating budgets, .....	179
validating deeds for land sold for taxes, .....	735
validating deeds made by municipalities, .....	505
validating ordinances adopted by municipalities, .....	504
water supply commission, .....	781
Cities of first class—chaplains of fire and police departments, .....	11
chief clerks of criminal courts, .....	36
exchanging riparian lands, .....	497
marriage license fees used for relief of poor, .....	335
pension for deputy clerks of district courts, .....	483
salaries of assistant clerks of district courts, .....	121
term of overseers of the poor, .....	20
Cities of second class—board of public works, .....	157
chaplains of fire and police departments, .....	11
city engineer, .....	31
commissioners of assessment, .....	778
salary of recorder, .....	430
Cities of third class—validating school bonds, .....	503
City clerk—election and duties, .....	757
City counsel—salary in certain cities, .....	360
City engineer—appointment in cities of second class, .....	31
City of Absecon City—part of township of Egg Harbor annexed, .....	112
Brigantine—boundaries, .....	471
Ocean City—land conveyed to, for road purposes, .....	110
Trenton—additional land for State Capitol, .....	40
Civil service—changing title of positions in counties of first class, .....	499
driver of prison van as court attendant in counties of first class, .....	502
retirement of employees of State penal institutions, .....	734
salaries of commissioners, .....	521
secretary of tenement house supervision in exempt class, .....	713
tenure of soldiers in, .....	362
tenure of soldiers in public service, .....	477
Clams—instituting prosecution, .....	457
size of dredge, .....	420
Clinton, township of—incorporation of borough of Lebanon, .....	303
Cold Spring harbor—dredging channel in, .....	207
Colored youth—land for school for, .....	206
Commerce and navigation—acquiring and preserving Barnegat lighthouse, .....	264
channel in Cold Spring harbor, .....	207
inland waterway from Manasquan river to Shark river, .....	259
Port Raritan district, .....	767
reclamation of marsh and meadow land within "Port of New York District," .....	113
turning basin near Oyster creek, .....	464
Commission—aircraft legislation, .....	797
appropriation for water policy, .....	780
blue law revision, .....	791
condition of crippled children, .....	312
federal hospital for soldiers, .....	798
municipal water supply, .....	781
North Jersey transit, .....	261
policy in relation to potable waters, .....	801
Port Raritan district, .....	767



	PAGE
Commission—purchase of old Steuben home, .....	38
radio transmitting station, .....	799
relationship between Port Authority and municipalities, ..	803
resources of Delaware river, .....	783
salary of board of commissioners in cities, .....	291
South Jersey Exposition, .....	805
South Jersey Port, .....	759
survey of teachers' pension and annuity fund, .....	800
taxation of publicly-owned property, .....	804
traffic and motor vehicle law, .....	790
validating, to acquire waterworks, .....	209
water supply in New York and New Jersey, .....	784
Commissioner of banking and insurance—assessment insurance, .....	346
establish three bureaus in de-	
partment, .....	328
incorporation of banks, .....	365
incorporation of trust com-	
panies, .....	367
license insurance brokers, ....	329
Commissioner of education—apportionment of reserve fund, .....	386
control of normal schools vested in, .....	525
Commissioner of motor vehicles, .....	228
corps of inspectors, .....	231
licensing; procedure, etc., .....	242, 267
manufacturer's registration, .....	318
owner must have bill of sale, .....	433
renting "drive yourself" automobiles, .....	421
taxicab liability, .....	383
width of motor vehicles, .....	327
Commissioner of municipal accounts—annual debt statement made to, ....	284
salary, .....	417
Commissioner of registration—permanent registration of voters, .....	714
Commissioners of assessment—appointment in certain cities of second	
class, .....	778
Commissioners of deeds—validating acknowledgments taken by, .....	44
Commissioners of juries—salary of clerk to, .....	381
Common council—appointment of assessors in boroughs, .....	522
election and duties of city clerk, .....	757
filling vacancies in municipal offices, .....	779
fire areas, .....	462
money devoted to port, bridge or river commission, ..	772
pensions for retired employees of financial departments	
in cities, .....	169
Common pleas—salaries of judges, .....	516
Comptroller—tax on transfer of decedents' property, .....	488
Conservation and development—acquisition of wild land for forestry	
purposes, .....	795
improving Cranberry lake, .....	527
salary of firewardens and helpers in	
townships, .....	164
sand dune State parks, .....	711
Constables—per diem while attending court, .....	138
rights in counties of second class, .....	457
Constitution—commemorating establishment of, .....	809
Contracts—bidder's qualifications, .....	301
sale of fruit trees, .....	51

	PAGE
Conventions—certain municipalities may construct buildings for, .....	100
leasing public halls, .....	109
Conveyances—by married women, .....	310
construing wording of deed, .....	123
validating acknowledgments, etc., by commissioners of deeds and notaries, .....	44
validating deeds for land sold for taxes, .....	735
validating deed made by corporation whose charter has been forfeited, .....	105
validating deeds made to unincorporated societies, .....	34
validity of deeds by husband and wife in certain instances, .....	258
Convicts—goods made by so marked, .....	133
Corporations—amendments to act, .....	529
banks and banking, .....	365
certain water companies deemed incorporated, .....	263
charter for associations not for pecuniary profit, .....	185
decrees of dissolution, .....	865
formation of gaslight, .....	407
formation of trust companies, .....	367
Home for Aged Women of Jersey City may acquire and hold property, .....	42
null and void, .....	812
sundry amendments to act, .....	529
taxation of certain public utilities, .....	215
validating conveyance made by, whose charter has been forfeited, .....	105
validating conveyances made to unincorporated societies, ..	34
validating reinstatements of, .....	148
Counselors—examination fee, .....	183
Counties—additional bond issue for parks, .....	331
annual debt statement, .....	284
bond issue for improvements, .....	102
care of indigent patients in private hospitals, .....	204
commitment of children to almshouse, .....	78
commitment of children to charitable institutions, .....	90
constables' per diem attending court, .....	138
county clerks' fees, .....	395
county detectives, .....	411
county parks, .....	736
county school attendance officer, .....	314
criminal judicial districts, .....	337
determining disputes relative to joint bridges, .....	753
freeholders may advertise advantages, .....	93
home life for dependent children, .....	107
joining with highway commission in road work, .....	14
may devote money for port, bridge or river purposes, .....	772
may dispose of lands not needed, .....	33
military reservations excluded in fixing salaries, .....	75
permanency of soldiers in public service, .....	477
police fund pertaining to parks in certain, .....	201
provision in budget for costs in action pertaining to weights and measures, .....	193
recording by photography, .....	289
recording certificates of sales for unpaid taxes, .....	128
salaries of clerks of district courts, .....	119
salaries of county boards of elections, .....	370

	PAGE
Counties—salaries of county officers, .....	414, 482, 515, 517
salaries of freeholders in certain, .....	361, 431, 432
salaries of judges of court of common pleas, .....	516
salaries of prosecutors, .....	465
salaries of secretaries of certain boards of taxation, .....	180
salaries of sergeants-at-arms of district courts, .....	212
salary of assistant prosecutors in certain, .....	385
salary of board of taxation in certain, .....	279
salary of clerk to commissioners of juries, .....	381
salary of court attendants, .....	48
salary of court interpreters, .....	122
sale of real estate, .....	192
storm water drainage system, .....	108
taking over roads by highway commission, .....	60
transfer of members of retirement system, .....	523
Counties bordering on ocean—salary of board of taxation, .....	437
salary of county officers, .....	482, 515
salary of secretary of county tax boards, .....	388
special officers appointed by prosecutor, ..	358
where court may be held, .....	429
Counties of first class—changing title of positions under civil service, ..	499
court attendant at law library, .....	137
driver of prison van as court attendant, .....	502
juvenile courts, .....	353
parental schools, .....	389
pensioning of county probation officers, .....	484
permanent registration of voters, .....	714
provision for maternity hospital, .....	45
salary of clerk to commissioners of juries, .....	381
salary of clerks of district courts, .....	119
salary of county detectives, .....	442
salary of court attendants, .....	80
salary of female guards, .....	147
salary of prosecutors and assistant prosecutors, ..	118
salary of sergeants-at-arms and court criers, ...	184
Counties of second class—fire marshals, .....	409
rights of constables, .....	457
term of freeholders, .....	93
Counties of third class—fire marshals, .....	409
salaries of county detectives, .....	138
County attendance officer—appointment, etc., .....	315
County boards of elections—permanent registration of voters, .....	714
salaries, .....	370
County boards of taxation—salaries, .....	460
salaries of secretaries of certain, .....	180
salaries of secretary in counties bordering on ocean, .....	388
salary in counties bordering on ocean, .....	437
County clerks—canceling mortgages by building and loan associations, ..	317
fees for filing, recording, etc., .....	395
notice of lis pendens, .....	376
recording by photography, .....	289
recording certificates of sales for unpaid taxes, .....	128
salaries, .....	414, 482, 515, 517
vacation of streets, .....	553

	PAGE
County detectives—in counties bordering on ocean, .....	358
salaries in counties of first class, .....	442
salaries in counties of third class, .....	138
County institutions—arrest of inmates escaping, .....	436
County law library—court attendant, .....	137
County parks—commission to establish, .....	736
County probation officers—pension in counties of first class, .....	484
County superintendents of schools—apportionment of school moneys, .....	345, 386, 448
county attendance officer, .....	315
salary, .....	91
County supervisors—salary, .....	361
Court attendants—driver of prison van, .....	502
librarian at county law library, .....	137
rights of constables, .....	457
salaries in certain counties, .....	48
salaries of sergeants-at-arms and court criers, .....	184
Court of Chancery—issue of injunctions in labor disputes, .....	348
Court of common pleas—salaries of judges, .....	516
Court of errors and appeals—salary of judges, .....	204
Courts—additional circuit judges, .....	333
chief clerks of criminal, in cities of first class, .....	36
compelling children's attendance at school, .....	41
constables per diem attending, .....	138
control over pleadings by supreme court commissioners, .....	103
county detectives, .....	411
criminal judicial district, .....	337
first criminal judicial district of Bergen county, .....	354
holding in counties bordering on ocean, .....	429
issue of injunctions in labor disputes, .....	348
justice's court held in customary place, .....	136
juvenile in counties of first class, .....	353
library attendant in counties of first class, .....	137
penalty for infamous crime with children, .....	282
prevention of cruelty to animals, .....	330
rights of constables, .....	457
salaries of assistant clerks of district, in cities of first class, .....	121
salaries of clerks of district in counties, .....	119
salaries of judges of district, .....	440
salaries of sergeants-at-arms and criers in counties of first class, .....	184
salaries of sergeants-at-arms in district and judicial districts, .....	212
salary of attendants in counties, .....	48, 138
salary of attendants in counties of first class, .....	80
salary of interpreters in county, .....	122
salary of judges of court of errors and appeals, .....	204
second criminal judicial district of Bergen county, .....	354
small claims, .....	371
special officers in counties bordering on ocean, .....	358
sundry statutes relating to courts having criminal jurisdiction repealed, .....	357
Crabs—method of taking, .....	438
preservation of crustaceans, .....	427
Cranberry Lake—improving, .....	527
Crimes—carrying concealed weapons, .....	453
chief clerks of criminal courts in cities of first class, .....	36
county detectives, .....	358, 411

	PAGE
Crimes—criminal judicial district courts, .....	337, 354
displaying red light near railroad, .....	463
justices courts held in customary place, .....	136
penalty for infamous with children, .....	282
radio transmitting stations, .....	799
revision of blue laws, .....	791
sundry statutes relating to courts having criminal jurisdiction	
repealed, .....	357
trespassing upon cultivated lands, .....	500
Criminal judicial districts—courts established, .....	337
first court of Bergen county, .....	354
second court of Bergen county, .....	354
Crippled children—commission on, .....	312
Cruelty to animals—prevention of, .....	330
Crustaceans—method of taking crabs, .....	438
preservation of crabs, .....	427
Curtesy—act respecting dower and, in real estate of persons presumed	
dead, .....	47

## D.

Death—section 2 of act declaring absent person dead repealed, .....	123
Decedents—transfer of estates, .....	488
Decrees of dissolution—corporations, .....	865
Deeds—construing wording of conveyance, .....	123
conveyance by married woman, .....	310
made by married women, .....	496
validating acknowledgments of, .....	487
validating affidavits and acknowledgments by commissioners of	
deeds and notaries, .....	44
validating conveyance made by corporation whose charter has	
been forfeited, .....	105
validating conveyances made to unincorporated societies, .....	34
validating, made by municipalities, .....	505
validating sales of land sold for taxes, .....	735
validity of conveyances by husband and wife in certain instances, .....	258
Deer—enforcement of penalties for protection of, .....	188
Delaware river—commission on policy in relation to potable waters, ....	801
resources of, .....	783
Department of agriculture—serums for animals, .....	272
Department of banking and insurance—three bureaus established, .....	328
Department of motor vehicles—created and established, .....	228
corps of inspectors, .....	231
inspection force, .....	231
licenses; procedure, etc., .....	242
width of motor vehicles, .....	327
Department of municipal accounts—creation and commissioner, .....	417
Department of weights and measures—sale of certain commodities by	
weight, .....	335
Deputy clerks—pension of district court, in cities of first class, .....	483
Deputy tax receivers—tenure in cities, .....	504
Descent of real estate—married person dying intestate, .....	77
transfer of decedents' property, .....	488
Detectives—appointment of county, .....	358, 411
salaries of county, in counties of first class, .....	442
salaries of county, in counties of third class, .....	138

	PAGE
Diseases—occupational, .....	62
preventing spread of infectious abortion in live stock, .....	295
Disorderly persons—penalty for not paying fare on trolley or bus, .....	64
Dissolutions, decrees of—corporations voided by, .....	865
District courts—costs in action relative to weights and measures, .....	193
criminal judicial in counties, .....	337
first criminal judicial, in Bergen county, .....	354
pension of deputy clerks in cities of first class, .....	483
rights of constables, .....	457
salaries of clerks, .....	119, 121
salaries of judges, .....	440
salaries of sergeants-at-arms, .....	212
second criminal judicial, in Bergen county, .....	354
small claims, .....	371
Dogs—registration, .....	65
use of license fees, .....	359
Dower—act respecting interest of persons presumed dead, .....	47
Drainage—storm water in counties, .....	108
Dredges—taking clams and oysters, .....	420
taking crabs, .....	438
Drive yourself—liability insurance, .....	421
Drivers—court attendant in counties of first class, .....	502
liability insurance for motor vehicles leased without, .....	421
operating motor vehicles under influence of liquor, .....	254
reporting motor vehicle accidents, .....	254
right of way, .....	444
Drunkenness—operating motor vehicle, .....	254
Dyers—liens of spinners, etc., .....	479

## E.

Easements—validity of ordinance vacating public, .....	277
Eatontown, borough of—incorporation, .....	15
Eatontown, township of—incorporation of borough of Eatontown, .....	15
Education—see schools.	
Egg Harbor, township of—part annexed to Absecon City, .....	112
Elections—amendments to election law, .....	556
chapter 210, P. L. 1918, repealed, .....	189
mayor of cities, .....	755
permanent registration, .....	714
petitions of nominations, .....	126
result of municipal, .....	869
salaries of county boards of, .....	370
validating school bonds, .....	82, 92
Employees—issue of injunction in labor dispute, .....	348
liability insurance to protect municipality-operated vehicles, .....	46
occupational diseases, .....	62
transfer of members of retirement system, .....	523
when retirement in effect by State, .....	208
Employers—occupational diseases, .....	62
Engineers—appointment of city in cities of second class, .....	31
classification of professional, .....	117
Entomology—diseased bees, .....	349
Errors and appeals—salary of judges of court of, .....	204
Estates—descent of real, .....	77
transfer of decedents', .....	488
validating deeds by married women, .....	496

	PAGE
Executors—construing wording of conveyance, .....	123
investments in bond and mortgage, .....	506
Exhibitions—certain municipalities may construct buildings for conven-	
tions, etc., .....	100
South Jersey exposition, .....	805
Experiment station—diseased bees, .....	349
Exposition—South Jersey, .....	805

## F.

Fathers—right to earnings of minor children, .....	333
Federal hospital—commission on site for soldiers, .....	798
Fees—compensation of court attendants, .....	48
constables per diem attending court, .....	138
examination of lawyers, .....	183
license for marriage, .....	334
recording, etc., by county clerks, .....	395
salaries of county officers, .....	414
Female guards—salary in counties of first class, .....	147
Ferrets—use in hunting rabbits prohibited, .....	271
Fines—paying by imprisonment, .....	253
supplement to act for recovery of penalties of fish and game laws	
repealed, .....	187
Firearms—carrying weapons, .....	453
Fire commissioners—Election by camp meeting associations, .....	419
Fire departments—assisting fire company in adjoining municipality, .....	413
chaplains in cities of first and second class, .....	11
establish fire areas, .....	462
Fire districts—control in townships, .....	104
Fire marshals—in counties of second and third class, .....	409
Firemen—back pay on return to duty after dismissal, .....	257
relief associations in townships and boroughs, .....	269
Fires—protection against by camp meeting associations, .....	419
use of projectors in school buildings, .....	443
Firewardens—salary in townships, .....	164
Fish and game—bringing game into State, .....	456
closed season for wild turkey, .....	111
enforcement of penalties for protection of deer, .....	188
license to raise game, .....	434
number of certain fish that may be taken daily, .....	139
preservation of crabs, .....	427
recovery of penalties, .....	187
supplements to act relative to recovery of penalties re-	
pealed, .....	187
use of ferrets in hunting rabbits, .....	271
Fishing with purse seines—use, .....	260
Flowers—conservation of wild, .....	311
Flying—commission on aircraft, .....	797
Foreign commissioners of deeds—validating acknowledgments taken by, ..	44
Forests—acquisition of wild lands for, .....	795
conservation of trees, .....	311
payment to township by forest park reservation, .....	277
salary of firewardens and helpers, .....	164
Fort Lee—bridge across Hudson river, .....	21
Fowl—recovery of penalties regulating hunting, .....	187
Franchise tax—taxation of certain public utilities, .....	215
Fruit trees—contract of sale, guarantee, bond, etc., .....	51

## G.

Game—see fish and game.	PAGE
Garage keepers—seizing car to enforce lien, .....	425
Gaslight companies—formation of corporations, .....	407
General Assembly—members of, .....	6, 7
salary of the clerk of, .....	79
Gloucester, township of—part of township of Washington, annexed, .....	67
Governor—action on minutes of Port of New York Authority, .....	554
appoint commission to purchase old Steuben home, .....	38
appoint judges of criminal district courts, .....	343
appoint members of commission on traffic and motor vehicle law, .....	790
appoint two additional circuit court judges, .....	333
appointment of water supply commissions in municipalities, ..	781
commission on crippled children, .....	312
Greystone Park—water supply for State hospital at, .....	280
Guardians—annual accounting as to pensions, .....	293
compelling children's attendance at school, .....	41
investments in bond and mortgage, .....	506

## H.

Hackensack river—purification of, .....	282
Haddonfield, borough of—part of township of Centre annexed, .....	140
Half-mill tax—for State institutional purposes, .....	773
Hanover, township of—incorporation of borough of Morris Plains, .....	54
Harbors—municipalities may devote money for, .....	772
Harrison, Rose—pension, .....	455
Health—agricultural experiment station to investigate sewage disposal, ....	81
commission in relation to potable waters, .....	801
purification of Hackensack river, .....	282
Highways—see roads; streets.	
Hoboken—joint resolution relative to taxation of piers in, .....	792
Holidays—appropriation for observance by cities, .....	439
Home for Aged Women of Jersey City—may acquire and hold property,..	42
Hope, township of—incorporation of township of Liberty, .....	234
Hospital—care of indigent patients by counties, without, .....	204
cities may maintain indigent patients in private, .....	106
half-mill tax for State, .....	773
providing funds for maintaining maternity, in counties of first	
class, .....	45
site for federal, for soldiers, .....	798
water supply for State, at Greystone Park, .....	280
House of Assembly—members of, .....	6, 7
salary of the clerk of, .....	79
Hunting—recovery of penalties, .....	187

## I.

Immorality—revision of blue laws, .....	791
Industrial schools—appropriations for, .....	467
land for school for colored youth, .....	206
Inheritance tax—transfer of property, .....	488
Injunctions—issue in labor disputes, .....	348
Inland waterways—dredging channel in Cold Spring harbor, .....	207
Manasquan river to Shark river, .....	259



	PAGE
Insane—arrest of inmates escaping from county institutions, .....	436
Insects—diseased bees, .....	349
Institutions—commitment of children to charitable, .....	90
half mill tax for State, .....	773
Insurance—assessment, .....	346
brokers licensed, .....	329
creation of three bureaus in department of banking and, .....	328
drive yourself cars, .....	421
municipalities may protect employees operating vehicles by liability, .....	46
operation of auto busses, .....	219
taxis cab liability, .....	383
Interpreters—salary of county court, .....	122
Interstate bridge and tunnel commission—bridge across Delaware river near Red Bank, .....	13
disposal of certain property, .....	87
joint operation of bridge at Camden, .....	89
tolls on bridge at Camden, ..	83
Investments—bond and mortgage by executors, etc., .....	506
legal for savings banks, .....	193

## J.

Jails—goods made by prisoners so marked, .....	133
salary of female guards in counties of first class, .....	147
Jitneys—operation of auto busses, .....	219
Joint bridge commissioners—determining disputes as to county bridges, .....	753
Joint resolutions—acquisition of wild lands for forestry purposes, .....	795
blue law revision commission, .....	791
commission on aircraft, .....	797
commission on potable waters, .....	801
commission on radio transmitting station, .....	799
commission on site for federal hospital for soldiers, ..	798
commission on South Jersey exposition, .....	805
commission on taxation of publicly-owned property, ..	804
commission on teachers' pension and annuity fund, ..	800
commission on traffic and motor vehicle law, .....	790
commission to investigate relationship between Port Authority and municipalities, .....	803
highway named as Blakeslee route, .....	789
naval air station at Lakehurst, .....	787
operation of radio broadcasting stations, .....	788
taxation of certain piers in Hoboken, .....	792
Judges—additional circuit court, .....	333
control over pleadings by supreme court commissioners acting as, .....	103
criminal judicial district courts, .....	337
justices' courts held in customary place, .....	136
salaries in court of common pleas, .....	516
salaries in district courts, .....	440
salary in court of errors and appeals, .....	204
Judicial districts—costs in action relative to weights and measures, .....	193
criminal courts in, .....	337
first criminal of Bergen county, .....	354
salaries of clerks of district courts, .....	119
salaries of judges, .....	440



## M.

	PAGE
Magistrates—court held in customary place, .....	136
Manufacturers—liens of dyers, spinners, etc., .....	479
registration of makers of motor vehicles, .....	318
Margate City—boundaries of, .....	156
Markets—fees from public, .....	273
Marriages—license fee, .....	334
Married persons—conveyance by married women, .....	310, 496
descent of real estate, when dying intestate, .....	77
women as executrix, etc., .....	186
Marshes—overflowing by tide, .....	302
reclamation within Port of New York District, .....	113
Martin, Thomas F.—proclamation calling special session of Senate to fill vacancy caused by death of, .....	861
Maternity hospital—providing funds in counties of first class, .....	45
Mayor—election, etc., in cities, .....	755
filling vacancies in municipal offices, .....	779
may appoint commissioners of assessment of taxes in cities of sec- ond class, .....	778
Meadows—overflowing by tide, .....	302
reclamation within Port of New York district, .....	113
Measures—prevailing party to have costs in action, .....	193
sale of certain commodities by weight, .....	335
Menhaden—fishing with purse seines, .....	260
Merchandise—goods made by prisoners so marked, .....	133
Military—freeholders may appropriate money for armories, .....	155
municipalities may convey park land to State for armory, .....	66
salary of adjutant-general, .....	173
salary of quartermaster-general, .....	173
site for federal hospital, .....	798
Minors—rights to earnings of children, .....	333
Morris Canal and Banking Company—improving Cranberry lake, .....	527
Morris Plains, borough of—incorporation, .....	54
Mortgages—canceling by building and loan associations, .....	317
recording certificates of sales for unpaid taxes, .....	128
Mothers—right to earnings of minor children, .....	333
Motor vehicles—auto busses, insurance, .....	219
carrying weapons, .....	453
commission on traffic and motor vehicle law, .....	790
corps of inspectors, .....	231
department created and established, .....	228
drivers under influence of liquor, .....	254
insurance for, leased without driver, .....	421
insurance to cover taxis' liability, .....	383
licensing; process; hearings, etc., .....	242, 267
manufacturer's registration, .....	318
owner must have bill of sale, .....	433
penalty for not paying fare on auto bus, .....	64
reporting accidents, .....	254
right of way, .....	444
seizing car by garage keeper to enforce lien, .....	425
speed, .....	458
width of, .....	327
Mount Ephraim, borough of—incorporation, .....	129
Moving pictures—use of projector in school buildings, .....	443

	PAGE
Municipal accounts—creation and commissioner, .....	417
Municipalities—acquiring privately-owned waterworks, .....	469
adoption of budget and tax ordinance by certain, .....	101
assist fire company in adjoining, .....	413
auto busses or jitneys, .....	219
back pay for firemen or policemen returned to duty after dismissal, .....	257
bidder's qualifications, .....	301
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
certain water companies deemed incorporated, .....	263
commissions on water supply, .....	781
commission to investigate relationship between Port Au- thority and, .....	803
constructing buildings for conventions, exhibitions, etc., ..	100
convey park land to New Jersey, .....	66
deduction in debt statement on account of grade crossings, ..	466
dogs registered, .....	65
effect of ordinances, .....	526
fees from markets, .....	273
filling vacancies in certain cities, .....	779
financial condition given, .....	284
fire areas, .....	462
joint use of sewerage system, .....	476
leasing public convention halls, .....	109
liability insurance to protect employees operating vehicles, ..	46
lighting districts in boroughs, .....	124
local improvements defined, .....	274
marriage license fee, .....	334
may devote money to port, bridges or river purposes, .....	772
ordinances, .....	446
passage of ordinances, .....	378
payment by forest park reservation to township, .....	277
permanence of soldiers in public service, .....	477
permanent registration of voters, .....	714
promotion of soldiers in municipal service, .....	308
provision in budget for costs in action pertaining to weights and measures, .....	193
qualifications for police, .....	600
radio broadcasting station, .....	32
regulating auctioneers, .....	179
results of certain municipal elections, .....	869
safety aisles, .....	364
sharing cost for use of sewers in Passaic Valley sewerage district, .....	314
storm water drainage in counties, .....	108
taxation of publicly-owned property, .....	804
transfer of members of retirement system, .....	523
vacation of streets, .....	553
validating budgets, .....	179
validating commissions to acquire waterworks, .....	209
validating deeds for land acquired by tax sale, .....	735
validating deeds made by municipalities, .....	505
validating ordinances adopted by, .....	504

## N.

	PAGE
National guard—freeholders may appropriate money for armories, .....	155
salary of adjutant-general, .....	173
salary of quartermaster-general, .....	173
Navigation—acquiring and preserving Barnegat lighthouse, .....	264
channel in Cold Spring harbor, .....	207
improving Cranberry lake, .....	527
inland waterway from Manasquan river to Shark river, ....	259
reclamation of marsh and meadow lands within port of New York district, .....	113
turning basin near Oyster creek, .....	464
Navy—air station at Lakehurst, .....	787
New Jersey—additional land for State capitol, .....	40
disposing of land not needed for roads, .....	152
municipalities may convey park land to, .....	66
retirement by State employees, .....	208
Nets—use of purse seines, .....	260
Normal schools—control vested in commissioner of education, .....	525
North Jersey transit commission—created, .....	261
North Jersey water supply district—municipal water districts, .....	781
salary of commissioners, .....	428
North Plainfield, township of—incorporation of borough of Watchung, .....	141
Notaries public—validating acknowledgments taken by, .....	44
Nurseries—diseased bees, .....	349

## O.

Occupational diseases—liability for, .....	62
Ocean City—land conveyed to, for road purposes, .....	110
Optometrists—certification of records, .....	49
Ordinances—board of adjustment to determine effect, .....	526
mayor voting when tie vote on passage of, .....	779
passage in municipalities, .....	378, 446
validating, adopted by municipalities, .....	504
validity of, vacating public easements, .....	277
Ordinary—married woman as executrix, etc., .....	186
persons absenting themselves presumably dead, .....	72, 73
Orphans' court—accounting as to pensions by guardians, .....	293
married women may act as executrix, etc., .....	186
persons absenting themselves presumably dead, .....	72, 73
Overseers of poor—term in cities of first class, .....	20
Oysters—instituting prosecution, .....	457
size of dredge for taking, .....	420

## P.

Parental schools—in counties of first class, .....	389
Parents—compelling children's attendance at school, .....	41
entitled to earnings of minor children, .....	333
Parks—additional bond issue for county, .....	331
county, .....	736
municipalities may convey land to State, .....	66
sand dune State, .....	711
sources of police fund in certain counties, .....	201

	PAGE
Passaic valley sewerage district—municipalities sharing cost for use of sewers, .....	314
Paterson plank road—improvement, .....	213
Pensions—county probation officers in counties of first class, .....	484
deputy clerks of district courts in cities of first class, .....	483
guardian's annual accounting, .....	293
relief of Georgianna Riker, .....	214
relief of Katherine A. Walsh, .....	35
relief of Rose Harrison, .....	455
retired employees in financial departments of cities, .....	169
retirement of employees in State penal institutions, .....	734
retirement of teachers, .....	508
teachers and annuity fund, .....	800
transfer of members of retirement system, .....	523
Petitions—nominating candidates, .....	126
Petty cash fund—established by board of children's guardians, .....	528
Pheasants—license to raise game, .....	434
Photography—recording by, .....	289
Piers—joint resolution relative to taxation in Hoboken, .....	792
Piscataway, township of—incorporation of borough of South Plainfield, .....	27
Pistols—carrying weapons, .....	453
Plants—conservation of flowers, etc., .....	311
Pleadings—control by supreme court commissioner, .....	103
Police—back pay when returned to duty, .....	257
chaplains in cities of first and second class, .....	11
justice's court held in customary place, .....	136
qualifications for municipal, .....	600
salaries of State, .....	518
salary in villages, .....	43
sources of fund pertaining to parks in certain counties, .....	201
Pollution of streams—joint use of sewers by municipalities, .....	476
Poor—Care of indigent patients by counties without hospital, .....	204
cities may maintain indigent patients in private institutions, .....	106
commitment of children to charitable institutions, .....	90
commitment of children to county almshouse, .....	78
marriage license fees in cities of first class used for relief of, ..	335
term of overseers in cities of first class, .....	20
Port of New York Authority—action on minutes by governor, .....	554
bridge across Hudson river at Fort Lee, .....	21, 76
commission to investigate relationship be- tween municipalities and, .....	803
reclamation of marsh and meadow lands, .....	113
Port of New York District—reclamation of marsh and meadow land within, .....	113
Port of South Jersey—district and commission, .....	759
Port Raritan District—commission, etc., .....	767
Potable waters—commission on policy in relation to, .....	801
Practice—control of pleadings by supreme court commissioners, .....	103
Prisons—goods made by prisoners so marked, .....	133
half-mill tax for State institutions, .....	773
penalty for infamous crime with children, .....	282
pensions for employees of, .....	734
salary of female guards in counties of first class, .....	147
Probate clerks—special in surrogate's office, .....	382
Proclamations—Armistice Day, .....	810
commemorating adoption of Constitution, .....	809

	PAGE
Proclamations—convening special session of Senate, .....	809, 861
corporations null and void, .....	812
Thanksgiving Day, .....	811
Projectors—use in school buildings, .....	443
Prosecutors—appointment of county detectives, .....	411, 442
chapter 210, P. L. 1918, pertaining to elections repealed, ....	189
detectives in counties bordering on ocean, .....	358
salaries, .....	465
salary of, and assistants in counties of first class, .....	118
salary of assistant in certain counties, .....	385
Public easements—validity of ordinance vacating, .....	277
Public halls—cities may erect for conventions, etc., .....	100
leasing by cities, .....	109
Public markets—fees from, .....	273
Public parks—additional bond issue for county, .....	331
sources of police fund in certain counties, .....	201
Public property—taxation of, .....	804
Public sales—regulating auctioneers, .....	179
Public shows—use of projectors in school buildings, .....	443
Public utilities—as to service; powers of board of, .....	239
concerning auto busses or jitneys, .....	219
jurisdiction, .....	226
taxation of certain, .....	215
Public works—board of in cities of second class, .....	157
Purse seines—use of, .....	260

## Q.

Quartermaster-General—salary, .....	173
-------------------------------------	-----

## R.

Rabbits—use of ferrets in hunting prohibited, .....	271
Radio broadcasting—opposing operation, .....	788
station in municipalities, .....	32
Radio transmitting—commission on station, .....	799
Railroads—displaying red light near, .....	463
Rapid transit—North Jersey transit commission established, .....	261
Raritan port district—commission, etc., .....	767
Real estate—act respecting dower and curtesy of persons presumed dead, ..	47
certificate of sale recorded, .....	128
construing wording of conveyance, .....	123
descent of, of married person dying intestate, .....	77
disposing of land not needed for roads, .....	152
limitation of actions, .....	172
notice of lis pendens, .....	376
sale of county lands, .....	192
validating conveyances made to unincorporated societies, ....	34
validating sales of, .....	94, 135, 136, 481
validity of conveyances by husband and wife in certain in-	258
stances, .....	
Receivers of taxes—tenure of deputy in cities, .....	504
Recorders—court held in customary place, .....	136
salaries, .....	430
township and borough may join in appointment, .....	167

	PAGE
Records—recording by photography, .....	289
Red Bank—bridge across Delaware river, .....	13
Red lights—displaying near railroad, .....	463
Reformatories—goods made by prisoners so marked, .....	133
pensions for employees, .....	734
Register of deeds—canceling mortgages by building and loan associations, .....	317
notice of lis pendens, .....	376
recording by photography, .....	289
recording certificates of sales for unpaid taxes, .....	128
salaries, .....	414, 482, 517
vacation of streets, .....	553
Registrars of statistics—marriage license fee, .....	334
Registrations—permanent for voters, .....	714
Relief associations—firemen's, .....	269
Rentings—landlords and tenants, .....	390
Repealers—chapter 210, P. L. 1918, pertaining to elections, .....	189
military reservations excluded in fixing salaries, .....	75
section two of act declaring death of absent person, .....	123
sundry statutes relating to courts having criminal jurisdiction, .....	357
supplement to act for recovery of penalties of fish and game laws, .....	187
willful trespass upon lands, .....	502
Reports—distribution of law and chancery, .....	325
Reserve fund—apportionment for schools, .....	386
Retirement system—pension for teachers, .....	508
when retirement in effect, .....	208
Revolutionary soldiers—cemetery for in municipalities, .....	266
Revolvers—carrying weapons, .....	453
Riker, Georgianna—pension for, .....	214
Riparian lands—exchanging in cities of first class, .....	497
Rivers—ceasing pollution by municipalities, .....	476
municipalities may devote money for improvement, .....	772
Riverside, borough of—commission to purchase Old Steuben Home, .....	38
Roads—Blakeslee route, .....	789
branch in Long Branch, .....	436
branch in Warren county, .....	599
county may join with highway commission in work, .....	14
from vehicular tunnel to Passaic county, .....	171
highway commission may dispose of land not needed, .....	152
in Hunterdon, Somerset and Middlesex counties, .....	166
in Sussex county, .....	276
Jersey City to Dover, .....	191
Jersey City to Kill von Kull bridge, .....	326
justices' courts not held on highway, .....	136
Kearny to Caldwell, .....	190
land conveyed to Ocean City for, .....	110
New Brunswick to Trenton, .....	38
Paterson plank road, .....	213
proposed in Union county, .....	82
right of way, .....	444
route 5 to route 1, .....	191
route 12 altered, .....	377
speed of motor vehicles, .....	458
spur from route No. 8 to Dingmans ferry, .....	418
spur from route No. 13 to Ridge road, .....	310
Stockton to New Brunswick, .....	166



	PAGE
Roads—storm water drainage system, .....	108
taking over routes by highway commission, .....	60
title to act establishing State highways changed, .....	369
tolls on Camden bridge, .....	83, 89
Rockaway, borough of—part of township of Rockaway annexed, .....	63
Rockaway, township of—part annexed to borough of Rockaway, .....	63
Runnemede, borough of—incorporation, .....	148

## S.

Safety aisles—safety zones in municipalities, .....	364
Salaries—adjutant-general, .....	173
assistant prosecutors in certain counties, .....	385
back pay for firemen and policemen returned to duty after dismissal, .....	257
board of taxes and assessment, .....	355
board of works in cities of second class, .....	157
boards of taxation in certain counties, .....	279
boards of taxation in counties bordering on ocean, .....	437
civil service commissioners, .....	521
clerk of general assembly, .....	79
clerks of district courts, .....	119, 121
clerk to commissioners of juries, .....	381
commissioner of motor vehicles, .....	229
commissioner of municipal accounts, .....	417
counsel in certain cities, .....	360
county boards of elections, .....	370
county boards of taxation, .....	460
county clerks, .....	414, 482, 515, 517
county detectives in counties of first class, .....	442
county officers, .....	414, 482, 515, 517
county superintendents of schools, .....	91
court attendant at county law library in counties of first class, .....	137
court attendants in counties, .....	48
court attendants in counties of first class, .....	80
court interpreters, .....	122
deputy commissioner of motor vehicles, .....	230
detectives in counties of third class, .....	138
female guards in counties of first class, .....	147
firewardens and helpers, .....	164
freeholders in certain counties, .....	361, 431, 432
judges of court of errors and appeals, .....	204
judges of courts of common pleas, .....	516
judges of district courts, .....	440
judges of juvenile courts, .....	353
mayor and commissioners in cities, .....	291
military reservations excluded in fixing, .....	75
police in villages, .....	43
prosecutors, .....	465
prosecutors and assistants in counties of first class, .....	118
quartermaster-general, .....	173
recorders, .....	430
registers of deeds, .....	414, 482, 517
secretaries of certain county boards of taxation, .....	180
secretary of senate, .....	79
secretary of tax boards in counties bordering on ocean, .....	388
sergeants-at-arms and court criers in counties of first class, ...	184

	PAGE
Salaries—sergeants-at-arms in chancery chambers, .....	50
sergeants-at-arms in district courts and judicial districts, .....	212
sheriffs, .....	414, 482, 515, 517
State police, .....	518
surrogates, .....	414, 482, 515, 517
township committee and clerk, .....	211
water supply commissioners, .....	428
Sale of goods, etc.—made by prisoners so marked, .....	133
regulating auctioneers, .....	179
Sales of land—certificates of sales for unpaid taxes recorded, .....	128
validating deeds for land sold for taxes, .....	735
validating sales of real estate, .....	94, 135, 136, 481
Sand dunes—State park along coast, .....	711
Savings banks—legal investments, .....	193
School districts—apportionment of school moneys, .....	345
report to county superintendent, .....	448
use of projectors in school buildings, .....	443
validating issuance of bonds, .....	82, 92, 406, 758
Schools—apportionment of moneys to school districts, .....	345
apportionment of reserve fund, .....	386
appropriation for industrial, .....	467
compelling attendance, .....	41
control of normal schools, .....	525
county attendance officer, .....	315
land for industrial school for colored youth, .....	206
parental in counties of first class, .....	389
report to county superintendent, .....	448
retirement of teachers, .....	508
salary of county superintendents, .....	91
use of projectors in buildings, .....	443
validating bonds in cities of third class, .....	503
Secretaries—salaries of, of certain county boards of taxation, .....	180
Secretary of State—proclamation calling special session of Senate to fill vacancy, .....	861
Seines—use of purse, .....	260
Senate—members of, .....	5
salary of secretary, .....	79
special sessions, .....	809, 861
Sergeants-at-arms—salary in chancery chambers, .....	50
salary in counties of first class, .....	184
salary in district courts, .....	212
Serums—use for animals, .....	272
Services—rights of father and mother to earnings of minor children, ..	333
Sewage—agricultural experiment station to investigate disposal, .....	81
pollution of streams, .....	476
Sewerage districts—municipalities sharing cost for use of sewers in Passaic valley, .....	314
validating election in townships, .....	160
Sewers—joint use by municipalities, .....	476
Sheep—dogs registered, .....	65
preservation of domestic animals, .....	359
Shell fisheries—dredging for clams and oysters, .....	420
instituting prosecution, .....	457
taking crabs, .....	438
Sheriffs—salaries, .....	414, 482, 515, 517
salary of female guards in counties of first class, .....	147
validating certain sales of lands, .....	135, 136

	PAGE
Shows—use of projectors in school buildings, .....	443
Shrewsbury, borough of—incorporation, .....	95
Shrewsbury, township of—incorporation of borough of Shrewsbury, .....	95
Shrubbery—conservation of wild flowers, .....	311
Silent policemen—safety in municipalities, .....	364
Sinking fund commission—balance of soldiers' bonus fund transferred to, .....	309
Small cause court—costs in action pertaining to weights and measures, ....	193
Small claims court—established, .....	371
Societies—validating conveyances made to unincorporated, .....	34
Soldiers—accounting as to pension by guardian, .....	293
cemetery in municipalities for Revolutionary, .....	266
permanency in public service, .....	477
promotion in civil service, .....	308
site for federal hospital, .....	798
tenure under civil service, .....	362
Soldiers' bonus fund—balance transferred to sinking fund commission, ...	309
South Jersey Exposition—commission on, .....	805
South Jersey Port district—commission, etc., .....	759
South Jersey water supply district—municipal water districts, .....	781
salary of commissioners, .....	428
South Plainfield, borough of—incorporation, .....	27
Special probate clerks—in surrogate's office, .....	382
Speed—motor vehicles on roads, .....	458
Spinners—liens of, .....	479
State board of education—apportionment of reserve fund, .....	386
apportionment of school moneys, .....	448
approve appointments of normal school teachers, .....	525
land for school for colored youth, .....	206
State board of taxes and assessment—salary, .....	355
State highway commission—additional road from Stockton to New Bruns-	
wick, .....	166
branch route in Long Branch, .....	436
branch road in Warren county, .....	599
counties may join, in road work, .....	14
disposing of land not needed, .....	152
in Sussex county, .....	276
Jersey City to Dover, .....	191
Jersey City to Kill von Kull bridge, .....	326
Paterson Plank road, .....	213
road from Kearny to Caldwell, .....	190
road from New Brunswick to Trenton, .....	38
road from vehicular tunnel to Passaic county, .....	171
road from route 5 to route 1, .....	191
road in Union county, .....	82
route 12 altered, .....	377
spur from route No. 8 to Dingman's ferry, ..	418
spur from route No. 13 to Ridge road, .....	310
taking over roads, .....	60
title to act establishing, changed, .....	369
State hospital—additional water for Greystone Park, .....	280
State house commission—additional land for State capitol, .....	40
expenses of commission on aircraft, .....	797
State institution construction fund, .....	773
State institution construction fund—State tax of half-mill, .....	773
State parks—sand dunes along coast, .....	711
State police—salaries, .....	518
State tax—State institution construction fund, .....	773

	PAGE
Steuben home—purchase of, .....	38
Stock—amendments to corporation act, .....	529
Storm water—drainage in counties and municipalities, .....	108
Street cars—penalty for not paying fare, .....	64
Streets—lighting districts in boroughs, .....	124
right of way, .....	444
speed of motor vehicles, .....	458
vacation in municipalities, .....	553
validity of ordinance vacating public easements, .....	277
Strikes—injunctions in labor disputes, .....	348
Suits—notice of lis pendens, .....	376
Supplemental appropriations, .....	545
Supreme court—control over pleadings by commissioners, .....	103
examination fees, .....	183
Supreme court commissioners—control over pleadings, .....	103
Surrogates—annual accountings as to pensions by guardians, .....	293
married woman may act as executrix, etc., .....	186
presumption of death of persons absenting themselves, ....	72, 73
recording by photography, .....	289
salaries .....	414, 482, 515, 517
special probate clerks, .....	382
Surveyors—appointment of city engineer in cities of second class, .....	31
classification of professional engineers and land, .....	117
Sussex county—additional road in, .....	276
Swamps—overflow by tide, .....	302

## T.

Taxation—appointment of assessors in townships and boroughs, .....	522
certain public utilities, .....	215
commissioners of assessment of, in cities of second class, ....	778
publicly-owned property, .....	804
relationship between Port Authority and municipalities, .....	803
salaries of certain boards of, .....	279
salaries of secretaries of certain county boards of, .....	180
salary of boards in counties bordering on ocean, .....	437
salary of county boards of, .....	460
salary of secretary of boards of, in counties bordering on ocean, .....	388
State tax of half mill, .....	773
taxation of piers in Hoboken, .....	792
Taxes—assessments in certain municipalities adopting budget and tax ordinance, .....	101
certificate of sale for unpaid, recorded, .....	123
commissioners of assessment of, in cities of second class, ....	778
half mill tax, .....	773
piers in Hoboken, .....	792
salary of county boards of taxation, .....	460
salary of State board of, and assessment, .....	355
tenure of deputy receivers in cities, .....	504
transfer of decedents' estates, .....	488
validating deeds for land sold for, .....	735
validating reinstatements of corporations, .....	148
validating sales of land by collector of, .....	481
Taxis—auto busses or jitneys, .....	219
insurance to cover liability, .....	383

	PAGE
Teachers—commission on pension and annuity fund, .....	800
control of normal schools, .....	525
retirement of, .....	508
Tenants—supplement to act concerning landlords and, .....	390
Tenement houses—building requirements, .....	472
secretary in exempt class, .....	713
Tenure—changing title of positions in counties of first class, .....	499
deputy tax receivers in cities, .....	504
freeholders in counties of second class, .....	93
permanency of soldiers in public service, .....	477
soldiers in civil service, .....	362
Thanksgiving day—proclamation, .....	811
Timber—acquisition of wild land for forestry purposes, .....	795
Titles changed—agricultural experiment station to investigate sewage disposal, .....	81
appointment of fire marshals in counties of second and third class, .....	409
liens of spinners, dyers, etc., .....	479
observance of holidays by cities, .....	439
relating to certain municipalities conveying lands not needed, .....	33
State highway department, .....	369
Tolls—on Camden bridge, .....	83, 89
Tonnele avenue—improvement, .....	213
Towns—annual debt statement, .....	284
assisting fire company in adjoining municipality, .....	413
auto busses or jitneys, .....	219
bidder's qualifications, .....	301
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
deduction in debt statement on account of grade crossings, ....	466
dogs registered, .....	65
effect of ordinances, .....	526
fire areas, .....	462
joint use of sewerage system, .....	476
liability insurance to protect employees operating vehicles, ....	46
local improvements defined, .....	274
marriage license fee, .....	334
may convey park lands to State, .....	66
may devote money for port, bridge or river purposes, .....	772
may dispose of lands not needed, .....	33
ordinances, .....	446
passage of ordinances, .....	378
permanence of soldiers in public service, .....	477
permanent registration of voters, .....	714
promotion of soldiers, .....	308
qualifications for police, .....	600
regulating auctioneers, .....	179
safety in municipalities, .....	364
use of fees from dog licenses, .....	359
vacation of streets, .....	553
validating budgets, .....	179
validating deeds, .....	505
validating deeds for land sold for taxes, .....	735
validating ordinances, .....	504
water supply commission, .....	781

	PAGE
Township clerk—per diem, .....	211
Township committee—appointment of assessors, .....	522
election and term in certain townships, .....	43
may be reduced to three members, .....	153
per diem, .....	211
sewerage districts in townships, .....	160
validating issuance of bonds, .....	200
Township of Bordentown—land for school for colored youth, .....	206
Centre—incorporation of borough of Bellmawr, .....	173
incorporation of borough of Mount Ephraim, ....	129
incorporation of borough of Lawnside, .....	216
incorporation of borough of Runnemede, .....	148
part annexed to borough of Barrington, .....	167
part annexed to borough of Haddonfield, .....	140
ratifying incorporation of borough of Brooklawn, .....	181
Clinton—incorporation of borough of Lebanon, .....	303
Eatontown—incorporation of borough of Eatontown, ....	15
Egg Harbor—part annexed to Absecon City, .....	112
Gloucester—part of township of Washington annexed, ...	67
Hanover—incorporation of borough of Morris Plains, ...	54
Hope—incorporation of township of Liberty, .....	234
Liberty—incorporation, .....	234, 869
North Plainfield—incorporation of borough of Watchung, .....	141
Piscataway—incorporation of borough of South Plainfield, .....	27
Rockaway—part annexed to borough of Rockaway, .....	63
Shrewsbury—incorporation of borough of Shrewsbury, ...	95
Washington—part annexed to township of Gloucester, ....	67
Townships—annual debt statement, .....	284
appointment of assessors, .....	522
assessment in certain municipalities adopting budget and tax ordinance, .....	101
assisting fire company in adjoining municipality, .....	413
auto busses or jitneys, .....	219
bidder's qualifications, .....	301
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
committee may be reduced to three, .....	153
dogs registered, .....	65
effect of ordinances, .....	526
election of committeemen in certain, .....	43
fire areas, .....	462
firemen's relief associations, .....	269
joining with borough in appointment of recorder, .....	167
joint use of sewerage system, .....	476
liability insurance to protect employees operating vehicles, ..	46
local improvements defined, .....	274
marriage license fee, .....	334
may devote money for port, bridge or river improvements, .....	772
ordinances, .....	446
passage of ordinances, .....	378
payment by forest park reservation to, .....	277
per diem for township committee, .....	211
permanence of soldiers in public service, .....	477
permanent registration of voters, .....	714
powers of fire commissioners, .....	104
promotion of soldiers, .....	308

	PAGE
Townships—qualifications for police, .....	600
regulating auctioneers, .....	179
safety in municipalities, .....	364
salary of firewardens and helpers, .....	164
sewerage districts in, .....	160
use of fees from dog licenses, .....	359
vacation of streets, .....	553
validating budgets, .....	179
validating deeds, .....	505
validating deeds for land sold for taxes, .....	735
validating issuance of bonds, .....	200
validating ordinances, .....	504
water supply commission, .....	781
Traffic—commission on, .....	790
Transfer of estates—decedents' property, .....	488
Transmitting stations—radio, .....	799
Trees—conservation of, .....	311
sale of fruit, .....	51
Trespassing—act to prevent willful trespass upon lands repealed, .....	502
on cultivated lands, .....	500
Trolleys—displaying red light near crossings, .....	463
penalty for not paying fare, .....	64
Trout—number that may be taken daily, .....	139
Trust companies—formation of, .....	367
investments in certain cases, .....	506
Tunnels—disposal of certain property by interstate bridge and tunnel commission, .....	87
Turkey—closed season for wild, .....	111
Turning basin—near Oyster creek, .....	464

## U.

Union county—proposed road in, .....	82
Unpaid taxes—certificate of sale recorded, .....	128
validating sales of lands by collector of taxes, .....	481
Utilities—concerning auto busses or jitneys, .....	219
jurisdiction of board of public, .....	226
powers of board of public, .....	239
taxation of certain public .....	215

## V.

Vacancies—filling in certain cities, .....	779
Validating acknowledgments of deeds, .....	487
Validating affidavits, acknowledgments, etc., by commissioners of deeds and notaries, .....	44
Validating bonds issued by cities, .....	356
Validating budgets in municipalities, .....	179
Validating certain conveyances by husband and wife, .....	258
Validating commissions to acquire waterworks, .....	209
Validating conveyance made by corporation whose charter has been for- feited, .....	105
Validating conveyances given unincorporated society, .....	34
Validating deeds for land acquired by tax sale, .....	735
Validating deeds made by married women, .....	496

	PAGE
Validating deeds made by municipalities, .....	505
Validating election in sewerage districts in townships, .....	160
Validating issuance of bonds by school districts, .....	758
Validating issuance of bonds by townships, .....	200
Validating ordinances adopted by municipalities, .....	504
Validating reinstatements of corporations, .....	148
Validating sales of real estate, .....94, 135, 136,	481
Validating school bonds, .....82, 92,	406
Validating school bonds in cities of third class, .....	503
Vehicles—carrying weapons, .....	453
liability insurance to protect employees operating municipally owned, .....	46
right of way on roads, .....	444
tolls on Camden bridge, .....	83
Ventnor City—boundaries of, .....	155
Veterans—promotion in civil service, .....	308
Veto power—governor's action on minutes of Port of New York Au- thority, .....	554
Vice—revision of blue laws, .....	791
Villages—annual debt statement, .....	284
assisting fire company in adjoining municipality, .....	413
auto busses or jitneys, .....	219
bidder's qualifications, .....	301
bond issue for improvements, .....	102
cemetery for Revolutionary soldiers, .....	266
dogs registered, .....	65
effect of ordinances, .....	526
fire areas, .....	462
joint use of sewerage system, .....	476
local improvements defined, .....	274
marriage license fee, .....	334
may convey park land to State, .....	66
may devote money for port, bridge or river improvement, .....	772
ordinances, .....	446
passage of ordinances, .....	378
permanence of soldiers in public service, .....	477
permanent registration of voters, .....	714
promotion of soldiers, .....	308
qualifications for police, .....	600
regulating auctioneers, .....	179
safety in municipalities, .....	364
salary of police, .....	43
use of fees from dog licenses, .....	359
vacation of streets, .....	553
validating budgets, .....	179
validating deeds, .....	505
validating deeds for land sold for taxes, .....	735
validating ordinances, .....	504
water supply commission, .....	781
Von Steuben Home—purchase of, .....	38
Voters—permanent registration, .....	714
petitions of nominations, .....	126



## W.

	PAGE
Walsh, Katherine A.—pension, .....	35
Washington, township of—part annexed to township of Gloucester, .....	67
Watchung, borough of—incorporation, .....	141
Water companies—certain companies deemed incorporated, .....	263
Water policy commission—appropriation, .....	780
policy in relation to potable waters, .....	801
resources of Delaware river, .....	783
resources in New York and New Jersey, .....	784
Water supply—at State hospital at Greystone Park, .....	280
municipal commissions on, .....	781
policy in relation to potable waters, .....	801
purification of Hackensack river, .....	282
resources in New York and New Jersey, .....	784
resources of Delaware river, .....	783
salary of commissioners, .....	428
taxation of publicly-owned property, .....	804
Waterworks—acquiring by municipalities, .....	469
certain water companies deemed incorporated, .....	263
validating commissions to acquire, .....	209
Weapons—carrying concealed, .....	453
Weights and measures—prevailing party to have costs in actions, .....	193
sale of grain, coal, etc., by weight, .....	335
Widows' home—disposing of property in Hoboken, .....	410
Wild animals—recovery of penalties regulating hunting, .....	187
recovery of penalties for protection of deer, .....	188
Wild flowers—conservation of, .....	311
Wild turkey,—closed season for, .....	111
Women—conveyance by married, .....	310
deeds made by married, .....	496
disposing of property of widows' home in Hoboken, .....	410
Home for Aged of Jersey City may acquire and hold property, .....	42
married may be executrix, etc., .....	186
salary of female guards in counties of first class, .....	147
Workmen—issue of injunctions in labor disputes, .....	348
Writ of injunction—issue in labor disputes, .....	348

## Y.

Young, Edward L.—member of commission on policy in relation to potable waters, .....	801
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